

ORDINANCE 1-2023

AN ORDINANCE OF THE CITY OF KASOTA ANNEXING LAND LOCATED IN THE TOWNSHIP OF KASOTA, LE SUEUR COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 5, PERMITTING ANNEXATION BY ORDINANCE.

WHEREAS, a petition signed by all the property owners, requesting that property legally described herein to be annexed to the City of Kasota, Minnesota, was presented to the Council of the City of Kasota on the 9th day of September 2022.

WHEREAS, said property is unincorporated and abuts the City of Kasota on its north boundary; and

WHEREAS, said property is residential and annexation is requested to facilitate the extension of City services for the development of the property; and

WHEREAS, provisions of Minnesota Statutes § 414.033 Subd. 13 are not applicable in that there will be no change in the electric service provider resulting from the annexation of the territory to the municipality.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KASOTA HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature in that residential use is being proposed for said property; the construction of which requires or will need city services.
2. None of the property is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statute § 414.0325.
3. The corporate limits of the City of Kasota, Minnesota, are hereby extended to include the following described property, said land abutting the City of Kasota and the City having received a petition for annexation from all the property owners of the land, to wit; that part of the South Half of the Southwest Quarter of Section 28, Township 110 North, Range 26 West, Le Sueur County, Minnesota, described as follows:

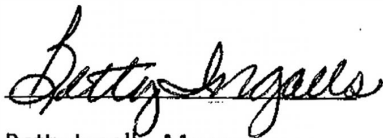
Commencing at the South Quarter corner of said Section 28, thence on an assumed bearing of South 89 degrees 14 minutes 01 seconds West, along the south line of said section, a distance of 1309.42 feet to a point located 16.00 feet east of the easterly right of way line of a railroad, said point being the point of beginning of the tract to be described; thence North 31 degrees 11 minutes 12 seconds East, parallel with the easterly right of way line of said railroad, a distance of 361.00 feet; thence North 89 degrees 14 minutes 01 seconds East a distance of 245.50 feet; thence North 0 degrees 44 minutes 54 seconds West a distance of 325.04 feet; to the southeasterly line of a tract as recorded in Deed Book 40, page 108; thence South 31 degrees 11 minutes 12 seconds West, along the southeasterly line of said tract, a distance of 150.00 feet to the most South corner of said tract; thence North 32 degrees 18 minutes 48 seconds West, along the southeasterly line of said tract and its northwesterly extension, a distance of

55.81 feet to the easterly right of way line of said railroad; thence South 31 degrees 11 minutes 12 seconds West, along said easterly right of way line, a distance of 650.14 feet to the south line of said section; then North 89 degrees 14 minutes 01 seconds East, along said south line, a distance of 16.00 feet to the point of beginning, containing 1.17 acres, subject to easements now of record in said county and state.

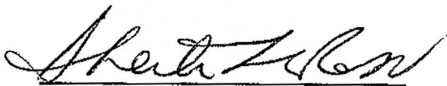
The above described property consists of a total of 1.17 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

- 4.e The City of Kasota, pursuant to Minnesota Statutes 414.036, that with respect to the property taxes payable on the area legally described above shall make a cash payment to the Kasotae Township in accordance with the following schedule:
 - a.e In the first year following the year in which the City of Kasota could first levy on the annexed area, an amount equal to \$38.83; and
 - b.e In the second year following the year in which the City of Kasota could first levy on the annexed area, an amount equal to \$38.83.e
- 5.e That pursuant to Minnesota Statutes 414.036 with respect to any special assessments assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described above, there are no special assessments.e
- 6.e That the City Clerk of the City of Kasota is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Minnesota Office of Administrative Hearings, the Minnesota Secretary of State, the Le Sueur County Auditor, and the Kasota Township Clerk.e
- 7.e That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.e

PASSED AND ADOPTED by the City Council of the City of Kasota, this 13th day of June, 2023.



Betty Ingalls, Mayor



Attest: Sheila LeRoss, City Clerk

SURVEY IN THE S. 1/2, S.W. 1/4, SEC. 28,
T. 110 N., R. 26 W., LE SUEUR COUNTY, MINNESOTA

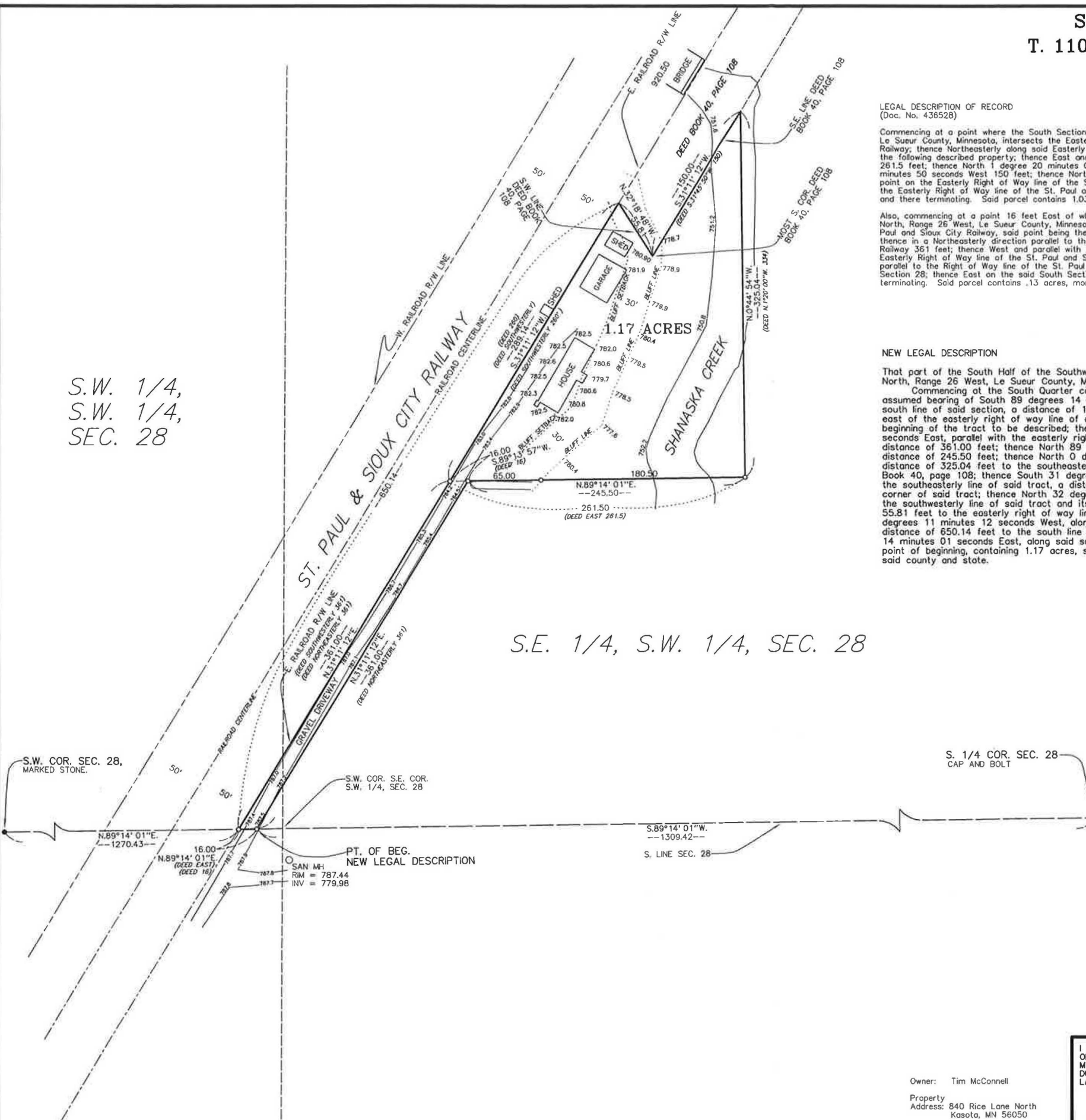
LEGAL DESCRIPTION OF RECORD
(Doc. No. 436528)

Commencing at a point where the South Section line of Section 28, Township 110 North, Range 26 West, Le Sueur County, Minnesota, intersects the Easterly Right of Way line of the St. Paul and Sioux City Railway; thence Northeasterly along said Easterly Right of Way line 361 feet to the point of beginning of the following described property; thence East and parallel to the South Section line of said Section 28, 261.5 feet; thence North 1 degree 20 minutes 00 seconds West 334 feet; thence South 31 degrees 45 minutes 50 seconds West 150 feet; thence North 31 degrees 45 minutes 00 seconds West 50 feet to a point on the Easterly Right of Way line of the St. Paul and Sioux City Railway; thence Southwesterly on the Easterly Right of Way line of the St. Paul and Sioux City Railway 260 feet to the point of beginning and there terminating. Said parcel contains 1.03 acres of land, more or less.

Also, commencing at a point 16 feet East of where the South Section line of Section 28, Township 110 North, Range 26 West, Le Sueur County, Minnesota, intersects the Easterly Right of Way line of the St. Paul and Sioux City Railway, said point being the point of beginning of the following described property; thence in a Northeasterly direction parallel to the Easterly Right of Way line of the St. Paul and Sioux City Railway 361 feet; thence West and parallel with the South Section line of said Section 28; 16 feet to the Easterly Right of Way line of the St. Paul and Sioux City Railway; thence Southwesterly 361 feet and parallel to the Right of Way line of the St. Paul and Sioux City Railway to the South Section line of said Section 28; thence East on the said South Section line 16 feet to the point of beginning and there terminating. Said parcel contains .13 acres, more or less.

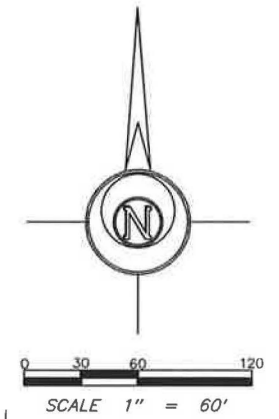
NEW LEGAL DESCRIPTION

That part of the South Half of the Southwest Quarter of Section 28, Township 110 North, Range 26 West, Le Sueur County, Minnesota, described as follows:
Commencing at the South Quarter corner of said Section 28; thence on an assumed bearing of South 89 degrees 14 minutes 01 seconds West, along the south line of said section, a distance of 1309.42 feet to a point located 16.00 feet east of the easterly right of way line of a railroad, said point being the point of beginning of the tract to be described; thence North 31 degrees 11 minutes 12 seconds East, parallel with the easterly right of way line of said railroad, a distance of 361.00 feet; thence North 89 degrees 14 minutes 01 seconds East a distance of 245.50 feet; thence North 0 degrees 44 minutes 54 seconds West a distance of 325.04 feet to the southeasterly line of a tract as recorded in Deed Book 40, page 108; thence South 31 degrees 11 minutes 12 seconds West, along the southeasterly line of said tract, a distance of 150.00 feet to the most South corner of said tract; thence North 32 degrees 18 minutes 48 seconds West, along the southwesterly line of said tract and its northwesterly extension, a distance of 55.81 feet to the easterly right of way line of said railroad; thence South 31 degrees 11 minutes 12 seconds West, along said easterly right of way line, a distance of 650.14 feet to the south line of said section; thence North 89 degrees 14 minutes 01 seconds East, along said south line, a distance of 16.00 feet to the point of beginning, containing 1.17 acres, subject to easements now of record in said county and state.



S.W. 1/4,
S.W. 1/4,
SEC. 28

S.E. 1/4, S.W. 1/4, SEC. 28

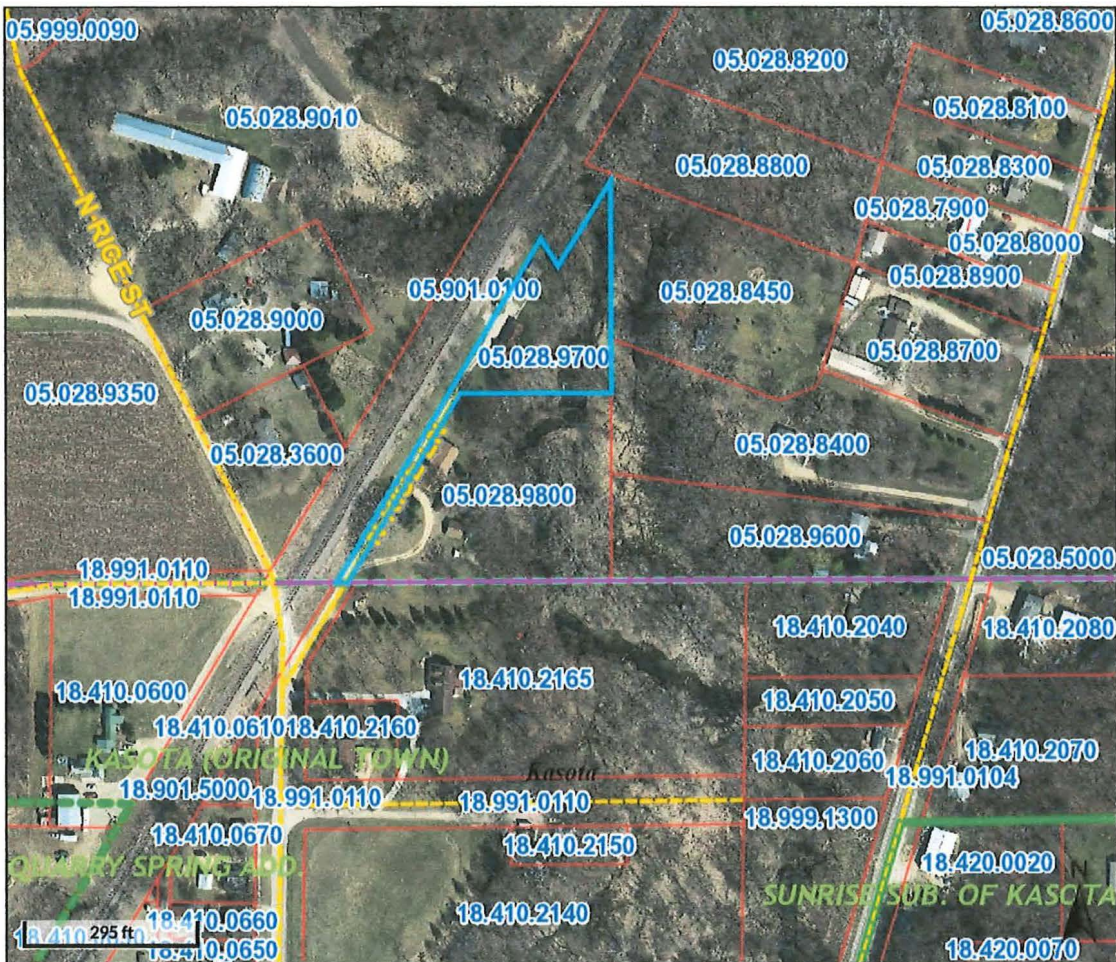


DENOTES IRON MONUMENTS FOUND OR SET IN PREVIOUS SURVEYS.
DENOTES IRON MONUMENTS SET & MARKED WITH REG. NO. 50875 UNLESS OTHERWISE SHOWN.
BEARINGS ARE ORIENTED TO THE LE SUEUR COUNTY COORDINATE SYSTEM, NAD83 1996 ADJUSTMENT
VERTICAL DATUM = NAVD88

Owner: Tim McConnell
Property Address: 840 Rice Lane North Kasota, MN 56050

I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.
Ben Madsen
BEN MADSEN
DATE: 2-10-2023 LICENSE NO. 50875

TIM MCCONNELL		TEL: (507) 235-3780	PAGE NUMBER
DRAWN	B.M.		1
CHECK	B.M.		
SURVEY BY	B.M.		
FILE NO.	B.M.		
		318 EAST BLUE EARTH AVENUE FARMONT, MINNESOTA 56031	23044



- Legend**
- Roads
 - City Limits
 - Parcels
 - Parcel Labels

Parcel ID	05.028.9700	Alternate ID	n/a	Owner Address	MCCONNELL,TIMOTHY K
Sec/Twp/Rng	28-110-026	Class	201 - RESIDENTIAL		2458 260TH AVE
Property Address	840 RICE LN N	Acres	1.23		TRUMAN, MN 56088
	KASOTA				
District	KAS TWP/508				
Brief Tax Description	Sect-28 Twp-110 Range-026 1.23 AC 1.23 AC OF SE 1/4 OF SW 1/4				
	(Note: Not to be used on legal documents)				

-Aerial Photo taken in April 2021.

Date created: 9/13/2022
 Last Data Uploaded: 9/13/2022 8:13:33 AM

Developed by Schneider GEOSPATIAL