

CITY OF FOLEY
COUNTY OF BENTON
STATE OF MINNESOTA

ORDINANCE NUMBER 259

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

WHEREAS, a certain petition by Roger T. Dombrovski and Mary C. Dombrovski, husband and wife, and Patrick M. Dombrovski and Sherri A. Dombrovski, husband and wife, dated July 17, 1994, requesting the annexation of the territory hereinafter described was duly presented to the City Council on the 7th day of July, 1994; 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 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:

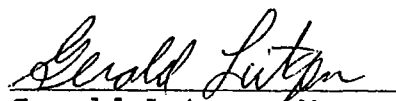
E 1/2 of the NW 1/4 of Sec. 25, T37N, R29W, Gilmanton Township, Benton County, Minnesota, less exception, lying north of Minnesota T.H. No. 23. Said parcel contains 78.2 acres of land, more or less, and is subject to existing easements of record.

Section 3. Zoning. The annexed territory shall be zoned "A-1" Agricultural District, according to Ordinance No. 167, Section 7, Subdivision 2, which provides 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 this Ordinance with the Municipal Board, the Secretary of State, the County Auditor and Gilmanton Township.

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

PASSED AND ADOPTED by unanimous vote of the Foley City Council, this 4th day of October, 1994.


Gerald Lutgen, Mayor

ATTEST:


Richard Zimmer, Clerk

PETITION FOR ANNEXATION BY ORDINANCE

IN THE MATTER OF THE PETITION OF
 ROGER T. DOMBROVSKI AND MARY C. DOMBROVSKI, HUSBAND AND WIFE
 AND
 PATRICK M. DOMBROVSKI AND SHERI A. DOMBROVSKI, HUSBAND AND WIFE
 FOR ANNEXATION PURSUANT TO MINNESOTA STATUTE SECTION 414.033, SUBD. 5.

TO: COUNCIL OF THE CITY OF FOLEY, MINNESOTA

MINNESOTA MUNICIPAL BOARD
 165 METRO SQUARE BUILDING
 ST. PAUL, MINNESOTA 55101

PETITIONERS STATE: The property owners desire to commence a proceeding under Minnesota Statute Section 414.033, Subd. 5.

It is hereby requested by all of the property owners, of the area proposed for annexation, to annex certain property described herein lying in the Township of Gilmanton, to the City of Foley, County of Benton, Minnesota.

The area proposed for annexation is legally described as follows:

E 1/2 of the NW 1/4 of Sec. 25, T37N, R29W, Gilmanton Township, Benton County, Minnesota, less exception, lying north of Minnesota T.H. No. 23.

1. There are four property owners (Roger T. Dombrovski and Mary C. Dombrovski, husband and wife, and Patrick M. Dombrovski and Sheri A. Dombrovski, husband and wife) in the area proposed for annexation.
2. All property owners have signed this Petition.
3. The population of the annexation area is zero.
4. Said property is unincorporated, abuts on the City's east boundry and is not included within any other municipality.
5. The area of land to be annexed in acres is:
 unplatted: 78.2 ~~platted: 78.2~~
6. The reason for the requested annexation is so that the property may be subdivided, platted and developed, including construction of public improvements (sanitary sewer, water, and streets).
7. All of the annexation area is or is about to become urban or suburban in character.
8. The area proposed for annexation is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statute Section 414.0325.

PETITIONERS REQUEST that pursuant to Minnesota Statute Section 414.033 the properties described herein be annexed to and included within the City of Foley.

Dated: 21 12, 1994.

Roger T. Dombrovski
 Roger T. Dombrovski
Patrick M. Dombrovski
 Patrick M. Dombrovski

Mary C. Dombrovski
 Mary C. Dombrovski
Sheri A. Dombrovski
 Sheri A. Dombrovski

REC'D BY DEC 16 1994
MMR

WAIVER OF OBJECTION

TO: MINNESOTA MUNICIPAL BOARD
165 Metro Square Building
7th and Robert Streets
St. Paul, MN 55101

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

To: Municipal Board Members,

The Town Board of Gilmanon Township, Benton County, pursuant to a Resolution duly adopted by the Town Board on December 6, 1994, hereby states that Gilmanon Township has no objections 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: Roger T. Dombrovski
Mary C. Dombrovski
Patrick M. Dombrovski
Sheri A. Dombrovski

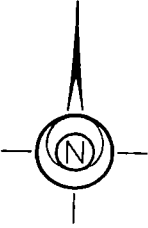
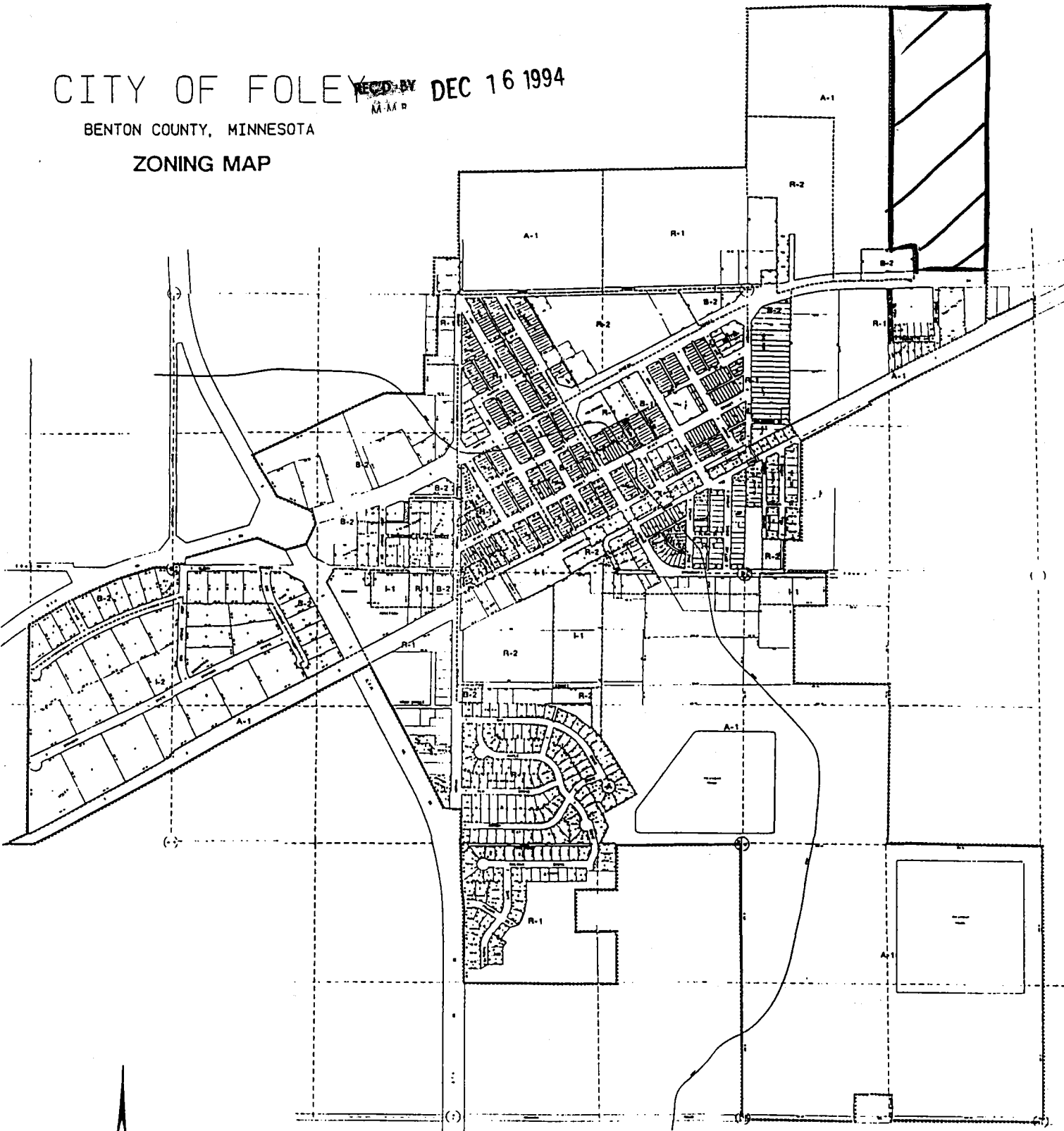
Property Description: E 1/2 of the NW 1/4 of Sec. 25, T37N, R29W, Gilmanon Township, Benton County, Minnesota, less exception, lying north of Minnesota T.H. No. 23. Said parcel containing 78.2 acres of land, more or less.

Date: December 6, 1994.

Dennis Dospoucas
Chairman

Jeff. Hill
Clerk

CITY OF FOLEY REC'D BY DEC 16 1994
M.M.P.
 BENTON COUNTY, MINNESOTA
 ZONING MAP



- | | |
|-------------------------------|---------------------------------|
| A-1 AGRICULTURAL DISTRICT | B-2 HIGHWAY BUSINESS DISTRICT |
| R-1 SINGLE FAMILY RESIDENTIAL | I-1 LIGHT INDUSTRIAL DISTRICT |
| R-2 MULTI-FAMILY RESIDENTIAL | I-2 PLANNED INDUSTRIAL DISTRICT |
| B-1 CENTRAL BUSINESS DISTRICT | FP FLOODPLAIN OVERLAY DISTRICT |