

RESOLUTION NUMBER 2025-18

A RESOLUTION OF THE TOWN OF BERTHOUD BOARD OF TRUSTEES APPROVING A NEIGHBORHOOD MASTER PLAN FOR A DEVELOPMENT KNOW AS RIVER TRAILS IN THE TOWN OF BERTHOUD.

WHEREAS, the property under consideration is known as the “River Trails” development; and

WHEREAS, the Town of Berthoud (“Town”) approved Ordinance 1360 on August 26, 2025, which approved the River Trails Annexation; and

WHEREAS, the Town of Berthoud (“Town”) approved Ordinance 1361 on August 26, 2025, which approved portions of the property Zoning to SR, Suburban Residential, and A, Agriculture, of the River Trails property; and

WHEREAS, the 2021 update to the Town’s Comprehensive Plan and Future Land Use Map have envisioned the property described in Exhibit A attached hereto as appropriate for Suburban Residential development and Agricultural uses; and

WHEREAS, the developer has proposed a Neighborhood Master Plan application that has been prepared in substantial compliance with the 2021 update to the Town’s Comprehensive Plan and Future Land Use Map; and

WHEREAS, the Neighborhood Master Plan has been reviewed by referral agencies to ensure the proposed development does not present a burden on service provision; and

WHEREAS, notice was properly posted in the manner required by law and a public hearing was conducted on October 24, 2024, before the Berthoud Planning Commission; and

WHEREAS, after the public hearing, the Berthoud Planning Commission made a unanimous recommendation to the Town Board of Trustees to approve the Neighborhood Master Plan as presented with the following Condition of Approval:

The applicant shall work with Town Staff to incorporate educational opportunities regarding wildlife, river ecosystems, agriculture, and heritage of the area in their neighborhood identity features with the Preliminary Plat application submittal.

WHEREAS, notice was properly posted in a manner required by law and a public hearing was conducted on May 24, May 31, June 7, June 14, 2025, before the Board of Trustees as required by law and which public hearing incorporated the testimony of citizens which were allowed to speak during “Citizen Participation” during this Board of Trustees meeting, and which testimony the applicant confirmed it had reviewed; and

WHEREAS, the published Board of Trustees public hearing schedule for July 8, 2025 was continued to August 26, 2025 in a public hearing; and

WHEREAS, based on the testimony and evidence presented at the public hearing held on August 26, 2025, the Board of Trustees determines and finds that compliance with the Neighborhood Master Plan review criteria as provided in Section 30-6-106.E of the Berthoud Municipal Code has been demonstrated.

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

Section 1. Neighborhood Master Plan Approval. The Neighborhood Master Plan is hereby conditionally approved. The Preliminary Plat shall be submitted in substantial compliance with the Neighborhood Master Plan and the development review for the Preliminary plat shall be processed in accordance with the Land Use Code. The applicant shall work with Town Staff to incorporate educational opportunities regarding wildlife, river ecosystems, agriculture, and heritage of the area in their neighborhood identity features with the Preliminary Plat application submittal.

Section 2. Interpretation: This Resolution shall be interpreted and construed to effectuate its general purpose.

Section 3. Effective Date: The provisions of this Resolution shall take effect upon adoption.

APPROVED AND ADOPTED this 26th day of August, 2025.



TOWN OF BERTHOUD

By

William Karspeck, Mayor

ATTEST:

By:

Christian Samora, Town Clerk

Lexi Dovel, Deputy Town Clerk

Exhibit A: Legal Description

RIVER TRAILS ANNEXATION NO. 1

A parcel of land situate in the Southwest Quarter (SW1/4) of Section Twenty-four (24), Township Four North (T.4N.), Range Sixty-nine West (R.69W.) of the Sixth Principal Meridian (6th P.M.), Town of Berthoud, County of Larimer, State of Colorado and being more particularly described as follows:

COMMENCING at the South Sixteenth corner of said SW1/4 of Section 24 and assuming the North line of the South half of said SW1/4 as bearing North 89°02'27" East, being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2657.78 feet Monumented by a #5 rebar with 2" aluminum cap stamped LS 13446 on the West end, and a #5 rebar with 3.25" aluminum cap stamped LS 38348 on the East end, and with all other bearings contained herein relative thereto;

THENCE North 89°02'27" East, along said North line, a distance of 30.00 feet to the POINT OF BEGINNING, also being a point on the boundary of the South First Street Annexation to the Town of Berthoud, recorded April 3, 1997, as Reception Number 19970020418 of the Records of the Larimer County Clerk and Recorder;

THENCE North 89°02'27" East, continuing along said North line and said annexation boundary, a distance of 20.00 feet;

THENCE North 00°21'20" West, continuing along said annexation boundary, a distance of 35.00 feet to a point on the North right of way of East County Road 6C, as shown on the plat of Mary V. Moore M.R.D., recorded November 2, 1993 as Reception Number 19930082235 of the Records of the Larimer County Clerk and Recorder;

THENCE North 89°02'27" East, along said North right of way, a distance of 314.64 feet;

THENCE South 82°30'22" West a distance of 307.55 feet to a point on the North line of the South half of said SW1/4;

THENCE South 00°06'53" West a distance of 185.29 feet to a point on the East line of that parcel recorded January 7, 1878 as Book G Page 580 of the Records of the Larimer County Clerk and Recorder;

THENCE South 08°56'36" East, along said East line, a distance of 178.75 feet;

THENCE South 77°12'38" West a distance of 27.92 feet to a point on the assumed West right of way line of County Road 15, lying 30' Westerly and parallel to the surveyed centerline of said road.

THENCE North 12°47'22" West, along said assumed West right of way line, a distance of 127.08 feet;

THENCE North 00°21'21" West a distance of 58.65 feet to a point on the boundary of said South First Street Annexation to the Town of Berthoud;

THENCE North 00°21'21" West, continuing along said South First Street Annexation, a distance of 184.98 feet to the POINT OF BEGINNING.

Said described parcel of land contains 16,828 Square Feet or 0.386 Acres, more or less (±).

RIVER TRAILS ANNEXATION NO. 2

A parcel of land, situate in the Southwest Quarter (SW1/4) of Section Twenty-four (24), Township Four North (T.4N.), Range Sixty-nine West (R.69W.) of the Sixth Principal Meridian (6th P.M.), Town of Berthoud, County of Larimer, State of Colorado and being more particularly described as follows:

COMMENCING at the South Sixteenth corner of said SW1/4 of Section 24 and assuming the North line of the South half of said SW1/4 as bearing North 89°02'27" East, being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2657.78 feet Monumented by a #5 rebar with 2" aluminum cap stamped LS 13446 on the West end, and a #5 rebar with 3.25" aluminum cap stamped LS 38348 on the East end, and with all other bearings contained herein relative thereto;

THENCE North 89°02'27" East, along said North line, a distance of 59.46 feet to the POINT OF BEGINNING;

THENCE North 82°30'22" East a distance of 307.55 feet to a point on the North right of way of East County Road 6C, as shown on the plat of Mary V. Moore M.R.D., recorded November 2, 1993 as Reception Number 19930082235 of the Records of the Larimer County Clerk and Recorder;

THENCE North 89°02'27" East, along said North right of way, a distance of 896.05 feet;

THENCE South 81°12'51" West a distance of 1096.36 feet;

THENCE South 00°32'05" East a distance of 872.85 feet to a point on the East line of that parcel recorded January 7, 1878 as Book G Page 580 of the Records of the Larimer County Clerk and Recorder;

THENCE North 27°05'13" West a distance of 56.42 feet to a point on the assumed West right of way line of County Road 15, lying 30' Westerly and parallel to the surveyed centerline of said road, said point also being the beginning point of a curve, non-tangent to the aforesaid line;

THENCE along the arc of a curve concave to the Southwest a distance of 527.01 feet, having a Radius of 4800.49 feet, a Delta of 06°17'24" and is subtended by a Chord that bears North 09°42'19" West a distance of 526.74 feet;

THENCE North 12°47'22" West, continuing along said assumed West right of way, a distance of 48.88 feet;

THENCE North 77°12'38" East a distance of 27.92 feet to a point on said East line of the parcel recorded as Book G Page 580.

THENCE North 08°56'36" West, along said East line, a distance of 178.75 feet;

THENCE North 00°06'53" East a distance of 185.29 feet to the POINT OF BEGINNING.

Said described parcel of land contains 159,273 Square Feet or 3.656 Acres, more or less (±).

RIVER TRAILS ANNEXATION NO. 3

A parcel of land, situate in the South half (S1/2) of Section Twenty-four (24) and the Northwest Quarter (NW1/4) of Section Twenty-five (25), Township Four North (T.4N.), Range Sixty-nine West (R.69.W.) of the Sixth Principal Meridian (6th P.M.), Town of Berthoud, County of Larimer, State of Colorado and being more particularly described as follows:

COMMENCING at the South Sixteenth corner of said SW1/4 of Section 24 and assuming the North line of the South Half of said SW1/4 as bearing North 89°02'27" East, being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2657.78 feet Monumented by a #5 rebar with 2" aluminum cap stamped LS 13446 on the West end, and a #5 rebar with 3.25" aluminum cap stamped LS 38348 on the East end, and with all other bearings contained herein relative thereto;

THENCE North 89°02'27" East, along said North line, a distance of 50.37 feet;

THENCE North 00°57'33" West a distance of 35.00 feet to a point on the North right of way of East County Road 6C, as shown on the plat of Mary V. Moore M.R.D., recorded November 2, 1993 as Reception Number 19930082235 of the Records of the Larimer County Clerk and Recorder;

THENCE North 89°02'27" East, along said North right of way, a distance of 1210.69 feet to the POINT OF BEGINNING;

THENCE North 89°02'27" East, continuing along said North right of way, a distance of 732.68 feet;

THENCE South 00°19'57" East a distance of 5.00 feet to a point on the North right of way of East County Road 6C, as shown on the plat of Golden Acres Minor Land Division 02-S1964, recorded August 22, 2003 as Reception Number 20030107937 of the Records of the Larimer County Clerk and Recorder;

THENCE South 00°19'57" East a distance of 60.00 feet to the South Right of way of said East County Road 6C;

THENCE North 89°02'27" East, along said South right of way, a distance of 664.41 feet to a point on the East line of the South half of said SW1/4, from which the Center-South Sixteenth Corner of said Section 24 bears North 00°19'12" West a distance of 30.00 feet;

THENCE South 00°19'12" East, along said West line, a distance of 1293.84 feet to the South Quarter Corner of said Section 24;

THENCE South 88°58'50" West, along the North line of the NW1/4 of Section 25, a distance of 1328.47 feet;

THENCE South 19°17'04" West a distance of 455.71 feet;

THENCE North 89°16'21" West a distance of 971.00 feet;

THENCE North 00°58'39" East a distance of 51.41 feet to a point on the assumed West right of way line of County Road 15, lying 30' Westerly and parallel to the surveyed centerline of said road, said point also being the beginning point of a curve, non-tangent to the aforesaid line;

THENCE along the arc of a curve concave to the West a distance of 43.61 feet, having a Radius of 5720.87 feet, a Delta of 00°26'12" and is subtended by a Chord that bears North 00°25'32" West a distance of 43.61 feet to the beginning point of a curve, non-tangent to the aforesaid curve;

THENCE along the arc of a curve concave to the West a distance of 413.55 feet, having a Radius of 6302.52 feet, a Delta of 03°45'35" and is subtended by a Chord that bears North 03°54'16" West a distance of 413.48 feet;

THENCE North 05°46'33" West, continuing along said assumed West right of way, a distance of 280.74 feet;

THENCE South 27°05'13" East a distance of 56.42 feet to a point on the East line of that parcel recorded January 7, 1878 as Book G Page 580 of the Records of the Larimer County Clerk and Recorder;

THENCE North 00°32'05" West a distance of 872.85 feet;

THENCE North 81°12'51" East a distance of 1096.36 feet to the POINT OF BEGINNING.

Said described parcel of land contains 3,685,439 Square Feet or 84.606 Acres, more or less (±).

RIVER TRAILS ANNEXATION NO. 4

A parcel of land, situate in the South half (S1/2) of Section Twenty-four (24) Township Four North (T.4N.), Range Sixty-nine West (R.69.W.) of the Sixth Principal Meridian (6th P.M.), Town of Berthoud, County of Larimer, State of Colorado and being more particularly described as follows:

COMMENCING at the South Sixteenth corner of said SW1/4 of Section 24 and assuming the North line of the South Half of said SW1/4 as bearing North 89°02'27" East, being a Grid Bearing of the Colorado State Plane Coordinate System, North Zone, North American Datum 1983/2011, a distance of 2657.78 feet Monumented by a #5 rebar with 2" aluminum cap stamped LS 13446 on the West end, and a #5 rebar with 3.25" aluminum cap stamped LS 38348 on the East end, and with all other bearings contained herein relative thereto;

THENCE North 89°02'27" East, along said North line, a distance of 50.37 feet;

THENCE North 00°57'33" West a distance of 35.00 feet to a point on the North right of way of East County Road 6C, as shown on the plat of Mary V. Moore M.R.D., recorded November 2, 1993 as Reception Number 19930082235 of the Records of the Larimer County Clerk and Recorder;

THENCE North 89°02'27" East, along said North right of way, a distance of 1943.37 feet;

THENCE South 00°19'57" East a distance of 5.00 feet to a point on the North right of way of East County Road 6C, as shown on the plat of Golden Acres Minor Land Division 02-S1964, recorded August 22, 2003 as Reception Number 20030107937 of the Records of the Larimer County Clerk and Recorder, said point being the POINT OF BEGINNING;

THENCE North 89°02'27" East, along said North right of way a distance of 664.43 feet to a point on the East line of said SW1/4 from which the Center-South Sixteenth Corner of said Section 24 bears South 00°19'12" East a distance of 30.00 feet;

THENCE North 89°02'42" East, continuing along said North right of way, a distance of 2627.70 feet;

THENCE South 00°17'41" East a distance of 60.00 feet to the South right of way of said East County Road 6C;

THENCE South 89°02'42" West, along said South right of way, a distance of 1435.31 feet to a point on the approximate centerline of Rockwell Ditch;

THENCE South 61°08'42" West, along said approximate centerline, a distance of 358.09 feet;

THENCE South 23°25'42" West a distance of 142.60 feet to the approximate confluence of Rockwell Ditch and the Little Thompson River;

The following 8 courses are along the approximate centerline of said Little Thompson River.

THENCE North 75°15'42" West a distance of 89.83 feet;

THENCE South 38°48'59" West a distance of 75.80 feet;

THENCE South 30°41'09" West a distance of 150.28 feet;

THENCE South 12°10'45" West a distance of 120.83 feet;

THENCE South 40°45'06" West a distance of 110.06 feet;

THENCE South 62°50'06" West a distance of 144.57 feet;

THENCE South 67°38'42" West a distance of 325.77 feet;

THENCE South 52°17'46" West a distance of 99.24 feet to a point on the West line of the South half of the Southeast Quarter of said Section 24;

THENCE North 00°19'12" West, along said West line, a distance of 901.32 feet to a point on said South right of way of East County Road 6C, from which the Center-South Sixteenth Corner of said Section 24 bears North 00°19'12" West a distance of 30.00 feet;

THENCE South 89°02'27" West, along said South right of way, a distance of 664.41 feet;

THENCE North 00°19'57" West a distance of 60.00 feet to the POINT OF BEGINNING.

Said described parcel of land contains 759,478 Square Feet or 17.435 Acres, more or less (±).