

REC'D. BY  
MMB MAY 15 1992

CITY OF FOLEY  
COUNTY OF BENTON  
STATE OF MINNESOTA

ORDINANCE NUMBER 240

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE  
CITY OF FOLEY TO INCLUDE CERTAIN UNINCORPORATED LAND  
NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON THE CITY LIMITS

WHEREAS, a certain petition by Chad S. Weisser and Glorene R. Weisser, dated April 6, 1992, requesting the annexation of the territory hereinafter described was duly presented to the City Council on the 7th day of April, 1992; and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is less than two hundred (200) acres in area, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the petition was signed by all the owners; and

WHEREAS, the Board of Supervisors of the Township of Gilmanton have waived objections to the annexation and no objections to such annexation have been received from the County Board or the governing board of any municipality whose boundaries abut upon the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the City limits; therefore

THE COUNCIL OF THE CITY OF FOLEY, MINNESOTA ORDAINS:

Section 1. That the City Council hereby determines that the annexation will be in the best interest of the City and territory affected; (2) that the territory described herein abuts upon the City limits and is urban in character; and (3) that none of said territory is now included within the limits of any city, village or borough.

Section 2. Territory Annexed. The corporate limits of the City of Foley are hereby extended to include land described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part hereof:

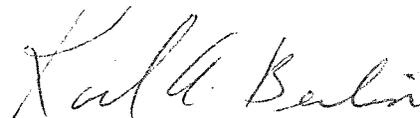
The Westerly 1460.00 feet (as measured along the north line) of the North Half of the Southeast Quarter of Section 35, Township 37 North, Range 29 West, Benton County, Minnesota lying south of the Northerly 740.00 feet (as measured along the west line). Except the Easterly 380.00 feet of the Northerly 100.00 feet thereof. Containing 18.07 acres, more or less, and is subject to easements of record.

Section 3. Zoning. The annexed territory shall be zoned "A-1" Agricultural District, according to Ordinance No. 167, Section 7, Subdivision 2, which provide that all land which may hereafter become a part of the City of Foley through annexation shall be automatically classified in the "A-1" Agricultural District until otherwise changed by amendment procedure.

Section 4. Filing. The City Clerk is hereby directed to file a certified copy of the Ordinance with the Municipal Board, the Secretary of State, the County Auditor, and the Gilmanton Township Clerk.

Section 5. Effective Date. This ordinance takes effect upon its passage and publication filing of certified copies as directed in Section 4.

Adopted by the Foley City Council this 4th Day of May, 1992.

  
Karl A. Berlin, Mayor

ATTEST:

  
Richard Zimmer, Clerk

WAIVER OF OBJECTION

REC'D. BY  
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TO: MINNESOTA MUNICIPAL BOARD  
165 Metro Square Building  
7th and Robert Streets  
St. Paul, Minnesota 55101

Re: MMB Docket Number \_\_\_\_\_  
Proposed Annexation to the City of Foley

To: Municipal Board Members,

The Town Board of Gilmanton Township, Benton County, pursuant to a resolution duly adopted by the Town Board on May 5, 1992, hereby states that Gilmanton Township has no objection to the annexation of the following described land to the City of Foley and hereby waives the ninety (90) days before a city ordinance can be adopted.

Property Owners: Chad S. Weisser and Glorene R. Weisser, husband and wife.

Property Description: The Westerly 1460.00 feet (as measured along the north line) of the North Half of the Southeast Quarter of Section 35, Township 37 North, Range 29 West, Benton County, Minnesota lying south of the Northerly 740.00 feet (as measured along the west line). Except the easterly 380.00 feet of the Northerly 100.00 feet thereof. Containing 18.07 acres, more or less, and is subject to easements of record.

Date: May 5, 1992.

Frank Szafarski  
Chairman  
Bessie J. [Signature]  
Clerk