

Council member Skip Fagerstrom offered the following Ordinance and moved its adoption:

ORDINANCE NO. 585

(Municipal Board Docket #A-5710)

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS
OF THE CITY OF HINCKLEY TO INCLUDE CERTAIN LAND OWNED BY
AMERICAN DREAM DEVELOPMENT, INC.
ABUTTING THE CITY OF HINCKLEY**

WHEREAS, American Dream Development, Inc./CO Burnet Realty has filed a Petition dated June 14, 1996 (Received by the City of Hinckley August 4, 1996) requesting that certain land, as legally described as follows:

REAL ESTATE DESCRIPTION

East Half of Southwest Quarter (E 1/2 of SW 1/4), Section Thirty (30), Township Forty-one (41), Range Twenty (20), less the following described portion:

Beginning at the Northwest corner of the East Half of Southwest Quarter (E 1/2 of SW 1/4) of Section Thirty (30), Township Forty-one (41), Range Twenty (20), thence South 00 degrees 48 minutes 50 seconds West assumed bearing, along the West line of said E 1/2 of SW 1/4 a distance of 188 feet to the actual point of beginning, thence South 88 degrees 55 minutes 46 seconds East a distance of 367 feet, thence South 00 degrees 48 minutes 50 seconds West a distance of 478.5 feet; thence North 88 degrees 55 minutes 46 seconds West a distance of 367 feet to the West boundary line of said

E 1/2 of SW 1/4; thence North over and along the West boundary line of said E 1/2 of SW 1/4 a distance of 478.5 feet to the point of beginning.

AND

West Half of Southeast Quarter (W 1/2 of SE 1/4), Section Thirty (30), Township Forty-one (41), Range Twenty (20).

And less the following described premises:

That part of the Northeast Quarter of the Southwest Quarter (NE 1/4 of SW 1/4) and that part of the Northwest Quarter of the Southeast Quarter (NW 1/4 of SE 1/4) of Section 30, Township 41, Range 20, described as follows: Beginning at Northwest corner of said NE 1/4 of SW 1/4; thence South 00 degrees 58' 50" West, assumed bearing, along West line 188 ft., thence South 88 degrees 55'46" East 367 ft., thence South 00 degrees 48'50" West 126.22 feet, thence North 74 degrees 54'34" East 1128.93 ft. to North line of NW 1/4 of SE 1/4, thence North 88 degrees 55' 46" West, along the North line of said NW 1/4 of SE 1/4 and NE 1/4 of SW 1/4 a distance of 1452.73 feet to the point of beginning.

be annexed to the City of Hinckley.

AND WHEREAS, American Dream Development, Inc. represents that it is the sole owner of the above-described real estate and that said real estate abuts the City limits of the City of Hinckley and 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 and is unplatted land of less than 200 acres.

AND WHEREAS, copies of said Petition have been filed with the Municipal Board and with the Town Board of Barry Township and with the County Board of Pine County and that more than ninety (90) days have elapsed since the filing of the Petition with the Municipal Board and the Town Board of Barry

Township and the County Board of Pine County and no objection has been filed to the annexation. **NOW THEREFORE**, the City Council of Hinckley, Minnesota, does hereby ordain:

Section 1. The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is two hundred (200) 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 all of the owners of the property, and that the Petition complies with all of the provisions of Minnesota Statutes 414.033, and that copies of the Petition have been filed with the Municipal Board and the Town Board of Barry Township and the County Board of Pine County and more than ninety (90) days have elapsed since the filing of said Petition and no objections have been made to the proposed annexation.

Section 2. The property is urban in nature or about to become so.

Section 3. The corporate limits of the City of Hinckley are hereby extended to include the property and the same is hereby annexed to and included within the City of Hinckley 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, Barry Township, the Pine 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.

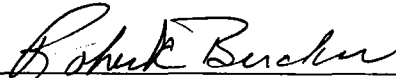
Council member Tom Lymburner seconded the foregoing Ordinance and all voted in favor.

And the following voted opposed of the adoption of the above Ordinance: None

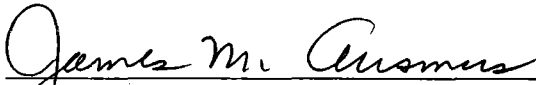
WHEREBY the Ordinance was declared duly passed and ordained.

Adopted this 4th day of February, 1997.

ATTEST:



Robert C. Bircher, Mayor



James M. Ausmus, City Clerk/Adm.

THIS DOCUMENT WAS DRAFTED BY:

Daniel W. Blake
Ledin & Hofstad, Ltd.
Attorneys at Law
539 6th Street
Pine City, MN 55063
(320) 629-7537
Attorney Registration #201248

Poucher, Mpls.

section that
terminating the
y, soil, roads,
se of the land.

Hilly

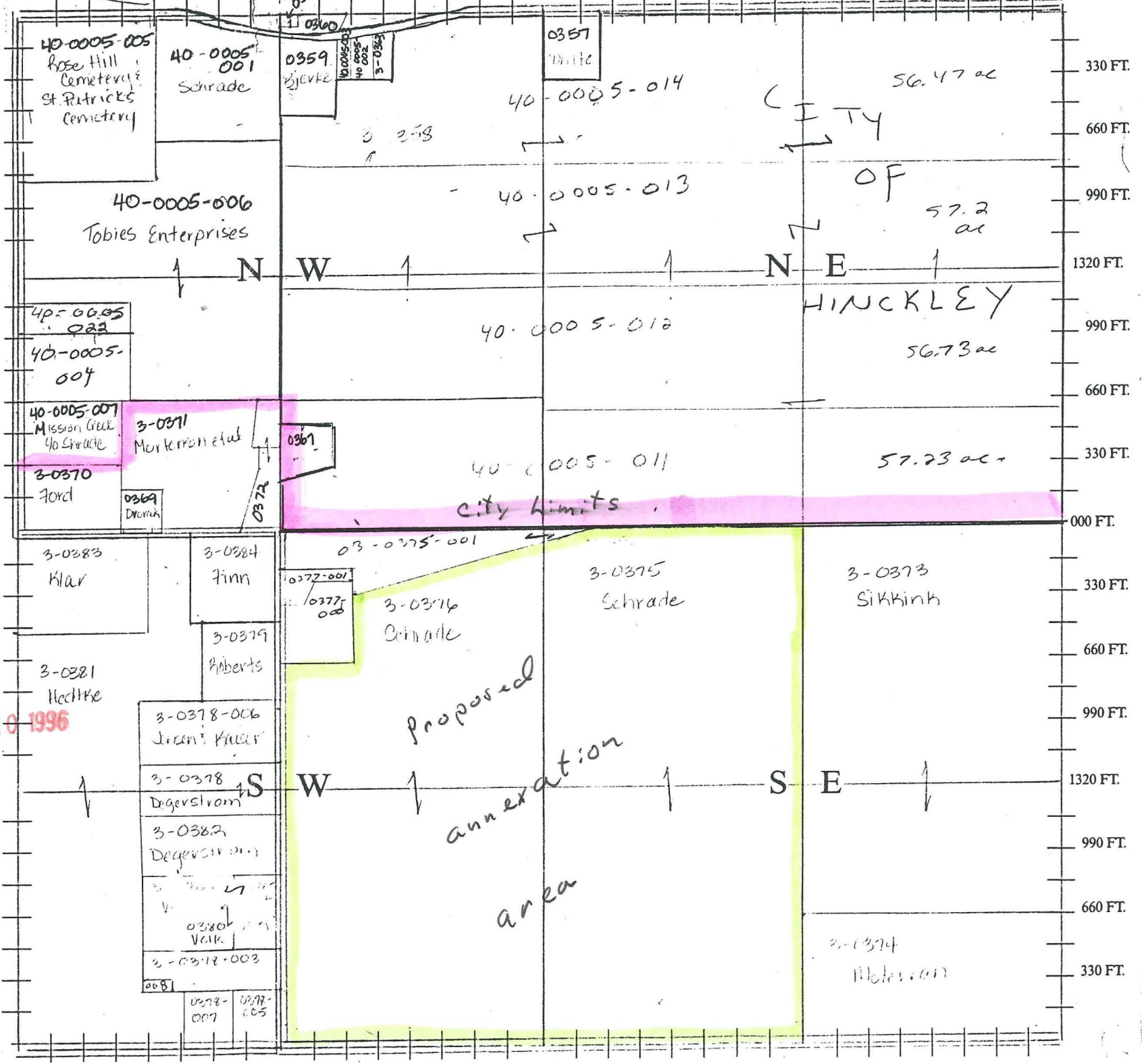
Sandy

Tillable C
per or Trees

g upon it in
er of acres.

REC'D. BY SEP 10 1996
M.M.R.

inch = 660 ft.



CITY OF
HINCKLEY
PINE COUNTY
MINNESOTA

DECEMBER 1993
Scale 1" = 100'

REC'D. BY SEP 10 1996
M M R

