

TOWN OF BERTHOUD

ORDINANCE NO. 2018-1240

AN ORDINANCE AMENDING THE ZONING MAP OF THE TOWN OF BERTHOUD TO ESTABLISH THE ZONING OF PROPERTY KNOWN AS THE “LIGHTFOOT ANNEXATION” NEWLY ANNEXED TO THE TOWN OF BERTHOUD

WHEREAS, an ordinance approving the annexation of certain property known as the “Lightfoot Annexation,” as more particularly described in Exhibit A attached hereto (the “Property”), to the Town of Berthoud by Ordinance No. 2018 - ___ was passed by the Board of Trustees of the Town of Berthoud on March 27th, 2018; and,

WHEREAS, Section 31-12-115, Colorado Revised Statutes, requires that newly annexed property be zoned within 90 days of the effective date of the annexation ordinance; and,

WHEREAS, the Planning Commission previously has considered the zoning request related to Resolution No. 13-2018 and pending Annexation Ordinance 2018-___, and has recommended that the Property be zoned “General Commercial (C-2)” upon its annexation into the Town; and,

WHEREAS, notice previously was been posted and published as required by law and a public hearing was conducted before the Board of Trustees on March 27, 2018, at which time the zoning of the Property to “General Commercial (C-2)” was approved by the Board, to become effective upon the completion of the annexation of the Property into the Town; and

WHEREAS, the Board desires to ratify and confirm the zoning approval for the Property to become effective concurrent with the legal effectiveness of Annexation Ordinance 2018-_____.

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

Section 1. Upon the legal effectiveness of the annexation of the Property to the Town of Berthoud in accordance with Section 31-12-113(2)(b), Colorado Revised Statutes, the official zoning map of the Town of Berthoud shall be amended by the inclusion of the Property zoned as “Single-family Residential (R-1).”

Section 2. The Property known as the “Lightfoot Annexation” is hereby zoned “General Commercial (C-2),” subject to the terms and conditions approved by the Town.


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

Section 4. Publication. The Town Clerk shall certify to the passage of this Ordinance, cause its contents to be published, and, when the annexation of the Property becomes effective in accordance with section 31-12-113(2)(b), Colorado Revised Statutes, shall cause the appropriate change to be made to the official Berthoud Zoning District Map.


Section 5. Effective Date: The effective date of this ordinance shall be the later of the effective date of the Annexation of "Lightfoot" and thirty days after publication of this ordinance.

PASSED, ADOPTED, SIGNED AND APPROVED this the 27th day of March, 2018

TOWN OF BERTHOUD


Steve Mulvihill, Mayor

ATTEST:


Christian Samora, Town Clerk

