

ORDINANCE NO. 96-1

**AN ORDINANCE OF THE CITY OF HAYWARD, MINNESOTA ANNEXING LAND
IN HAYWARD TOWNSHIP, FREEBORN COUNTY, MINNESOTA**

THE CITY OF HAYWARD DOES ORDAIN:

Section 1. The City of Hayward has received a petition from Stanley J. Johnson, Robert W. Knutson, Larry M. Christensen, and Judith K. Christensen requesting the annexation of lands into the corporate limits of the City of Hayward, which land is located in Hayward Township, Freeborn County, Minnesota, legally described as follows, to-wit:

All that part of the West 200 feet of the Southwest Quarter of the Southwest Quarter of Section 4, Township 102 North, Range 20 West, lying South of a line drawn parallel to and 939.5 feet South of the North line of said quarter-quarter section; less any part thereof owned by the State of Minnesota for ditch purposes along the West side thereof, and less any part thereof owned by the County of Freeborn for highway purposes along the West and South side thereof, if any.

AND

The South 100 feet of the North 1039.5 feet of the Southeast Quarter of the Southeast Quarter of Section 5, Township 102 North, Range 20 West; less any part thereof, if any, owned by the County of Freeborn for highway purposes along the East side thereof.

AND

The Southwest Quarter of the Southeast Quarter of Section 5, Township 102 North, Range 20 West; less any part thereof, if any, owned by the County of Freeborn for highway purposes along the South side thereof.

Section 2. The City of Hayward held a public hearing on the annexation petition on June 14, 1996 at 7:00 P.M. at the municipal building in the City of Hayward, County of Freeborn, State of Minnesota, and prior thereto did give 30 day's written notice by certified mail to the Township of Hayward and to all landowners within and contiguous to the above-described property. The Hayward City Council received testimony for and against said annexation at the hearing on June 14, 1996.

Section 3. The City of Hayward, having reviewed the petition and lands involved, and upon considering the testimony for and against said annexation, hereby makes the following findings and determinations:

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- A. The land to be annexed abuts the City of Hayward and the area to be annexed is 60 acres or less;
- B. The area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available;
- C. The land to be annexed is deemed to be urban or suburban in character or about to become so; and
- D. The Township affected by the proposed annexation and all landowners within and contiguous to the area to be annexed have been given proper notice of the annexation hearing pursuant to Minnesota Statutes §414.033, Subd. 2b.

Section 4. The City of Hayward is empowered pursuant to Minnesota Statutes §414.033, Subd. 2(3) to annex the subject property by ordinance, and by the execution of this Ordinance, the City of Hayward hereby directs that said property be annexed into the City of Hayward.

Section 5. The City of Hayward hereby requests that the Minnesota Municipal Board order and approve said annexation upon receipt of this Ordinance, and the City further requests that no further consideration by the Minnesota Municipal Board be made and that no alteration of the stated boundaries of the annexation are necessary.

Section 6. Pursuant to Section 3.05 of the City of Hayward Zoning Ordinance, the City Council hereby designates the area described herein to be included in the AG District.

Section 7. The City Clerk of the City of Hayward shall file this Ordinance with the Minnesota Municipal Board, the Clerk of the Township Board of the Township of Hayward, the Freeborn County Auditor, and the Minnesota Secretary of State. The City Clerk of the City of Hayward is hereby further directed to publish this Ordinance once in the Albert Lea Tribune.

Section 8. This Ordinance shall be in full force and effect on the date the Ordinance is approved by the Minnesota Municipal Board.

REC'D. BY JUN 18 1996
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The foregoing Ordinance was duly passed and adopted by the City Council of the City of Hayward, Minnesota, at a meeting on the 14th day of June, 1996.

CITY OF HAYWARD

By:

Lavonne Williams
Lavonne Williams
Its: Mayor

ATTEST:

Joanne Corbin
Joanne Corbin, its Clerk

MAP OF HAYWARD

RANGE : 20 W

CODE : HW

