

ORDINANCE NO. 519

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 FOURTH 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 August 22, 1981 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 October 13, 1981, 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 Fourth Annexation to the Town of Berthoud, is hereby approved:

That portion of the Northwest one-quarter of Section 23, Township 4 North, Range 69 West of the 6th P.M., Larimer County, Colorado, being more particularly described as follows: Considering the North line of the Northwest One-Quarter of said Section 23 as bearing North  $88^{\circ}30'00''$  West and with all bearings contained herein relative thereto: Beginning at the North One-Quarter Corner of said Section 23; thence along the North line of said Northwest One-Quarter North  $88^{\circ}30'00''$  West 919.00 feet to the TRUE POINT OF BEGINNING; thence continuing along said North line North  $88^{\circ}30'00''$  West 432.53 feet to the Westerly line of a water line easement as described in deed recorded in Book 2069 Page 257 records of said County; thence along said line South  $00^{\circ}13'57''$  West 657.07 feet; thence South  $88^{\circ}46'42''$  East 978.14 feet to the Southerly prolongation of the Westerly right of way of 8th Street; thence along said prolongation and along said right of way North  $00^{\circ}25'20''$  West 452.52 feet to the Easterly prolongation of the Southerly line of Yates Addition to the Town of Berthoud Colorado; thence along said prolongation, said South line and the South line of Beins Second Addition to the Town of Berthoud, Colorado the two (2) following courses and distances: North  $88^{\circ}30'00''$  West 75.13 feet; North  $88^{\circ}30'25''$  West

336.00 feet to the West line of said Beins Second Addition; thence along said West line North 00°07'00" East 20.01 feet to the South line of Beins First Addition to the Town of Berthoud, Colorado; thence along the South and West lines of said Beins First Addition the two (2) following courses and distances: North 88°30'00" West 129.00 feet; North 00°07'00" East 179.98 feet to the True Point of Beginning. Said parcel contains 12.23 acres more or less.

Section 3:

The above described property shall be zoned C-2

Section 4: Effective Date: January 4, 1982

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 13 day of October 1981, and a public hearing was set for the 27 day of October 1981.

TOWN OF BERTHOUD:

By Richard D. Stecher  
Mayor

ATTEST:

Deaphelle Dunbar  
Town Clerk

December 4, 1981 Loveland Reporter Herald  
Published