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SCOTT DOYLE, RECORDER, LARIMER COUNTY CO
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ORDINANCE NO. 937

AN ORDINANCE APPROVING THE ANNEXATION AND ZONING OF LAND TO THE TOWN OF BERTHOUD, COUNTY OF LARIMER, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS THE COLE KINGDOM ANNEXATION TO THE TOWN OF BERTHOUD, COLORADO

WHEREAS, a Petition for Annexation together with seven copies of a Plat of said land as required by ordinance were filed with the Town of Berthoud by the owners of one hundred percent (100%) of the area of the land hereinafter described; and,

WHEREAS, the Board of Trustees by motion at its regular meeting accepted said Petition and found that the Petition substantially complied with the statutory requirements set forth in Sections 31-12-104, 31-12-105 and 31-12-107, C.R.S.; and,

WHEREAS, the Board of Trustees has determined that an election is not required under Section 31-12-107(2), C.R.S., as provided in Section 31-12-111, C.R.S.; and,

WHEREAS, the Board of Trustees has determined that additional terms and conditions were not to be imposed and that the Petition was signed by owners of one hundred percent (100%) of the property proposed to be annexed, exclusive of streets and alleys. Therefore, in accordance with Section 31-12-107, C.R.S., the Board of Trustees of the Town of Berthoud has determined that an ordinance to annex such land to the municipality should be considered.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO:

Section 1.

The land described on Exhibit "A" attached hereto and incorporated herein by reference is hereby annexed and shall be known and described as the Cole Kingdom Annexation to the Town of Berthoud:

The parcel described on Exhibit "A" contains approximately 8.12 acres more or less, and shall be zoned T-Transitional.

Section 2. Effective Date:

The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force 30 days after publication.

TOWN OF BERTHOUD
PO BOX 1229
BERTHOUD CO 80513

At its meeting June 11, 2002, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 11th day of June, 2002.

TOWN OF BERTHOUD:

Milan Karspeck
Milan Karspeck - Mayor

ATTEST:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

Published: 6-13-02

EXHIBIT "A"

Property Description (Cole Kingdom Annexation):

That portion of Section 11, Township 4 North, Range 69 West of the 6th P.M., County of Larimer, State of Colorado, being more particularly described as follows;

Considering the East-West centerline of said Section 11 as bearing North 89°12'00" West and with all bearings contained herein relative thereto;

Beginning at the East One Quarter corner of said Section 11; thence along the East-West centerline of said Section 11, North 89°12'00" West 1647.00 feet to a point on the Westerly line of the Fourth Street Third Annexation to the Town of Berthoud, Colorado and the TRUE POINT OF BEGINNING; thence departing said East-West centerline and along said Westerly line, South 00°39'48" West 30.00 feet to the Southerly right of way of Larimer County Road No. 10E; thence departing said Westerly line and along said Southerly right of way, North 89°12'00" West 526.37 feet to the Southerly prolongation of the West line of that certain parcel of land as described in deed recorded at Reception No. 2000050504, records of said County; thence departing said Southerly right of way and along the Southerly prolongation of said West line and along said West line, North 00°48'00" East 840.98 feet to a point on the Southerly line of the Fourth Street Third Annexation to the Town of Berthoud, Colorado; thence departing said West line and along said Southerly lines and the Westerly lines of said Fourth Street Third Annexation to the Town of Berthoud, Colorado the following seven (7) courses and distances, South 84°35'00" East 166.28 feet; South 01°54'00" West 240.30 feet; South 88°54'00" East 354.80 feet; South 08°57'45" East 56.90 feet; South 02°00'00" East 469.99 feet; North 89°12'00" West 22.30 feet; South 00°39'48" West 30.00 feet to a point on the East-West centerline of said Section 11 and the TRUE POINT OF BEGINNING.

The above described parcel contains 8.12 acres, more or less, and is subject to any existing easements and/or rights of way of record.