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ORDINANCE NO. 1012

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 BERTHOUD HOLLOW 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 Berthoud Hollow Annexation to the Town of Berthoud:

The parcel contains approximately 28.89 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 August 23, 2005, the Ordinance was read, passed and ordered published by the Board of Trustees.

TOWN OF BERTHOUD:


Don Ashcraft - Mayor Pro-Tem

ATTEST:


Mary K. Cowdin - Town Clerk

Published: 9-1-05

EXHIBIT "A"
Berthoud Hollow Annexation Legal Description

That portion of the South One Half 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 90°00'00" East and with all bearings contained herein relative thereto;

Beginning at the West One Quarter corner of said Section 11; thence along the East/West centerline of said Section 11, North 90°00'00" East 2647.31 feet to the TRUE POINT OF BEGINNING; thence departing said East/West centerline, North 00°11'23" East 30.00 feet to a point on the Northerly right-of-way line of Larimer County Road No. 10E; thence North 90°00'00" East 477.08 feet along said Northerly right-of-way line to a point on the Westerly line of the Cole Kingdom Annexation to the Town of Berthoud; thence South 00°00'00" West 60.00 feet along said annexation line to a point on the Southerly right-of-way line of Larimer County Road No. 10E; thence North 90°00'00" East 526.36 feet along said Southerly right-of-way line to a point on the Westerly right-of-way line of 4th Street; thence South 00°04'56" East 1125.54 feet along said Westerly right-of-way line to the Southeasterly corner of the parcel described in Reception Number 2003-0135556 as filed at the Larimer County Clerk and Recorder Office; thence departing said Westerly right-of-way line the following eight (8) courses and distances, North 89°07'40" West 1009.05 feet; North 00°11'23" East 6.50 feet; North 37°39'12" West 333.40 feet; North 27°40'12" West 94.00 feet; North 12°51'48" East 137.00 feet; North 44°23'48" East 221.90 feet; North 20°10'48" East 186.30 feet; North 00°11'23" East 319.50 feet along



the North/South centerline of said Section 11 to a point on said East/West centerline of said Section 11 and the TRUE POINT OF BEGINNING.

The above described parcel contains 28.89 acres, more or less, and is subject to any existing easements and/or rights-of-way or record.