

ORDINANCE NO. 1259

**AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD
ANNEXING PROPERTY KNOWN AS THE CASE ANNEXATION TO THE TOWN OF
BERTHOUD, COLORADO**

WHEREAS, Resolution No. 2019-01, finding substantial compliance and initiating annexation proceedings on behalf of Heron Lakes Investments LLC, Applicant of the "Case" Annexation, has heretofore been adopted by the Board of Trustees of the Town of Berthoud; and;

WHEREAS, the Board of Trustees does hereby find and determine that it is in the best interests of the Town to annex said area to the Town.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE
TOWN OF BERTHOUD AS FOLLOWS:**

Section 1. That the following described property meets all legal requirements for annexation to the Town of Berthoud, and on the request of the Owner and in the interest of the Town:

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

Parcel 2A, Amended Duffy Exemption, recorded at Reception No. 97052403, Larimer County Clerk and Recorder, more particularly described as follows:

Considering the North line of the Northeast corner of Section 4 as bearing South 89° 59' 58" West and with all bearings contained herein relative thereto:

COMMENCING at the North Quarter corner of Section 4; thence South 00° 13' 44" West, 50.15 feet to a point on the North line of Heron Lakes Lake Club Annexation To The Town of Berthoud; thence along the West and South lines of Heron Lakes Lake Club Annexation the following 2 courses and distances: South 00° 25' 45" West, 1337.29 feet; thence, North 77° 18' 05" East, 447.46 feet to the Southwest corner of Parcel 2A, Amended Duffy Exemption, said point being the POINT OF BEGINNING; thence along said Parcel 2A the following 10 courses and distances: North 07° 03' 49" West, 396.85 feet; thence, North 04° 08' 54" West, 128.40 feet; thence, North 02° 15' 08" West, 205.22 feet; thence, North 79° 55' 50" East, 337.02 feet; thence, South 28° 00' 27" East, 280.84 feet; thence, South 41° 52' 38" East, 164.83 feet; thence, South 51° 31' 52" West, 107.08 feet; thence, South 47° 26' 05" West, 419.26 feet; thence, South 54° 47' 05" West, 61.59 feet; thence South 65° 29' 05" West, 71.05 feet to the POINT OF BEGINNING, containing 272,633 square feet or 6.259 acres more or less.

The above described Case Annexation— containing 272,633 square feet or 6.259 acres more or less, and is subject to any existing easements and/or rights of way of record.

Section 2. No Obligations Assumed: In annexing said property to the Town, the Town does not assume any obligation respecting the construction of water mains, sewer lines, gas mains, electrical service lines, streets or any other services or utilities in connection with the property hereby annexed except as may be provided by the ordinances of the Town.

Section 3. Interpretation: This Ordinance shall be so interpreted and construed to effectuate its general purpose.

Section 4. Effective Date: Passed and ordered published this 26 day of Feb., 2019.

TOWN OF BERTHOUD

By: William Karspeck

William Karspeck, Mayor

ATTEST:

By:

Christian Samora

Christian Samora, Town Clerk

