

Councilmember Kasper introduced the following ordinance and moved for its adoption:

ORDINANCE NO. 11.67

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MONTGOMERY, MINNESOTA TO INCLUDE CERTAIN LAND OWNED BY INDEPENDENT SCHOOL DISTRICT 394 AND ABUTTING THE CITY OF MONTGOMERY

WHEREAS, Independent School District 394 has filed a petition dated March 31, 1993 requesting that certain land as legally described below:

That part of the North Half of the Southeast Quarter of Section 4, Township 111 North, Range 23 West of the Fifth Principal Meridian, Le Sueur County, Minnesota, described as follows: Beginning at the northeast corner of said North Half of the Southeast Quarter; thence on an assumed bearing of South 00 degrees 00 minutes 00 seconds East, along the east line of said North Half of the Southeast Quarter a distance of 1319.22 feet; thence South 89 degrees 11 minutes 46 seconds West, along the south line of said North Half of the Southeast Quarter, a distance of 954.00 feet; thence North 16 degrees 20 minutes 09 seconds West a distance of 171.07 feet; thence North 46 degrees 00 minutes 33 seconds West a distance of 278.58 feet; thence North 62 degrees 58 minutes 32 seconds West a distance of 303.02 feet; thence North 12 degrees 43 minutes 46 seconds West a distance of 218.02 feet; thence North 04 degrees 23 minutes 34 seconds East a distance of 159.24 feet; thence North 82 degrees 58 minutes 07 seconds East a distance of 169.68 feet; thence North 00 degrees 30 minutes 45 seconds West a distance of 433.07 feet to the north line of said North Half of the Southeast Quarter; thence North 89 degrees 29 minutes 15 seconds East, along said north line, a distance of 1343.75 feet to the beginning. Subject to easements of record. An easement for ingress and egress purposes over, under and across the north 30.00 feet of the east 1350.00 feet of the North Half of the Southeast Quarter of Section 4, Township 111 North, Range 23 West of the Fifth Principal Meridian, Le Sueur County, Minnesota. The total parcel containing 39.69 acres more or less

be annexed to the City of Montgomery, and

WHEREAS, Independent School District 394 represents that it is the sole owner of this property, that the property is unincorporated, abuts the limits of the City of Montgomery, is not included within any other municipality, and is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, will use this site for the location of a new elementary school for grades pre-school through grade 3, will need city services, and is approximately 39.69 acres in size.

NOW, THEREFORE, the City Council of Montgomery, Minnesota does hereby ordain:

Section 1. The City Council determines and finds that the property abuts the municipality, that the area to be annexed is 60 acres or less, that the property is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, that the municipality has received a properly prepared petition for annexation from the owners of the property, and that the petition complies with all other provisions of Minnesota Statutes 414.033.

Section 2. The property is urban in nature or about to become so and will be used by Independent School District 394 for the location of a new elementary school for grades pre-school through grade 3 and will need city services.

Section 3. The corporate limits of the City of Montgomery are hereby extended to include the property and the same is hereby annexed to and included within the City of Montgomery as if the property had originally been part thereof.

Section 4. The City Clerk is directed to file certified copies of this ordinance with the Minnesota Municipal Board, Montgomery Township, the Le Sueur County Auditor and the Minnesota Secretary of State.

Section 5. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 4 and approval of the Ordinance by the Minnesota Municipal Board.

Adopted this 19th day of April, 1993.


James L. Mladek, Mayor

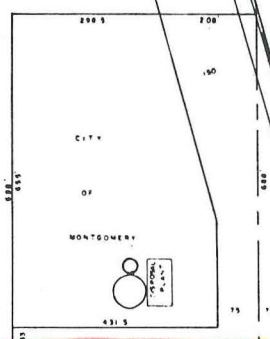
ATTEST:


Paul M. Segna
Interim City Administrator

Councilmember McGuire seconded the foregoing ordinance and the following voted in favor thereof: Wahl, McGuire, Kreager and Kasper and the following voted against same: None, whereby the ordinance was declared duly passed and ordained.



GOLF COURSE



1/4 COR. 4 3

