

RESOLUTION NO. 18-07

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

1. At a regular meeting of the Board of Trustees on September 11, 2007, the annexation petition for the Cooper Property was submitted to the Board of Trustees by the Clerk as a communication pursuant to Section 31-12-107(1)(f), C.R.S. The location of the property is described on Exhibit "A" attached hereto and incorporated herein by reference.
2. The Board of Trustees reviewed the petition and found that the requirements set forth in Section 31-12-107(1)(f), C.R.S. had been substantially complied with.
3. 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 October 23, 2007 at 7:00 P.M. in the Town of Berthoud Board Room located at 328 Massachusetts Avenue, Berthoud, Colorado. Notice of this hearing is to be published.
4. 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.
5. In the event the Board of Trustees finds that the statutory prerequisites for annexation have been met the Board will hold a public hearing on the ordinance annexing this property.

This resolution was passed by a vote of 5 in favor and 0 opposed at the regular meeting of the Board of Trustees on the 11th day of September, 2007.

TOWN OF BERTHOUD:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

Milan Karspeck
Milan Karspeck - Mayor

PUBLISH: 9-27, 10-4, 11, & 18, 2007

EXHIBIT "A"

A tract of land located in the S1/2 of Section 2, the SE1/4 of Section 3, the NE1/4 of Section 10, and the NW1/4 of Section 11, all of T4N, R69W of the 6th P.M., County of Larimer, State of Colorado, described as follows:

COMMENCING at the Southwest Corner of said Section 2, from which the W1/4 Corner of said Section 2 bears N00°37'55"W, 2663.62 feet (Basis of Bearing), thence N89°36'41"E, 60.00 feet along the South Line of the S1/2 of said Section 2 to the Easterly Right-of-way Line of Larimer County Road No. 17 and the TRUE POINT OF BEGINNING;

Thence continuing N89°36'41"E, 3580.15 feet along the South Line of the S1/2 of said Section 2 to the Westerly Right-of-way Line of the Burlington Northern & Santa Fe Railroad;

Thence N03°06'38"W, 2684.23 feet along the Westerly Right-of-way Line of said Burlington Northern & Santa Fe Railroad to the North Line of the S1/2 of said Section 2;

Thence S89°19'30"W, 3524.03 feet along the North Line of the S1/2 of said Section 2 to the W1/4 Corner of said Section 2;

Thence N89°58'53"W, 60.00 feet along the North Line of the SE1/4 of said Section 3 to the Westerly Right-of-way Line of said Larimer County Road No. 17;

Thence S00°37'55"E, 75.88 feet along the Westerly Right-of-way Line of said Larimer County Road No. 17 to an angle point thereof;

Thence S05°36'03"E, 346.36 feet along the Westerly Right-of-way Line of said Larimer County Road No. 17 to an angle point thereof;

Thence S00°37'55"E, 478.07 feet along the Westerly Right-of-way Line of said Larimer County Road No. 17 to angle point thereof at the Northwesterly Corner of Parcel 230-A of Colorado Department of Transportation Project NH 2873-068 Unit 2;

Thence S05°18'11"W, 148.87 feet along the Westerly Right-of-way Line of said Larimer County Road No. 17 and along the Westerly Line of said Parcel 230-A to an angle point thereof;

Thence S00°14'09"W, 682.15 feet along the Westerly Right-of-way Line of said Larimer County Road No. 17 and along the Westerly Lines of said Parcel 230-A and Parcel 230 of Colorado Department of Transportation Project NH 2873-068 Unit 2 to a point of curvature thereof;

Thence S01°31'13"W, 574.61 feet to an angle point of said Parcel 230;

Thence S01°50'18"E, 656.01 feet along the Westerly Right-of-way Line of said Larimer County Road No. 17 and along the Westerly Lines of said Parcel 230 and Parcel 231 of Colorado Department of Transportation Project NH 2873-068 Unit 2 to a Northerly Line of HAMMOND ANNEXATION NO. 4, an annexation to the Town of Berthoud, County of Larimer, State of Colorado, according to the recorded map thereof;

Thence N89°34'44"E, 90.97 feet along a Northerly Line of said HAMMOND ANNEXATION NO. 4 to an angle point thereof;

Thence S00°08'32"E, 2311.01 feet along the Easterly Line of said HAMMOND ANNEXATION NO. 4 to the Northerly Right-of-way Line of Larimer County Road No. 10-E;

Thence N89°39'02"E, 55.09 feet along the Northerly Right-of-way Line of said Larimer County Road No. 10-E to the Easterly Right-of-way Line of said Larimer County Road No. 17;

Thence Northwesterly, 39.36 feet along the arc of a curve concave to the Northeast and along the Easterly Right-of-way Line of said Larimer County Road No. 17 to a point tangent, said arc having a radius of 25.00 feet, a central angle of 90°12'26", and being subtended by a chord that bears N45°14'45"W, 35.42 feet;

Thence N00°08'32"W, 2581.08 feet along the Easterly Right-of-way Line of said Larimer County Road No. 17 to the TRUE POINT OF BEGINNING.

Area = 225.413 acres, more or less.