

ORDINANCE NO. 1094

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 MEYERS FIRST ADDITION, SERIALS 1, 2 AND 3 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.; Chapter 30-8 and Section 30-16-300 of the *Development Code* of the Town of Berthoud; 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 Meyers First Addition, Serials 1, 2 and 3 Annexation to the Town of Berthoud:

The parcel contains approximately 9.60 acres more or less, and shall be zoned T-Transitional.

Section 2. Effective Date:

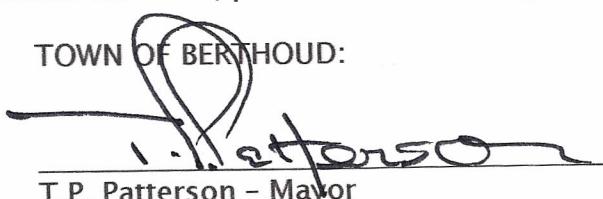
The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force 30 days after publication.

At its meeting July 22, 2008, the Ordinance was read, passed and ordered published by the Board of Trustees.

ATTEST:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

Published: 7-31-08

TOWN OF BERTHOUD:

T.P. Patterson - Mayor

MEYERS 1ST ADDITION – SERIAL 1
EXHIBIT A

MEYERS FIRST ADDITION SERIAL NO. 1:

That portion of the Northeast Quarter of Section 11 and the Northwest Quarter of Section 12, all in Township 4 North, Range 69 West of the 6th P.M., to the Town of Berthoud, County of Larimer, State of Colorado being more particularly described as follows:

Beginning at the Southeast corner of the Northeast Quarter of said Section 11; thence along the East line of the Northeast Quarter of said Section 11 North 00°56'48" East 959.45 feet, more or less, to a point on the Southerly line of Canyon Mechanical Annexation to the Town of Berthoud, County of Larimer, State of Colorado and the TRUE POINT OF BEGINNING; thence departing said East line of the Northeast Quarter of said Section 11 and along said Southerly line of said Canyon Mechanical Annexation North 82°16'48" East 30.35 feet, more or less, to a point on the Easterly Right-of-Way line of U.S. Highway No. 287; thence departing said Southerly line of said Canyon Mechanical Annexation and said Easterly Right-of-Way line of U.S. Highway No. 287 North 10°42'34" West 148.49 feet, more or less, to a point on the East line of the Northeast Quarter of said Section 11; thence departing said East line of the Northeast Quarter of said Section 11 South 12°15'00" West 153.06 feet, more or less, to a point on the Westerly Right-of-Way line of U.S. Highway No. 287; said point also being on the Southerly line of said Canyon Mechanical Annexation; thence departing said Westerly Right-of-Way line of U.S. Highway No. 287 and along said Southerly line of said Canyon Mechanical Annexation North 89°13'12" East 30.00 feet, more or less, to a point on the East line of the Northeast Quarter of said Section 11 and the TRUE POINT OF BEGINNING.

Containing 4,499.99 Square Feet (0.10 Acres), more or less.

MEYERS 1ST ADDITION – SERIAL 2
EXHIBIT A

That portion of the Northeast Quarter of Section 11 and the Northwest Quarter of Section 12, all in Township 4 North, Range 69 West of the 6th P.M., to the Town of Berthoud, County of Larimer, State of Colorado being more particularly described as follows:

Beginning at the Southeast corner of the Northeast Quarter of said Section 11; thence along the East line of the Northeast Quarter of said Section 11 North 00°56'48" East 1109.45 feet, more or less, to the most Northerly point of Aspen Leaf Annexation Serial No. 1 to the Town of Berthoud, County of Larimer, State of Colorado and the TRUE POINT OF BEGINNING; thence departing said East line of the Northeast Quarter of said Section 11 and along the Northeasterly line of said Aspen Leaf Annexation Serial No. 1 South 10°42'34" East 148.49 feet, more or less, to a point on the Easterly Right-of-Way line of U.S. Highway No. 287; thence departing said Northeasterly line of said Aspen Leaf Annexation Serial No. 1 and said Easterly Right-of-Way line of U.S. Highway No. 287 North 01°28'37" West 709.48 feet, more or less, to a point on the East line of the Northeast Quarter of said Section 11; thence departing said East line of the Northeast Quarter of said Section 11 South 03°21'15" West 714.13 feet, more or less, to a point on the Westerly Right-of-Way line of U.S. Highway No. 287; said point also being on the Northwesterly line of said Aspen Leaf Annexation Serial No. 1; thence departing said Westerly Right-of-

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Way line of U.S. Highway No. 287 and along said Northwesterly line of said Aspen Leaf Annexation Serial No. 1 North $12^{\circ}15'00''$ East 153.06 feet, more or less, to said most Northerly point of Aspen Leaf Annexation Serial No. 1; said point also being on the East line of the Northeast Quarter of said Section 11 and the TRUE POINT OF BEGINNING.

Containing 16,902.46 Square Feet (0.39 Acres), more or less.

MEYERS 1ST ADDITION – SERIAL 3
EXHIBIT A

That portion of the Northeast Quarter of Section 11 and the Northwest Quarter of Section 12, all in Township 4 North, Range 69 West of the 6th P.M., to the Town of Berthoud, County of Larimer, State of Colorado being more particularly described as follows:

Beginning at the Southeast corner of the Northeast Quarter of said Section 11; thence along the East line of the Northeast Quarter of said Section 11 North $00^{\circ}56'48''$ East 1672.87 feet, more or less, to the most Northerly point of Aspen Leaf Annexation Serial No. 2 to the Town of Berthoud, County of Larimer, State of Colorado and the TRUE POINT OF BEGINNING; thence departing said East line of the Northeast Quarter of said Section 11 and along the Northeasterly line of said Aspen Leaf Annexation Serial No. 2 South $01^{\circ}28'37''$ East 709.48 feet, more or less, to a point on the Easterly Right-of-Way line of U.S. Highway No. 287; thence departing said Northeasterly line of said Aspen Leaf Annexation Serial No. 2 and along said Easterly Right-of-Way line of U.S. Highway No. 287 North $00^{\circ}56'48''$ East 1695.95 feet, more or less, to a point on the North line of the Northwest Quarter of said Section 12; thence departing said Easterly Right-of-Way line of U.S. Highway No. 287 and along said North line of the Northwest Quarter of said Section 12 South $89^{\circ}10'55''$ East 30.00 feet to the Northeast corner of said Section 11; thence along the North line of the Northeast Quarter of said Section 11 North $89^{\circ}13'45''$ West 350.00 feet; thence South $00^{\circ}56'48''$ West 987.04 feet; thence South $89^{\circ}13'45''$ East 320.00 feet, more or less, to a point on the Westerly Right-of-Way line of U.S. Highway No. 287; thence along said Westerly Right-of-Way line of U.S. Highway No. 287 South $00^{\circ}56'48''$ West 713.41 feet to a point on the Northwesterly line of said Aspen Leaf Annexation Serial No. 2; thence departing said Westerly Right-of-Way line of U.S. Highway No. 287 and along said Northwesterly line of said Aspen Leaf Annexation Serial No. 2 North $03^{\circ}21'15''$ East 714.13 feet, more or less, to said most Northerly point of Aspen Leaf Annexation Serial No. 2; said point also being on the East line of the Northeast Quarter of said Section 11 and the TRUE POINT OF BEGINNING.

Containing 396,408.75 Square Feet (9.10 Acres), more or less.