

ORDINANCE NO. 1166

AN ORDINANCE APPROVING THE ANNEXATION OF LAND TO THE TOWN OF BERTHOUD, COUNTY OF LARIMER, STATE OF COLORADO, TO BE KNOWN AND DESIGNATED AS THE RICHARDSON FIRST ANNEXATION TO THE TOWN OF BERTHOUD, COLORADO

WHEREAS, the Board of Trustees is in compliance with the statutory requirements set forth in section 30 (1) (c) of article II of the state constitution and sections 31-12-104 (1) (a) and 31-12-105 regarding the ability to annex land; and

WHEREAS, the Board of Trustees may by ordinance annex said area to the municipality without notice or hearing as provided in sections 31-12-108 and 31-12-109; and

WHEREAS, the Board of Trustees is in compliance with Chapter 30 Section 8 and Chapter 30 Section 3 of the Development Code of the Town of Berthoud; 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 the Town of Berthoud is the owner of one hundred percent (100%) of the property proposed to be annexed, exclusive of streets and alleys, and the property is not solely a public street or highway. 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" and depicted on Exhibit "B" attached hereto and incorporated herein by reference is hereby annexed and shall be known and described as the Richardson First Annexation to the Town of Berthoud:

The parcel contains approximately 86.27 acres more or less.

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.

At its meeting September 10th, 2013 the Ordinance was read, passed and ordered published by the Board of Trustees.

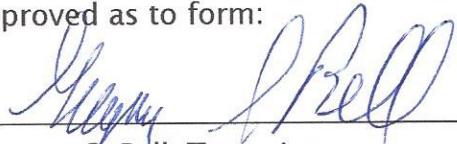
ATTEST:

Mary K. Cowdin
Mary K. Cowdin - Town Clerk

TOWN OF BERTHOUD:

Jan Dowker
Jan Dowker - Mayor Pro-Tem

Approved as to form:



Gregory S. Bell, Town Attorney

Published: 9-19-13

EXHIBIT "A"
RICHARDSON FIRST ANNEXATION

Those portions of Southeast Quarter of Section 10 and the Southwest Quarter of Section 11, All in Township 4 North, Range 69 West of the 6th P.M., County of Larimer, State of Colorado being more particularly described as follows:

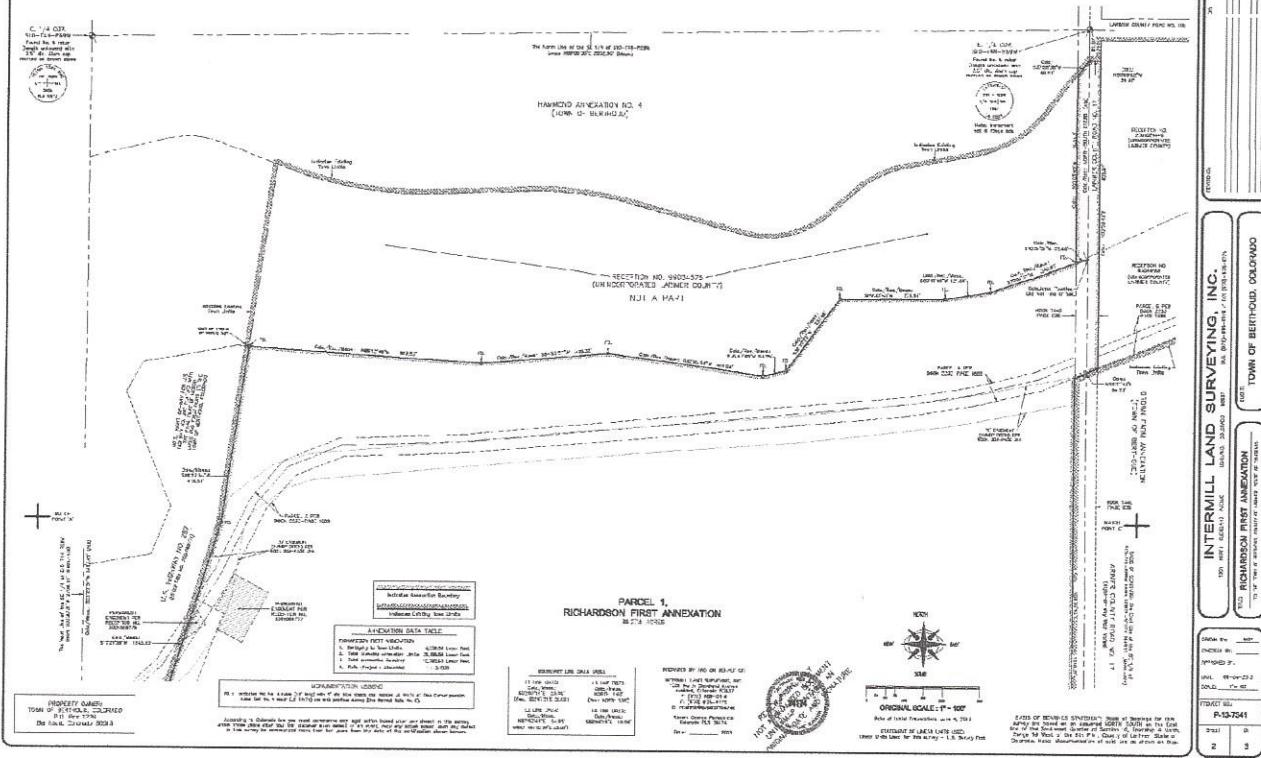
Considering the East line of the Southeast Quarter of said Section 10 as bearing North-South and with all bearings contained herein relative thereto:

Beginning at the Northeast corner the Southeast Quarter of said Section 10; thence along the East line of the Southeast Quarter of said Section 10 South 81.20 feet, more or less, to a point on the South line of HAMMOND ANNEXATION NO. 4, Town of Berthoud, County of Larimer, State of Colorado and the TRUE POINT OF BEGINNING; thence departing said East line of the Southeast Quarter of said Section 10 and along said South line of HAMMOND ANNEXATION NO. 4 South 37°28'38" West 49.53 feet, more or less, to a point on the Westerly line of that certain parcel of land as described in Deed recorded in Book 1440 at Page 935, records of said County; thence departing said South line of HAMMOND ANNEXATION NO. 4 and along said Westerly line of that certain parcel of land as described in Deed recorded in Book 1440 at Page 935 South 00°03'45" West 503.03 feet, more or less, to a point on the Southerly line of the Larimer County Recorded Exemption as recorded in Book 1742 at Page 942 records of said County; thence departing said Westerly line of that certain parcel of land as described in Deed recorded in Book 1440 at Page 935 and along said Southerly line of said Larimer County Recorded Exemption as recorded in Book 1742 at Page 942 the following eight (8) courses and distances: 1) South 70°51'31" West, 240.87 feet; 2) South 80°41'46" West, 121.66 feet; 3) South 89°32'43" West, 279.89 feet; 4) South 36°10'25" West, 237.88 feet; 5) South 76°47'40" West, 63.25 feet; 6) North 82°00'54" West, 416.05 feet; 7) South 84°55'27" West, 338.32 feet; 8) North 86°12'48" West, 618.55 feet, more or less, to a point on the Easterly right-of-way line for U.S. Highway No. 287; said point also being a point on the Easterly line of HERON LAKES P.U.D. FIRST FILING, Town of Berthoud, County of Larimer, State of Colorado; thence departing said Southerly line of said Larimer County Recorded Exemption as recorded in Book 1742 at Page 942 and along said Easterly right-of-way line for U.S. Highway No. 287 and said Easterly line of HERON LAKES P.U.D. FIRST FILING South 08°23'54" West 476.51 feet and again South 17°21'29" West 1245.23 feet, more or less, to a point on the West line of the Southeast Quarter of said Section 10; thence departing said Easterly right-of-way line for U.S. Highway No. 287 and said Easterly line of HERON LAKES P.U.D. FIRST FILING and along said West line of the

Southeast Quarter of said Section 10 South $00^{\circ}20'31''$ West 225.85 feet, more or less, to the Southwest corner of the Southeast Quarter of said Section 10; thence departing said West line of the Southeast Quarter of said Section 10 and along the South line of the Southeast Quarter of said Section 10 North $87^{\circ}52'46''$ East 245.70 feet, more or less, to a point on the Northerly line of that certain parcel of land described in Deed recorded in Book 131 at Page 568, records of said County; thence along said Northerly line of said certain parcel of land described in Deed recorded in Book 131 at Page 568 the following eight (8) courses and distances: 1) North $57^{\circ}53'52''$ East, 750.41 feet; 2) North $27^{\circ}37'28''$ East, 201.56 feet; 3) South $84^{\circ}59'44''$ East, 403.11 feet; 4) South $74^{\circ}28'14''$ East, 577.17 feet; 5) North $76^{\circ}34'10''$ East, 509.90 feet; 6) South $13^{\circ}08'05''$ West, 285.04 feet; 7) South $67^{\circ} 40'36''$ East, 302.08 feet; 8) South $02^{\circ}07'14''$ East 25.00 feet, more or less, to a point on the South line of the Southeast Quarter of said Section 10; thence along said South line of the Southeast Quarter of said Section 10 North $87^{\circ}52'46''$ East 24.95 feet, more or less, to the Southeast corner of the Southeast Quarter of said Section 10; thence departing said South line of the Southeast Quarter of said Section 10 and continuing North $87^{\circ}52'46''$ East 10.73 feet, more or less, to a point on the Westerly line of BROWN FARM ANNEXATION, Town of Berthoud, County of Larimer, State of Colorado; thence along said Westerly line of BROWN FARM ANNEXATION North $07^{\circ}47'45''$ West 120.13 feet to the beginning of a tangent curve concave to the East having a central angle of $07^{\circ}51'30''$ and a radius of 2895.00 feet, the long chord of which bears North $03^{\circ}52'00''$ West a distance of 396.75 feet; thence Northerly along the arc of said curve and continuing along said Westerly line of BROWN FARM ANNEXATION 397.06 feet; thence tangent from said curve and continuing along said Westerly line of BROWN FARM ANNEXATION North $00^{\circ}03'45''$ East 1510.31 feet; thence departing said Westerly line of BROWN FARM ANNEXATION and along the Northerly line of said BROWN FARM ANNEXATION North $68^{\circ}01'33''$ East 64.73 feet, more or less, to a point on the Easterly line of said parcel of land as described in Deed recorded in Book 1440 at Page 935; thence departing said Northerly line of said BROWN FARM ANNEXATION and along said Easterly line of said parcel of land as described in Deed recorded in Book 1440 at Page 935 North $00^{\circ}03'45''$ East 822.91 feet, more or less, to point on the South line of said HAMMOND ANNEXATION NO. 4; thence departing said Easterly line of said parcel of land as described in Deed recorded in Book 1440 at Page 935 and along the South line of said HAMMOND ANNEXATION NO. 4 North $89^{\circ}59'52''$ West 29.91 feet, more or less, to a point on the East line of the Southeast Quarter of said Section 10; said point being the TRUE POINT OF BEGINNING.

RICHARDSON FIRST ANNEXATION

MAKING AN ANNEXATION OF LAND SHOWN IN THE SOUTHEAST QUADRANT OF SECTION 10 AND THE SOUTHEAST QUADRANT OF SECTION 11, ALL IN TOWNSHIP 4 NORTH, RANGE 30 WEST OF THE 4TH P.M., TO THE "TOWN OF BERTHOUD,
COUNTY OF LARIMER, STATE OF COLORADO



RICHARDSON FIRST ANNEXATION

SEND AN ANNEXATION OF LAND SITUATE IN THE SOUTHEAST QUARTER OF SECTION 10 AND THE SOUTHWEST QUARTER OF SECTION 11, ALL IN TOWNSHIP 4 NORTH, RANGE 69 WEST OF THE 6TH PRINCIPAL MERIDIAN, IN THE TOWNS OF BETHLEHEM, LARIMER, COUNTY OF COLORADO.

RICHARDSON FIRST ANNEXATION