

ORDINANCE NO. 470

AN ORDINANCE APPROVING THE ANNEXATION OF CERTAIN TERRITORY TO THE TOWN OF BERTHOUD, COUNTY OF LARIMER, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS BEIN THIRD ANNEXATION TO THE TOWN OF BERTHOUD, COLORADO.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO:

Section 1:

That a Petition for Annexation together with four copies of a Plat of said territory as required by law was filed with the Board of Trustees January 18, 1979, together with Supplement to Petition, by the owners of more than fifty percent (50%) of the area of the territory hereinafter described and the Petition for Annexation contains signatures of one hundred percent (100%) of the landowners. That the Trustees by resolution at their regular meeting held on January 18, 1979, accepted said Petition and found that the Petition substantially complied with the statutory requirements set forth in C.R.S. 1973, as amended, 31-12-104, 31-12-105 and 31-12-107. The Board of Trustees determined that the applicable parts of Section 31-12-104 and 31-12-105 have been met and further determined that an election is not required under Section 31-12-107 as provided in 31-12-111. The Board of Trustees determined that additional terms and conditions were not to be imposed and that the Petition was signed by owners of 100% of the property proposed to be annexed, exclusive of streets and alleys. Therefor, in accordance with 31-12-107, the Town Board determined that an ordinance to annex such territory to the municipality should be adopted.

Section 2:

That the annexation to the Town of Berthoud of the following described territory, to be known and designated as Bein Third Annexation to the Town of Berthoud, is hereby approved:

That portion of the North One Half of Section 23, Township 4 North, Range 69 West of the 6th Principal Meridian, Larimer County, Colorado, being more particularly described as follows:

Considering the South line of said North One Half of Section 23, as bearing North 89°54'08" East and with all bearings contained herein relative thereto.

Beginning at the West One Quarter Corner of said Section 23; thence along the South line of said North One Half North 89°54'08" East 1303.59 feet to the West line of that certain parcel of land described in Deed recorded in Book 1919 Page 100 records of said County and the TRUE POINT OF BEGINNING; thence along said West line North 00°15'21" West 1335.86 feet to the North line of said parcel described in said Book 1919 Page 100; thence along said North line the following three (3) courses and distances: South 76°04'21" East 665.87 feet; South 72°11'54" East 505.49 feet; South 36°10'30" East 369.29 feet to the East line of said parcel described in Book 1919 Page 100, said line also being the North-South Centerline of said Section 23; thence along said North-South Centerline North 476.69 feet to the South line of IVY STOCKWELL ADDITION to the Town of Berthoud, Colorado; thence along said South line the following two (2) courses and distances: South 44°18'35" East 146.74 feet; East 625.00 feet to the West line of GREER SUBDIVISION SECOND FILING to the Town of Berthoud, Colorado, thence along said West

line of GREER SUBDIVISION SECOND FILING, the West line of JONES SUBDIVISION FIRST FILING to the Town of Berthoud, Colorado, and the West line of JONES SUBDIVISION SECOND FILING to the Town of Berthoud, Colorado, and their Southerly prolongation South 1066.11 feet to a line that is parallel with and 25.00 feet North (measured at right angle) of the East-West centerline of said Section 23; thence along said parallel line South 89°54'08" West 727.50 feet to the North-South centerline of said Section 23; thence along said North-South centerline South 25.00 feet to the East-West centerline of said Section 23; thence along said East-West centerline South 89°54'08" West 1339.59 feet to the TRUE POINT OF BEGINNING.

The above described parcel contains a gross acreage of 52.94 acres more or less.

Section 4: Effective Date:

The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force 30 days after publication.

This Ordinance was introduced and read by the Board of Trustees of the Town of Berthoud at its meeting held the 2nd day of July, 1979, and passed on second reading and ordered published at its meeting held the 10th day of July, 1979.

TOWN OF BERTHOUD:

ATTEST:

By Richard D. Strachan  
Richard D. Strachan, Mayor

Carol G. Mayo  
Carol Mayo, Town Clerk

Published: Berthoud Bulletin  
July 19, 1979