

ORDINANCE NO. 412

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

WHEREAS, the City of Staples 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, the area to be annexed is less than 60 acres, and the municipality has received a petition for annexation from all of the property owners of the land; 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 Staples 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

WHEREAS, the City held a public hearing concerning the annexation on January 13, 1998 following 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, and Subd. 2(3), and Subd. 2b are applicable;

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

Section 1. The corporate limits of the City are hereby amended to include the following described property currently in the jurisdiction of Thomastown Township in Wadena County, Minnesota, which property consists of approximately 5.46 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:

That part of the Northwest Quarter of the Northeast Quarter of Section 36, Township 134, Range 33, Wadena County, Minnesota, described as follows:

Beginning at the northwest corner of Lot 5, Block 4, First Addition to High View Estates, according to the recorded plat thereof; thence South 89 degrees 19 minutes 10 seconds

East, assumed bearing, 627.69 feet along the north line of said First Addition to High View Estates and along the south line of said Northwest Quarter of the Northeast Quarter; thence North 0 degrees 40 minutes 50 seconds East 126.30 feet; thence North 34 degrees 50 minutes 50 seconds East 240.00 feet; thence North 55 degrees 09 minutes 10 seconds West 261.00 feet; thence South 34 degrees 50 minutes 50 seconds West 58.44 feet; thence North 55 degrees 09 minutes 10 seconds West 185.00 feet; thence South 35 degrees 03 minutes 53 seconds West 638.58 feet to the point of beginning, together with abutting streets and alleys, if any;

Section 2. Pursuant to the City Zoning Ordinance, the City Council hereby designates the above described parcel of property being annexed herein to be R-1 residential and R-2 residential.

Section 3. 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 Administrator is directed to make the necessary filings and provide required information to the Minnesota Municipal Board, the Township of Thomastown, the Auditor of Wadena County, and the Minnesota Secretary of State.

Section 4. The subject property is vacated land with no population.

Section 5. This ordinance is effective upon passage and publication pursuant to the Staples City Charter, Minnesota Statutes, and approval by the Minnesota Municipal Board.

REC'D. BY FEB 02 1998
MMB

PASSED by the City Council of the City of Staples this 27th
day of January, 1998.

ATTEST

Phil Lindaman
Phil Lindaman
City Clerk

APPROVED BY

Michael W. Goff
Michael Goff
Mayor

First Reading: January 13, 1998
Second Reading: January 27, 1998
Adoption: January 27, 1998
Published: February 5, 1998

