

ORDINANCE NO. 116

AN ORDINANCE ANNEXING CERTAIN LAND TO
THE CITY OF AVON, IN STEARNS COUNTY, MINNESOTA

WHEREAS, a certain petition was duly filed with the City Council in and for the City of Avon, in Stearns County, Minnesota, by all of the property owners of certain land lying within the Township of Avon, in Stearns County, Minnesota and legally described as set forth in Attachment "A", attached, Petitioning that said real estate be annexed to the City of Avon, Minnesota, and,

WHEREAS, pursuant to Minnesota Statute 414.033, Subd. 2(3), a municipal council may by ordinance declare land annexed to the municipality and any such land is deemed to be urban or suburban in character or about to become so if the land abuts the municipality and the area to be annexed is sixty (60) acres or less and the municipality receives a petition for annexation from all of the property owners of the land, and

WHEREAS, a special meeting of the Avon City Council to consider the Petition was conducted February 8, 1993, and all members of the Avon City Council were notified of the meeting and a public notice of the meeting was posted at the Avon City Hall and the Avon State Bank on February 2, 1993, and

WHEREAS, members of the public and of the Avon Township Board were present at the meeting and asked questions which were addressed and considered by the Avon City Council, and

WHEREAS, the Avon City Council determined that said property consists of 30.00 acres, that the land is currently undeveloped, and that the property owners intend to use the land for commercial and light industrial purposes, and

WHEREAS, it was determined by the City Council that the property owners who signed the petition are all of the property owners of said land, that the property does not exceed 60 acres, and that the land abuts upon the boundaries of the City of Avon, and,

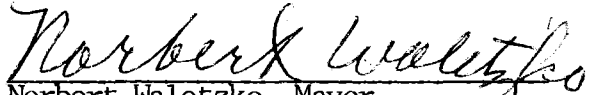
WHEREAS, the Avon City Council has determined that the property proposed for the annexation is now urban or suburban in character or about to become so.

NOW, THEREFORE, the City Council in and for the City of Avon does hereby declare and ordain: That the corporate limits of the City of Avon, in Stearns County, Minnesota, be and they hereby are extended to include that certain real estate hereinbefore described and the same is hereby annexed and included in the City of Avon as effectually as if it had originally been a part thereof.

It is further ordained that the Avon City Clerk file certified copies of this Ordinance with the Minnesota Municipal Board, Avon Township, the Stearns County auditor and the Secretary of State of Minnesota.


This Ordinance shall become effective and is final on the date the Ordinance is approved by the Minnesota Municipal Board.

Adopted by the City Council this 8th day of February, 1993.


Norbert Waletzko, Mayor

ATTEST:

(S E A L)


Lisa Heinen, City Clerk

ATTACHMENT "A"

That part of the Southwest Quarter of the Southeast Quarter and that part of Government Lot 2, Section 27, Township 125 North, Range 30 West of the 5th Principal Meridian, Avon Township, Stearns County, Minnesota, described as follows:

Beginning at the northwest corner of the south 540.00 feet of said Southwest Quarter of the Southeast Quarter; thence North 00 degrees 13 minutes 03 seconds East on an assumed bearing along the west line of said Southwest Quarter of the Southeast Quarter, a distance of 528.71 feet; thence South 89 degrees 51 minutes 48 seconds East, a distance of 366.76 feet; thence North 00 degrees 09 minutes 05 seconds East, a distance of 355.11 feet; thence North 89 degrees 51 minutes 48 seconds West, a distance of 366.35 feet to the west line of said Government Lot 2; thence North 00 degrees 13 minutes 03 seconds East along the west line of said Government Lot 2, a distance of 51.22 feet to the southerly right-of-way line of Stearns County Road 159; thence North 81 degrees 56 minutes 46 seconds East along said right-of-way line, a distance of 34.73 feet; thence North 41 degrees 28 minutes 46 seconds East, along said right-of-way line, a distance of 150.19 feet; thence easterly 705.81 feet along said right-of-way line and along a non-tangential curve concave to the south, having a radius of 5546.58 feet and central angle of 07 degrees 17 minutes 28 seconds, the chord of said curves bears North 86 degrees 58 minutes 08 seconds East; thence South 89 degrees 23 minutes 08 seconds East along said right-of-way line and tangent to said curve, a distance of 501.19 feet, more or less to the east line of said Government Lot 2; thence South 00 degrees 25 minutes 28 seconds West along the east line of said Government Lot 2 and along the east line of said Southwest Quarter of the Southeast Quarter, a distance of 1107.84 feet, more or less to the northeast corner of south 540.00 feet of said Southwest Quarter of the Southeast Quarter; thence North 88 degrees 59 minutes 33 seconds West along the north line of said south 540.00 feet; a distance of 1334.91 feet more or less to the point of beginning. Subject to the right-of-way of Stearns County Road 50 and subject to easements of record, if any.

