ORDINANCE NO. 97-18

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ROCKFORD TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND 8.53 ACRES IN AREA ABUTTING THE CITY LIMITS PURSUANT TO MINN. STAT. 414.033

(AT&T PROPERTY)

WHEREAS, the owner of certain hereinafter described Property notified the City on or about July 1, 1997 of its intent to petition for annexation, in accordance with Minn. Stat. 414.033,

Subd. 13; and,

WHEREAS, the Property to be annexed consists of one parcel legally described as:

A tract of land in the Southwest Quarter of the Northeast Quarter of Section 20, Township 119 North, Range 24 West, Wright County, Minnesota, described as follows: Commencing at the Southwest corner of said Southwest Quarter of the Northeast Quarter and running thence North along the West line thereof a distance of 626.0 feet to the actual point of beginning; thence East and parallel to the South line of said Southwest Quarter of the Northeast Quarter a distance of 632.97 feet; thence North and parallel to said West line a distance of 686.10 feet to a point on the North line thereof; thence West along said North line a distance of 633.0 feet to the Northwest corner of said Southwest Quarter of the Northeast Quarter; thence South a distance of 684.47 feet to the actual point of beginning. Except the North 66 feet and the West 33 feet for road purposes. Said tract contains 8.53 acres. The Property Identification Number is: 215-000-201301; and,

WHEREAS, the City notified the owners by letter from the City Attorney in August, 1997 that the cost of electric utility services may change if the Property were annexed to the City, which notice included an estimate of the cost impact of any change in electric utility services, including rate changes and assessments, resulting from the annexation, in fulfillment of the City's obligation pursuant to Minn. Stat. 414.033, Subd. 1a; and,

WHEREAS, a Petition requesting annexation of the Property and signed by the owner was received by the Council on October 14, 1997; and,

WHEREAS, a public hearing on the proposed annexation was held on November 25,

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1997 by the City Council following at least 30 days' notice by certified mail to the Town Board and to all persons entitled to notice; and,

WHEREAS, no valid objection to the annexation has been received;

NOW, THEREFORE, the Council of the City of Rockford, Minnesota, ordains:

Section 1. <u>Character of Property</u>. The City Council determines (1) that the Property abuts the City limits, is urban or suburban in character, and has already been developed for light industrial uses as a radio antenna site; (2) that none of the Property is now included within the limits of any incorporated city, nor of any agricultural preserve; and (3) that the Property is not presently served by public sewer facilities and public sewer facilities are not otherwise available.

Section 2. <u>Population</u>. The population of the Property is zero.

Section 3. <u>Property Annexed</u>. The corporate limits of the City are extended to include the Property. The Property is annexed into and included within the City as if it had originally been a part of the City.

Section 4. <u>Filing</u>. The City Clerk is directed to file certified copies of this ordinance with the Minnesota Municipal Board, the Secretary of State, the Town Clerk, and the County Auditor.

Section 5. <u>Effective Date</u>. This Ordinance shall take 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.

Adopted by the Council this 25th day of November, 1997.

CITY OF ROCKFORD

ATTEST:

Nancy Evers, Clerk

