

ORDINANCE NO. 1140

AN ORDINANCE AMENDING THE TOWN OF BERTHOUD DEVELOPMENT CODE ADOPTING BY REFERENCE THE TOWN'S CODE *CHAPTER 30, SECTIONS 1 - 9, DEVELOPMENT CODE* OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO.

WHEREAS, the Berthoud Planning Commission has reviewed Chapter 30, Sections 1-9 and forwarded a recommendation to adopt such regulations; and,

WHEREAS, the Board of Trustees, after reviewing these documents in a public hearing and having adopted this Code has determined that it is in the best interests of the Town that this Chapter 30, Development Code, Sections 1 - 9 be adopted by reference as the Town's Development Code:

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

Section 1. Adoption.

Pursuant to part 2 of article 16 of title 31, C.R.S., there is hereby adopted by reference Chapter 30, Sections 30-1 through 30-9: *Development Code*, hereinafter, "the Code". The subject matter of the Code, adopted herein is to establish regulations regarding the annexation, zoning, development and other matters that may concern real property within the Town. Three (3) copies of the Code, adopted herein are now filed in the office of the Town Clerk of Berthoud, Colorado and may be inspected during regular business hours.

The Board of Trustees determines that adoption of Chapter 30, Sections 1 - 9, a Code of the Town of Berthoud, as an ordinance amending the current regulations set forth in the *Development Code of the Town of Berthoud* is in the best interests of the Berthoud community, and

The Town Board of Trustees hereby adopts such code by reference and repeals all provisions of the Berthoud Development Code in conflict with this new Code, *Chapter 30, Sections 30-1 through 30-9*.

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 thirty (30) days after publication.

At its meeting on March 6, 2012 this Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 6th day of March, 2012.

At the regular meeting of the Board of Trustees, this Ordinance was read, passed and ordered published this 27th day of March, 2012.

Section 3. Additions or Modifications.

Section 4: Validity.

If any part or parts of this ordinance are for any reason held to be invalid such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Trustees hereby declares that it would have passed this ordinance and each part or parts thereof, irrespective of the fact that any one part or parts be declared invalid.

Section 5. Repeal.

Upon adoption of this Ordinance, previous Ordinances in conflict with this Code are hereby repealed.

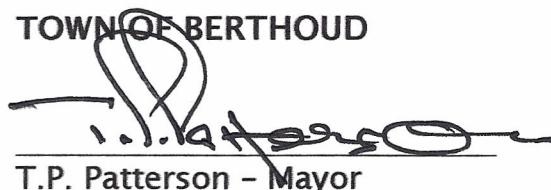
Section 6. Certification.

This ordinance has been introduced and a notice describing the Code and setting the date of the public hearing has been published twice, at least fifteen days and eight days preceding the hearing.

The Town Clerk shall certify to the passage of this ordinance and make not less than three copies of the adopted Code available for inspection by the public during regular business hours.

ATTEST:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

TOWN OF BERTHOUD

T.P. Patterson - Mayor

Published: April 5, 2012

Approved as to form

R.B. Fickel
R.B. Fickel, Town Attorney