

ORDINANCE NO. 1109

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 WOLF 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 Wolf Annexation to the Town of Berthoud:

The parcel contains approximately 2.417 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 May 26, 2009 the Ordinance was read, passed and ordered published by the Board of Trustees.


ATTEST:


Mary K. Cowdin - Town Clerk

TOWN OF BERTHOUD:


T.P. Patterson - Mayor

Approved as to form:


R.B. Fickel, Attorney

Published: 6-4-09

RECEPTION#: 20090065126, 09/22/2009 at
10:10:48 AM,
1 OF 2, R \$11.00 TD Pgs: 0
Scott Doyle, Larimer County, CO

2

EXHIBIT "A"

WOLF ANNEXATION

That portion of the Southwest Quarter of Section 13, Township 4 North, Range 69 West of the 6th Principal Meridian, County of Larimer, State of Colorado, more particularly described as follows:

Being Lot I, Nordhougen M.L.D. No. 0 I-S 1877, Larimer County, Colorado and a portion of the Southwest Quarter of Section 13, 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 West line of the Southwest Quarter of said Section 13 as bearing South 00°00'43" West and with all bearings contained herein relative thereto;

Beginning at the Northwest corner of the Southwest Quarter of said Section 13; thence along the West line of the Southwest Quarter of said Section 13 South 00°00'43" West 820.11 feet to a point on the Westerly prolongation of the North line of said Lot I, Nordhougen M.L.D. and the TRUE POINT OF BEGINNING; thence continuing along said West line of the Southwest Quarter of said Section 13 South 00°00'43" West 170.00 feet to a point on the Westerly prolongation of the South line of said Lot I, Nordhougen M.L.D.; said point also being a point on the Westerly prolongation of the North line of Peakview Meadows Subdivision to the Town of Berthoud, County of Larimer, State of Colorado; thence departing said West line of the Southwest Quarter of said Section 13 and along said Westerly prolongation of the South line of said Lot I, Nordhougen M.L.D. and along said Westerly prolongation of the North line of said Peakview Meadows Subdivision and along the North line of said Peakview Meadows Subdivision South 89°31'17" East 619.35 feet to the Southeast corner of said Lot I, Nordhougen M.L.D.; thence departing said North line of said Peakview Meadows Subdivision and along the East line of said Lot I, Nordhougen M.L.D. North 00°00'43" East 170.00 to the Northeast corner of said Lot I, Nordhougen M.L.D.; thence along the North line of said Lot I, Nordhougen M.L.D. and along the Westerly prolongation of the North line of said Lot I, Nordhougen M.L.D. North 89°31'17" West 619.35 feet to a point on the West line of the Southwest Quarter of said Section 13 and the TRUE POINT OF BEGINNING.

The above described parcel contains 2.417 acres, more or less, and is subject to any existing easements and/or rights of way of record.