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ORDINANCE NO. 871

AN ORDINANCE APPROVING THE ANNEXATION AND ZONING OF LAND TO THE TOWN OF BERTHOUD, COUNTY OF WELD, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS THE CRESWELL III ANNEXATION TO THE TOWN OF BERTHOUD, COLORADO.

WHEREAS, a Petition for Annexation together with seven copies of a Plat of said land as required by ordinance were filed with the Town of Berthoud by the owners of one hundred percent (100%) of the area of the land hereinafter described; and,

WHEREAS, the Board of Trustees by motion at its regular meeting accepted said Petition and found that the Petition substantially complied with the statutory requirements set forth in Sections 31-12-104, 31-12-105 and 31-12-107, C.R.S.; and,

WHEREAS, the Board of Trustees has determined that an election is not required under Section 31-12-107(2), C.R.S. as provided in Section 31-12-111, C.R.S.; and,

WHEREAS, the Board of Trustees has determined that additional terms and conditions were not to be imposed and that the Petition was signed by owners of one hundred percent (100%) of the property proposed to be annexed, exclusive of streets and alleys. Therefore, in accordance with Section 31-12-107, C.R.S., the Board of Trustees of the Town of Berthoud has determined that an ordinance to annex such land to the municipality should be considered.

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

Section 1.

The land described on Exhibit "A" attached hereto and incorporated herein by reference is hereby annexed and shall be known and described as the Creswell III Annexation to the Town of Berthoud:

The parcel described on Exhibit "A" contains approximately 13.51 acres more or less, and shall be zoned AG-Agricultural.

Section 2. 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.

TOWN OF BERTHOUD
PO BOX 1229
BERTHOUD CO 80513



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At its meeting November 14, 2000, the Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 14th day of November, 2000.

TOWN OF BERTHOUD:

Milan Karspeck
Milan Karspeck - Mayor

ATTEST:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

Published: 11-16-00



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EXHIBIT 'A'

Annexation Description (Creswell III Annexation):

Situate in the Northwest Quarter of Section 14, Township 4 North, Range 68 West of the Sixth P.M., County of Weld, State of Colorado being more particularly described as follows:

Considering the North line of said Northwest Quarter as bearing South 89°59'01" East and with all other bearings contained herein relative thereto:

Beginning at the Northeast corner of said Northwest Quarter; thence along the East line of said Northwest Quarter South 00°30'30" West 30.00 feet to a point on the Southerly Right of Way of Weld County Road No. 46, said point being the TRUE POINT OF BEGINNING; thence continuing along said East line South 00°30'30" West 827.50 feet; thence departing said East line North 65°22'25" West 34.98 feet; thence South 70°29'37" West 17.36 feet; thence North 31°44'30" West 88.07 feet; thence North 57°29'30" West 85.00 feet; thence North 33°44'30" West 58.00 feet; thence South 34°40'30" West 58.50 feet; thence North 77°19'30" West 155.00 feet; thence South 38°50'30" West 50.00 feet; thence South 57°57'28" West 56.78 feet; thence North 43°38'29" West 154.48 feet; thence North 25°48'06" West 135.34 feet; thence North 32°20'26" West 43.29 feet; thence North 51°22'46" West 72.66 feet; thence North 61°31'40" West 184.77 feet; thence North 44°12'48" West 460.04 feet to a point on the Southerly Right of Way of Weld County Road No. 46; thence along said Southerly Right of Way South 89°59'01" East 1198.40 feet to a point on the East line of said Northwest Quarter and the TRUE POINT OF BEGINNING.

Said Annexation Description contains 13.51 acres, more or less, and is subject to all existing easements and/or rights of way of record.