

ORDINANCE NO. 139

AN ORDINANCE ANNEXING CERTAIN UNINCORPORATED PROPERTY
ABUTTING THE CITY OF MOTLEY
PURSUANT TO MINNESOTA STATUTES SECTION 414.033

WHEREAS, the City of Motley has studied its municipal borders and the City's growth patterns and the City further desires to promote orderly growth and provide municipal services in an efficient manner; and

WHEREAS, the property which is the subject of this annexation abuts the municipality, and the area to be annexed is less than 60 acres, and the municipality has received a petition for annexation from the property owners of the area to be annexed; and

WHEREAS, the City finds that the property proposed for annexation is or about to become urban or suburban in character and the annexation by the City of Motley is required to protect the public health, safety and welfare and the annexation is in the best interests of the property proposed for annexation and the area to be annexed is not presently served by public sewer facilities; and

WHEREAS, the City held a public hearing concerning the annexation on April 23, 1996 following thirty (30) days written notice by certified mail to the township affected by the proposed ordinance and to all landowners within and contiguous to the area being annexed, and no objections to the annexation were received by the City; and

WHEREAS, the City desires to proceed with the annexation of said property by ordinance pursuant to Minnesota Statutes Section 414.033;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Motley as follows:

Section 1. The corporate limits of the City are hereby amended to include the following described property currently in the jurisdiction of Motley Township in Morrison County, Minnesota, which property consists of approximately 13.23 acres, and the property is hereby annexed to and included within the corporate limits of the City pursuant to Minnesota Statutes Section 414.033 as if such property had originally been a part of the City:

See attached legal description

Government Lot 5, Section 19, Township 133 North, Range 31 West, excepting that certain tract described in a Warranty Deed recorded in the office of the Morrison County Recorder in Book 136 of Deeds, page 297;

AND

That part of Government Lot 5 of Section 19, Township 133 North, Range 31 West described as follows: Beginning at a point on the north line of said Government Lot 5 which is 100 feet West of the west intersection line of U.S. Highway No. 10; thence East along said north line of Government Lot 5 a distance of 100 feet to the west intersection line of U.S. Highway No. 10; thence running South along the west right of way line of U.S. Highway No. 10 to the intersection with a line which is the extension westerly of the south line of the North Half (N 1/2) of Government Lot 4 of Section 19, Township 133 North, Range 31 West; thence West along said extension westerly line of said south line of the North Half (N 1/2) of said Government Lot 4 a distance of 100 feet; thence North and parallel with the west boundary line of U.S. Highway No. 10 to the point of beginning; except and less that certain tract conveyed to the State of Minnesota by deed dated March 22, 1993 and filed as Document No. 344674.

Together with all abutting streets and alleys.

Section 2. The amount required to pay the filing fee of the Minnesota Municipal Board for this annexation ordinance is hereby appropriated for such purpose and the City is directed to make the necessary filings and provide required information to the Minnesota Municipal Board, the Township of Motley, the Auditor of Morrison County, and the Minnesota Secretary of State.

Section 3. The subject property being annexed has an estimated population of zero.

Section 4. This ordinance is effective upon passage and publication pursuant to Minnesota Statutes and approval by the Minnesota Municipal Board.

PASSED by the City Council of the City of Motley this 23
day of April, 1996.

APPROVED BY



Mayor

ATTEST


Patricia Crawford
City Clerk

First Reading: 4-23-96

Adoption: 4-23-96

Published: 5-2-96

