

RESOLUTION NO. 4-08

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO, SETTING A PUBLIC HEARING REGARDING THE SOMMERS ANNEXATION PETITION

WHEREAS, at a regular meeting of the Board of Trustees on April 22, 2008, the annexation petition for the Sommers Annexation was submitted to the Board of Trustees by the Clerk as a communication pursuant to Section 31-12-107(1)(f), C.R.S.; and,

WHEREAS, the location of the property is described on Exhibit "A" attached hereto and incorporated herein by reference; and,

WHEREAS, the Board of Trustees reviewed the petition and found that the requirements set forth in Section 31-12-107(1)(f), C.R.S. have been substantially complied with.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO THAT:

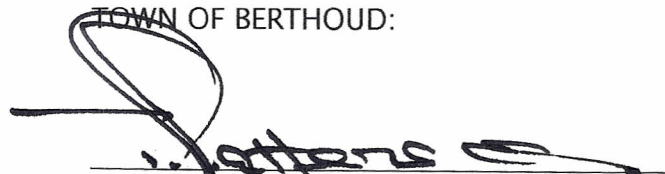
Pursuant to Section 31-12-108(1), C.R.S., the Board of Trustees hereby sets the date for the hearing on the annexation petition for June 10, 2008 at 7:00 P.M. in the Town of Berthoud Board Room located at 328 Massachusetts Avenue, Berthoud, Colorado. The purpose of this hearing shall be to determine whether the area proposed to be annexed meets the applicable requirements of Sections 31-12-104 and 31-12-105, C.R.S. and is eligible for annexation.

The Board of Trustees directs the Town's staff to publish Notice of this hearing.

In the event the Board of Trustees finds that the statutory prerequisites for annexation have been met, the Board of Trustees will hold a public hearing on the ordinance annexing this property.

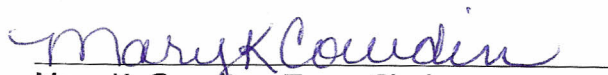
This resolution was introduced, read and passed by a vote of 6 in favor and 0 opposed at the regular meeting of the Board of Trustees of the Town of Berthoud on the 22nd day of April, 2008.

TOWN OF BERTHOUD:



T. P. Patterson - Mayor

ATTEST:



Mary K. Cowdin - Town Clerk
Publish: May 8, 15, 22, 29 & June 5, 2008

SOMMERS ANNEXATION EXHIBIT A

A PORTION OF THE NORTHWEST QUARTER OF SECTION 24, TOWNSHIP 4 NORTH, RANGE 69 WEST OF THE SIXTH PRINCIPAL MERIDIAN, COUNTY OF LARIMER, STATE OF COLORADO, MORE PARTICULARLY DESCRIBED AS FOLLOWS;

CONSIDERING THE NORTH LINE OF SAID NORTHWEST QUARTER AS BEARING NORTH 88°42'13" EAST BETWEEN THE MONUMENTS SHOWN AND DESCRIBED HEREON, WITH ALL BEARINGS CONTAINED HEREIN RELATIVE THERETO;

COMMENCING AT THE NORTHEAST CORNER OF SAID NORTHWEST QUARTER FROM WHICH THE NORTHWEST CORNER OF SAID NORTHWEST QUARTER BEARS SOUTH 88°42'13" WEST, A DISTANCE OF 2659.84 FEET; THENCE SOUTH 00°57'50" EAST, ALONG THE EAST LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 34.30 FEET TO THE POINT OF BEGINNING;
THENCE CONTINUING SOUTH 00°57'50" EAST, ALONG SAID EAST LINE, A DISTANCE OF 1,281.57 FEET;
THENCE SOUTH 88°35'09" WEST, ALONG THE SOUTH LINE OF THE NORTH ONE-HALF OF SAID NORTHWEST QUARTER, A DISTANCE OF 327.50 FEET; THENCE NORTH 00°57'51" WEST, A DISTANCE OF 1,156.55 FEET TO THE SOUTHWEST CORNER OF THAT CERTAIN PARCEL OF LAND AS DESCRIBED IN A DEED RECORDED MARCH 2, 1995 AS RECEPTION NO. 95012284 AS FOUND MONUMENTED WITH A 2" PIPE WITH CONCRETE PLUG AND BRASS SEAL INSCRIBED R.L.S. 4845;
THENCE NORTH 88°42'13" EAST, PARALLEL WITH THE NORTHERLY LINE OF SAID NORTHWEST QUARTER, A DISTANCE OF 216.50 FEET TO A 2" PIPE WITH CONCRETE PLUG AND BRASS SEAL INSCRIBED R.L.S. 4845;
THENCE NORTH 00°53'17" WEST, ALONG THE EAST LINE OF SAID PARCEL DESCRIBED AT RECEPTION NO. 95012284, A DISTANCE OF 125.60 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF STATE HIGHWAY NO. 56 AS DESCRIBED IN A DEED RECORDED IN BOOK 1182 AT PAGE 506; THENCE NORTH 88°36'06" EAST, ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 110.83 FEET TO THE POINT OF BEGINNING.

CONTAINING 392,582.22 SQUARE FEET OR 9.0124 ACRES, MORE OR LESS.