

ORDINANCE NO. 1173

AN ORDINANCE APPROVING THE ANNEXATION OF LAND TO THE TOWN OF BERTHOUD, COUNTIES OF LARIMER AND WELD, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS THE PRO SWING FIRST ANNEXATION – SERIALS 1, 2, AND 3 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" and depicted on Exhibit "B" attached hereto and incorporated herein by reference is hereby annexed and shall be known and described as the Pro Swing First Annexation – Serials 1, 2, and 3 to the Town of Berthoud:

The parcel contains approximately 9.32 acres more or less.

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 December 10, 2013 the Ordinance was read, passed and ordered published by the Board of Trustees.

ATTEST:

Mary K Cowdin  
Mary K. Cowdin – Town Clerk

TOWN OF BERTHOUD:

David Gregg  
David Gregg – Mayor

Approved as to form:

Greg Bell  
Greg Bell, Attorney

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