

**TOWN OF BERTHOUD**  
**RESOLUTION NO. 14**  
**(Series of 2018)**

**A RESOLUTION FINDING PETITION FOR ANNEXATION SUBMITTED BY HERON LAKES INVESTMENTS, LLC TO BE IN SUBSTANTIAL COMPLIANCE WITH COLORADO REVISED STATUTES 31-12-107 AND SETTING A HEARING PURSUANT TO COLORADO REVISED STATUTES 31-12-108**

**WHEREAS** the owners of the property, Heron Lakes Investments LLC, submitted a petition for annexation, and the voters of the Town Board have authorized the processing of such petition by vote on Tuesday April 3, 2018, enabling the Town Board to consider the annexation of property to be known as the Heron Lakes Lake Club; and

**WHEREAS**, in response to the petition and the voter approval, the Board of Trustees for the Town of Berthoud desires to initiate annexation proceedings in accordance with law; and

**WHEREAS**, the petition as submitted has been reviewed by staff and approved as alleging all requirements for annexation set forth in the Colorado Statutes, and should be set for a legislative public hearing to establish such assertions as required by statute;

**IT IS THEREFORE RESOLVED** by the Board of Trustees of the Town of Berthoud Colorado, this 17<sup>th</sup> day of April 2018, as follows:

1. That the Board hereby accepts the annexation petition for Heron Lakes Lake Club, more particularly described in Exhibit A.

2. That the Board hereby finds and determines that the annexation petition and accompanying map contains all allegations required for such a petition under the Municipal Annexation Act of 1965, which is referred to herein as the "Act", and that if such allegations are determined to be well founded, such property would be eligible for annexation to the Town of Berthoud.

3. That the Notice attached as Exhibit B be adopted as a part of this Resolution. Said Notice establishes the date, time, and place when a public hearing will be held to determine if the proposed annexation complies with Section 30 of article II of the Colorado Constitution and Sections 31-12-104 and 31-12-105 of the Colorado Revised Statutes or such provisions thereof as may be required to establish eligibility under the terms of the Act. The Town Clerk is directed to publish a copy of this Resolution and said Notice as provided in the Act.

**DULY PASSED** by the Board of Trustees this 17<sup>th</sup> day of April, 2018.

ATTEST:

Christian Samora, Town Clerk



**TOWN OF BERTHOUD**

*William Karspeck*

William Karspeck, Mayor

**EXHIBIT B**

**TOWN OF BERTHOUD, COLORADO**

**NOTICE OF PUBLIC HEARINGS FOR A PROJECT**  
**Heron Lakes Lake Club Annexation and Zoning**

**PUBLIC NOTICE IS HEREBY GIVEN** of a public hearing before the Berthoud Planning Commission on May 10<sup>th</sup>, 2018 and the Board of Trustees on May 22nd, 2018 at the following time and place:

6:30 P.M.  
Berthoud Town Hall  
807 Mountain Avenue  
Berthoud, Colorado 80513

This hearing is for the purpose of taking applicant testimony and public comment on a proposed annexation and zoning to Mixed Use district (R-4) regarding the property described in Exhibit A, and for determining the eligibility of such property for annexation to the Town and the advisability of such an annexation, all as governed by the Berthoud Development Code.

**GIVEN AND POSTED** this 19th day of April, 2018