

RESOLUTION NO. 12-15

OF THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD SETTING FORTH FINDINGS OF FACT AND DETERMINATIONS REGARDING THE ELIGIBILITY FOR ANNEXATION OF THE HOIME SECOND ANNEXATION

WHEREAS annexation proceedings were heretofore initiated by the Board of Trustees of the Town of Berthoud for property to be known as the Hoime Second Annexation, as more particularly described in Exhibit A attached hereto (the "Property"); and

WHEREAS following Notice given as required by section 31-12-108 (2) of the Colorado Revised Statutes and applicable Town of Berthoud ordinances, the Board of Trustees of the Town of Berthoud, which is referred to herein as the "Board," has held a hearing on the eligibility of the Property for annexation to the Town of Berthoud pursuant to section 30 of article II of the state constitution and sections 31-12-104 and 105 of the Colorado Revised Statutes;

IT IS THEREFORE RESOLVED by the Board of Trustees of the Town of Berthoud, Colorado, this 26th day of May 2015, as follows:

Section 1. That the Board hereby finds that notice was duly given and a hearing was held as required by section 31-12-108 of the Colorado Revised Statutes regarding the eligibility of the Property for annexation to the Town of Berthoud in accordance with section 30 of article II of the state constitution and sections 31-12-104 and 105 of the Colorado Revised Statutes.

Section 3. That the Board further finds that there is at least one-sixth (1/6) contiguity between the Town of Berthoud and the Property; that a community of interest exists between the Property and the Town; that the Property is urban or will be urbanized in the near future; and that the Property is integrated with or is capable of being integrated with the Town of Berthoud.

Section 4. That the Board further finds that the requirements of the applicable provisions of section 30 of article II of the state constitution and sections 31-12-104 and 31-12-105 of the Colorado Revised Statutes have been met.

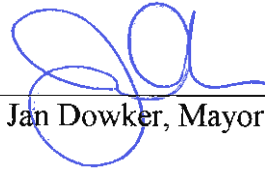
Section 5. That the Board further finds that an election is not required under section 30(1)(a) of article II of the state constitution or section 31-12-107(2) of the Colorado Revised Statutes.

Section 6. That the Board further determines that that there are no additional terms and conditions to be imposed upon said annexation.

Section 7. That the Board concludes that the Property is eligible for annexation to the

Town of Berthoud.

Passed and adopted at a regular meeting of the Board of Trustees of the Town of Berthoud held this 26th day of May, 2015.

A handwritten signature in blue ink, appearing to be 'Jan Dowker', written over a horizontal line.

Jan Dowker, Mayor Pro-Tem

ATTEST:

A handwritten signature in blue ink, appearing to be 'Mary K. Cowdin', written over a horizontal line.

Mary K. Cowdin, Town Clerk

EXHIBIT A
Legal Description of the Property

A portion of the northwest quarter of Section 11, Township 4 North, Range 69 West of the 6th Principal Meridian, more particularly described as follows:

Considering the west line of the northwest quarter of said Section 11 as bearing North 00° 57'23" East with all bearings contained herein relative thereto:

Commencing at the west quarter corner of said Section 11; then South 89°15'08" East along the south line of the northwest quarter of Section 11 a distance of 1230.64 feet; thence North 00° 57'23" East parallel with the west line of the northwest quarter of Section 11 a distance of 440.00 feet to the Point of Beginning; thence North 00°57'23" East a distance of 390.00 feet; thence South 89°15'08" East parallel with the south line of the northwest quarter of Section 11 a distance of 270.00 feet; thence South 00°57'23" West a distance of 390.00 feet; thence North 89° 15'08" West a distance of 270.00 feet to the Point of Beginning.

County of Larimer,
State of Colorado.