

ORDINANCE NO. 909
EXTENDING THE CORPORATE LIMITS
OF THE CITY OF PLAINVIEW
TO INCLUDE CERTAIN UNINCORPORATED LAND
ABUTTING THE CITY OF PLAINVIEW

WHEREAS, Minnesota Statute §414.033 allows a city to annex land into the city limits by ordinance when: a) the land abuts the municipality, b) the land area is less than 60 acres, c) the city receives a petition for annexation from all property owners of the land, and d) the area to be annexed is not presently served by public sewer facilities, and

WHEREAS, the City of Plainview has received a Petition dated October 10, 1996 from Kratt & Hedquist, Inc., being the owner of the property described on Exhibit A hereto, no part of which is now included in the city limits of the City of Plainview, and

WHEREAS, the petitioner's land abuts the City, and

WHEREAS, the land is .53 acres in area, and

WHEREAS, the property to be annexed is not presently served by public sewer facilities, and

WHEREAS, the City believes the land is about to become urban or suburban in character, because the area in which the property is located contains a fast food restaurant and self-serve convenience stores, and the property to be annexed will be used for construction of a new Dairy Queen restaurant, and

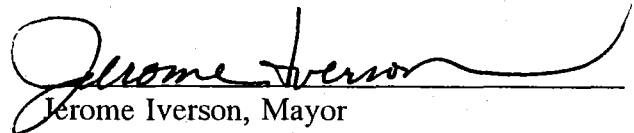
WHEREAS, a public hearing was held on November 25, 1996 pursuant to Minnesota Statute §414.033, Subd. 2(b), and 30 days' written notice was given by certified mail to Plainview Township and to all landowners within and contiguous to the area to be annexed, and

WHEREAS, the City feels that annexation of the property by ordinance is in the best interests of the citizens of the City of Plainview;

NOW THEREFORE, IT IS ORDAINED BY THE CITY OF PLAINVIEW,
MINNESOTA AS FOLLOWS:

1. The land described on Exhibit A hereto is declared annexed to the City of Plainview, and the corporate limits of the City of Plainview are hereby extended to include said land.
2. A certified copy of this ordinance shall be immediately forwarded by the City Attorney to the Wabasha County Auditor and to the State Municipal Board, together with appropriate filing fees. A certified copy shall also be forwarded to the Plainview Township Clerk, Secretary of State, and the petitioners.
3. This ordinance shall take effect upon the latest of date of passage, approval by the State Municipal Board, and publication according to law.

Dated December 9, 1996


Jerome Iverson, Mayor

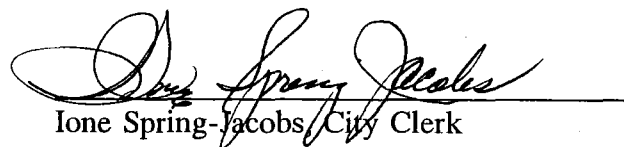

Ione Spring-Jacobs, City Clerk

EXHIBIT A

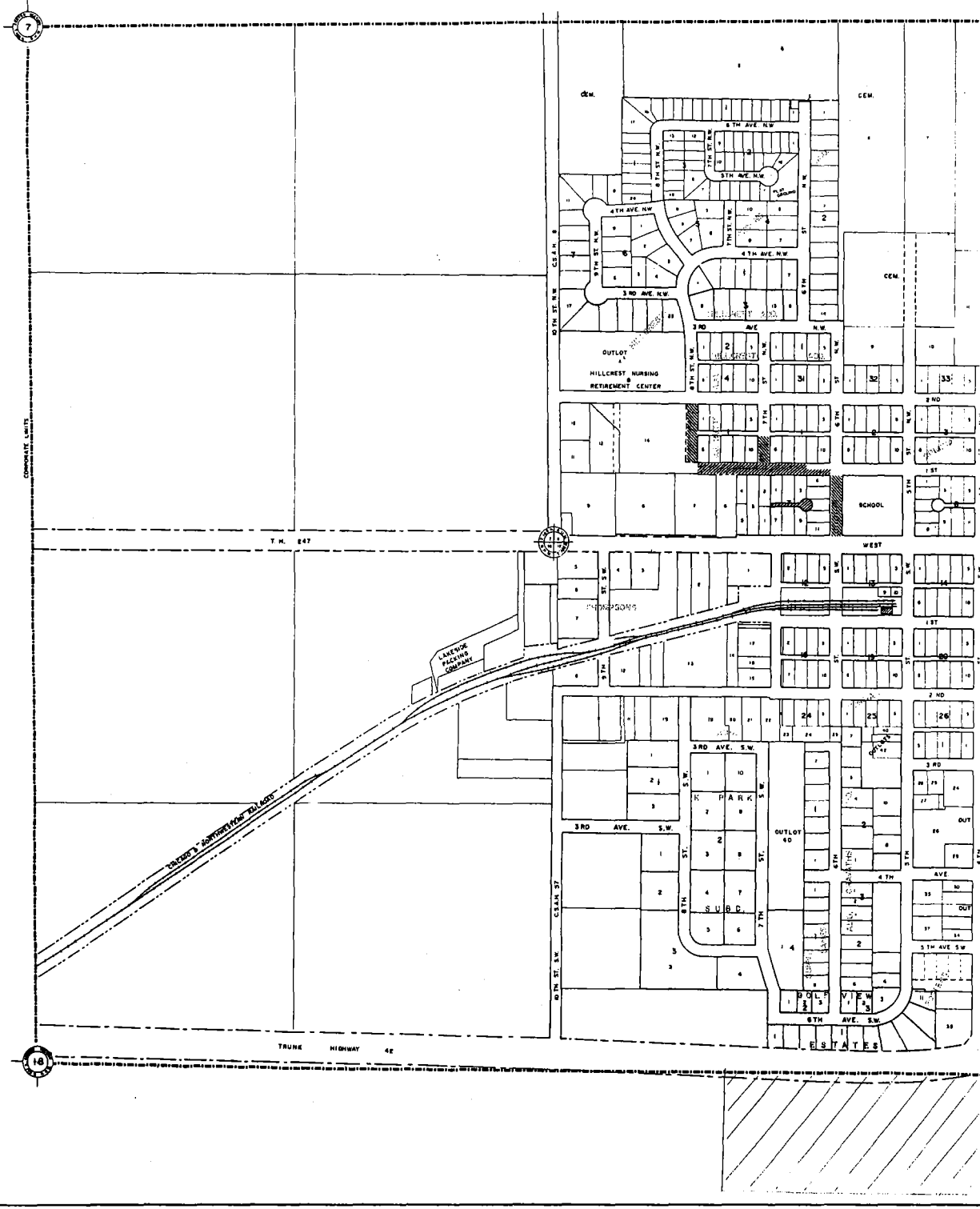
REC'D. BY
DEC 16 1996

LEGAL DESCRIPTION:

That part of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 8-108-11, described as follows:
Commencing at a point where the S line of said SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ intersects the W line of State Highway No.42, thence W along said S line a distance of 160 feet, thence due N 135 feet, thence due E 185 feet, more or less, to the W line of State Highway No.42, thence Sly along said W line to the point of beginning. Reserving unto Keith E. Todd and Sandra A. Todd, grantors in that Warranty Deed dated March 3, 1986 and filed March 10, 1986 in Book 166 of Deeds Page 578A, their heirs, assigns and successors, a permaneht easement for a water line across said property as currently laid out and existing and the grantees, their heirs, successors and assigns, shall be responsible for the maintenance of said water line across said parcel.

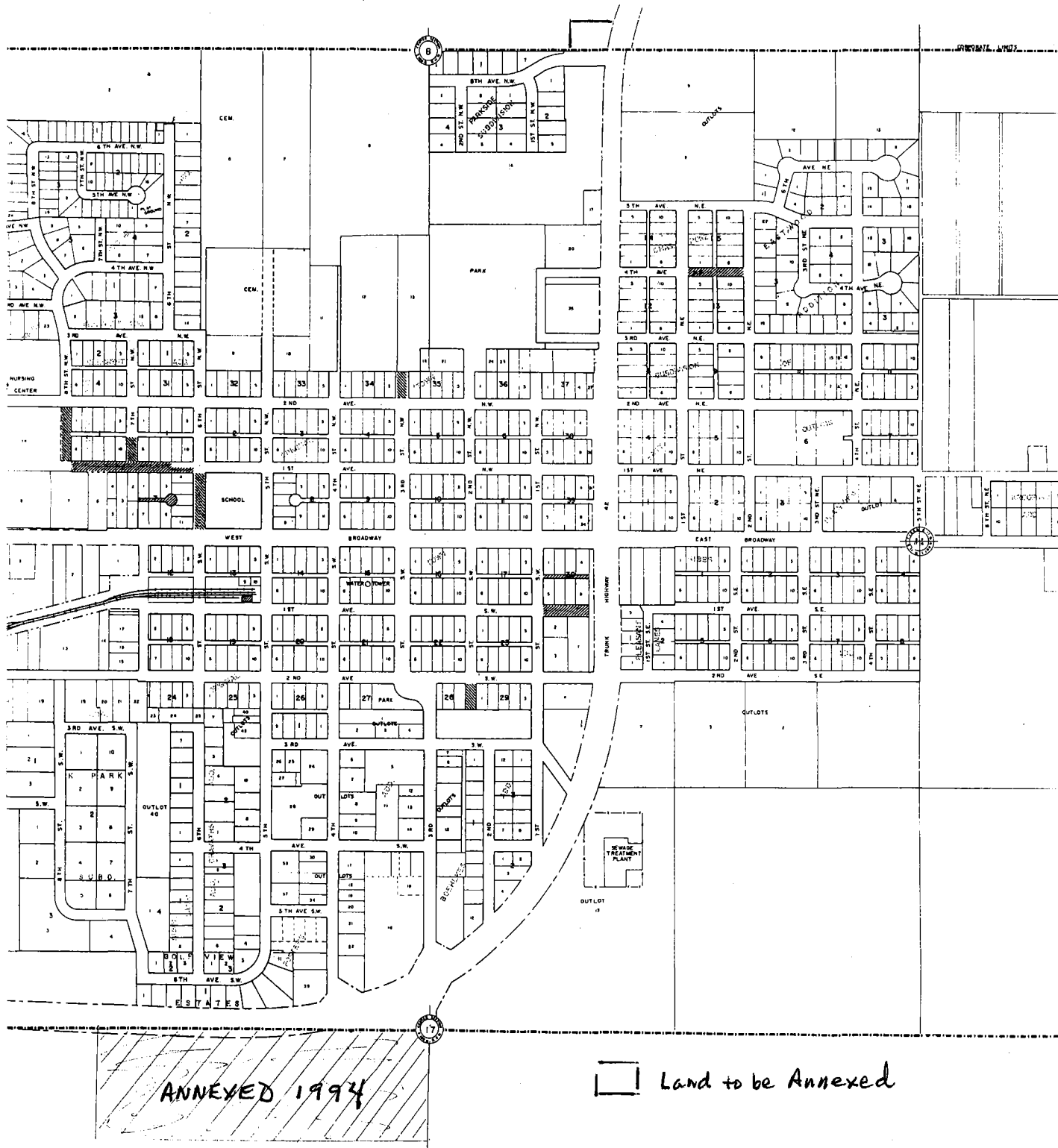
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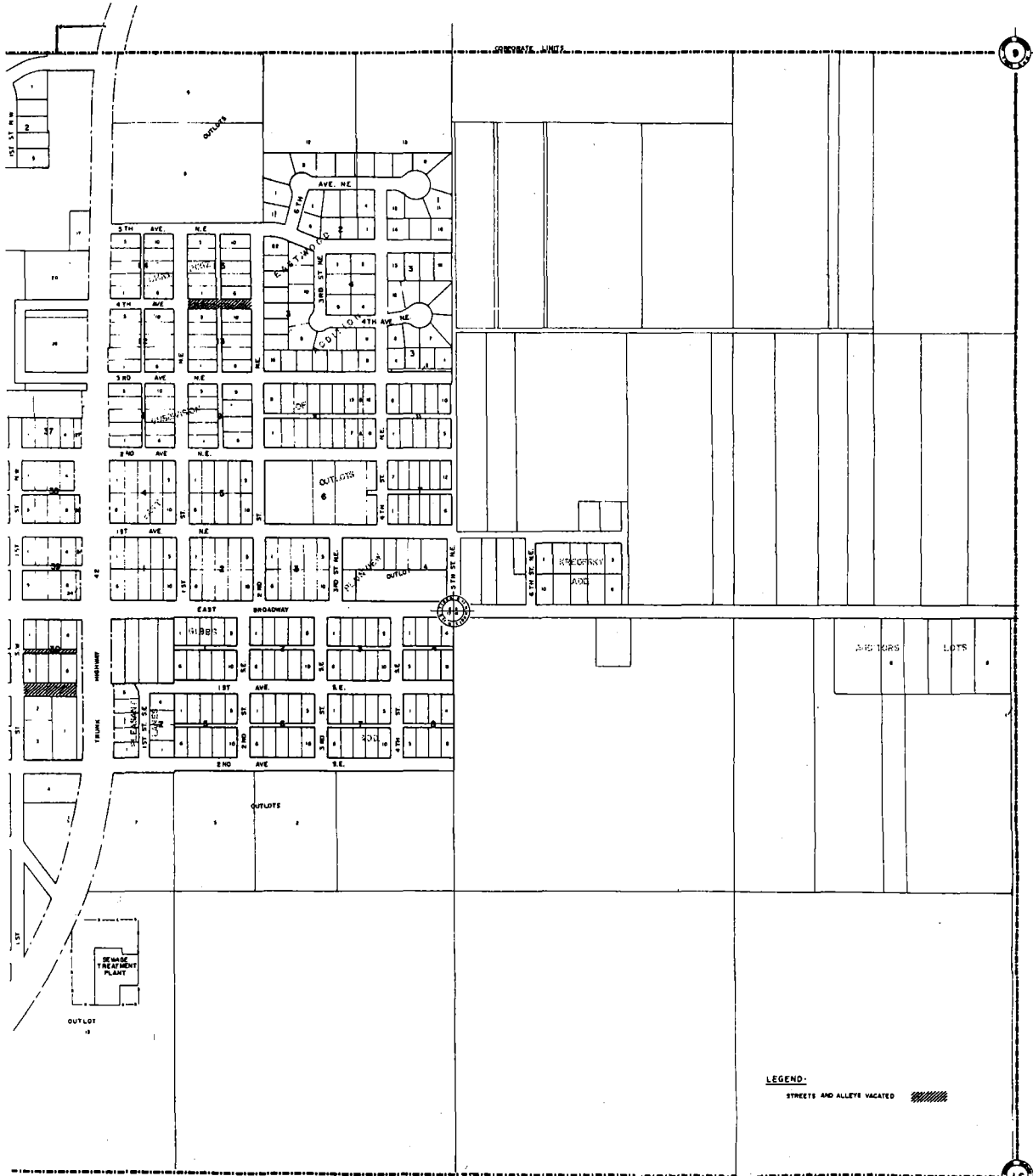
CITY OF
PLAINVIEW, MINNESOTA

REC'D. BY
MMB DEC 16 1996



REC'D. BY DEC 16 1996

ESOTA



LEGEND:
 STREETS AND ALLEYS VACATED



717 THIRD AVENUE SOUTHEAST
 ROCHESTER MINNESOTA 55904
 507-298-8484

ENGINEERING
 ARCHITECTURE
 SURVEYING
 PLANNING
 LANDSCAPE ARCHITECTURE

REC'D BY DEC 16 1996

MAP OF PLAINVIEW

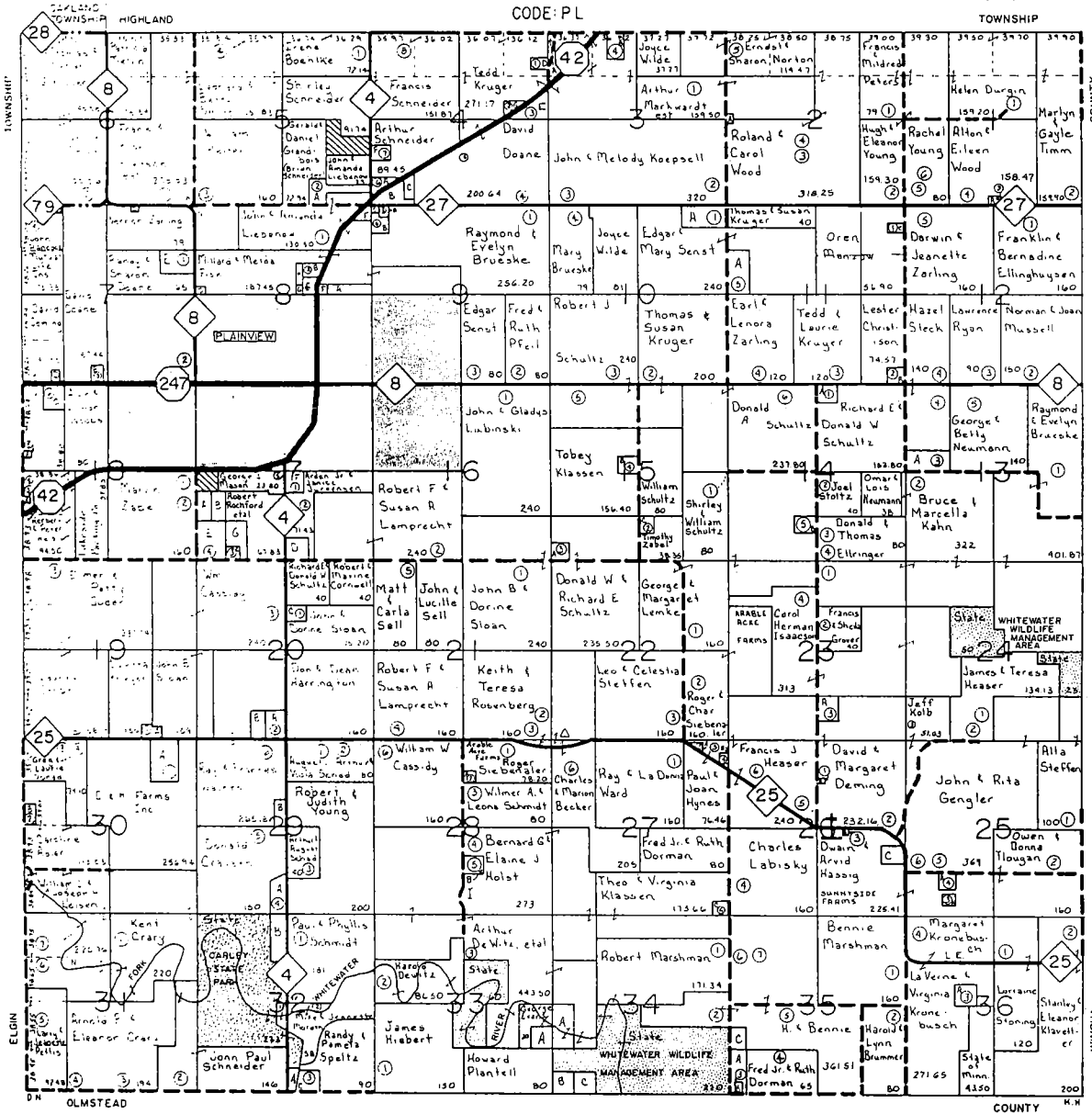


TOWNSHIP: 108 N.

RANGE: 11 W.

CODE: P L

TOWNSHIP



SEE SMALL TRACT OWNERS FOLLOWING TOWNSHIP MAPS

☐ Land to be annexed

