

ORDINANCE # 251

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF STEWARTVILLE TO INCLUDE CERTAIN UNINCORPORATED, UNPLATTED LAND NOT EXCEEDING SIXTY (60) ACRES IN AREA ABUTTING UPON THE CITY LIMITS.

Whereas, a Petition dated the 16th of July, 1998 requesting annexation of the territory hereinafter described was duly presented to the County the 25th day of August, 1998 and

Whereas, a quantity of land embraced within the area described in the Petition and bounded as described is 7.69 acres more or less of unplatted land, no part of which is included within the limits of an incorporated city; and

Whereas, the Petition was signed by the owners of the property and

Whereas, no objections to the annexation have been received from the Township Board or the governing body of any municipality whose boundaries abut upon the boundaries of the lands to be annexed; and

Whereas, the land described in the Petition abuts the City limits at the North, East and West corner of the parcel; and

Whereas, the Municipality has conducted a public hearing and has given 90 days written notice by certified mail to the township affected by the ordinance and has received a Resolution waiving of the 90 day waiting period from the Township Board.

Now Therefore Be It Resolved That:

Section 1:

The Council of the City of Stewartville hereby determines:

1. That the annexation will be to the best interest of the City and of territory affected;

2. That the territory described herein abuts upon the City limits and is about to become urban or suburban in character;

3. That none of said territory is now included within the limits of any city.

Section 2:

Territory Annexed:

The corporate limits of the City are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

That part of the Northwest Quarter of the Northwest Quarter of Section 2, Township 104, Range 14, Olmsted County, Minnesota, described as follows: Beginning at the Northwest corner of Block 2, Brin's Plat; thence North 90 degrees 00 minutes 00 seconds East, along the North line of said Block 2 and its prolongation easterly, 599.56 feet to the easterly Right of Way line of the former Chicago and Northwestern Railroad; thence South 07 degrees 14 minutes 04 seconds West, along said easterly Right of Way (for purposes of this description bearings are assumed and based on the North line of said Northwest Quarter being North 90 degrees 00 minutes 00 seconds East), 614.45 feet to the easterly prolongation of the South line of Lot 8, Block 2; thence North 90 degrees 00 minutes 00 seconds West, on said prolongation and the South line of said Lot, 499.09 feet to the West line of said Block 2; thence North 02 degrees 10 minutes 10 seconds West, along said West line, 610.00 feet to the point of beginning; containing 7.69 acres, more or less.

Section 3:

Filing:

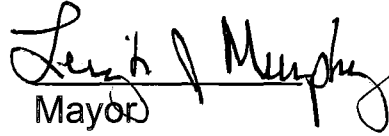
The City Clerk is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Commission, the Secretary of State, the Township Clerk, and County Auditor.

Section 4:

Effective Date:

This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 3, and approved from the Minnesota Municipal Board.

Adopted by the City Council of Stewartville, MN this 25th day of August, 1998.


Mayor

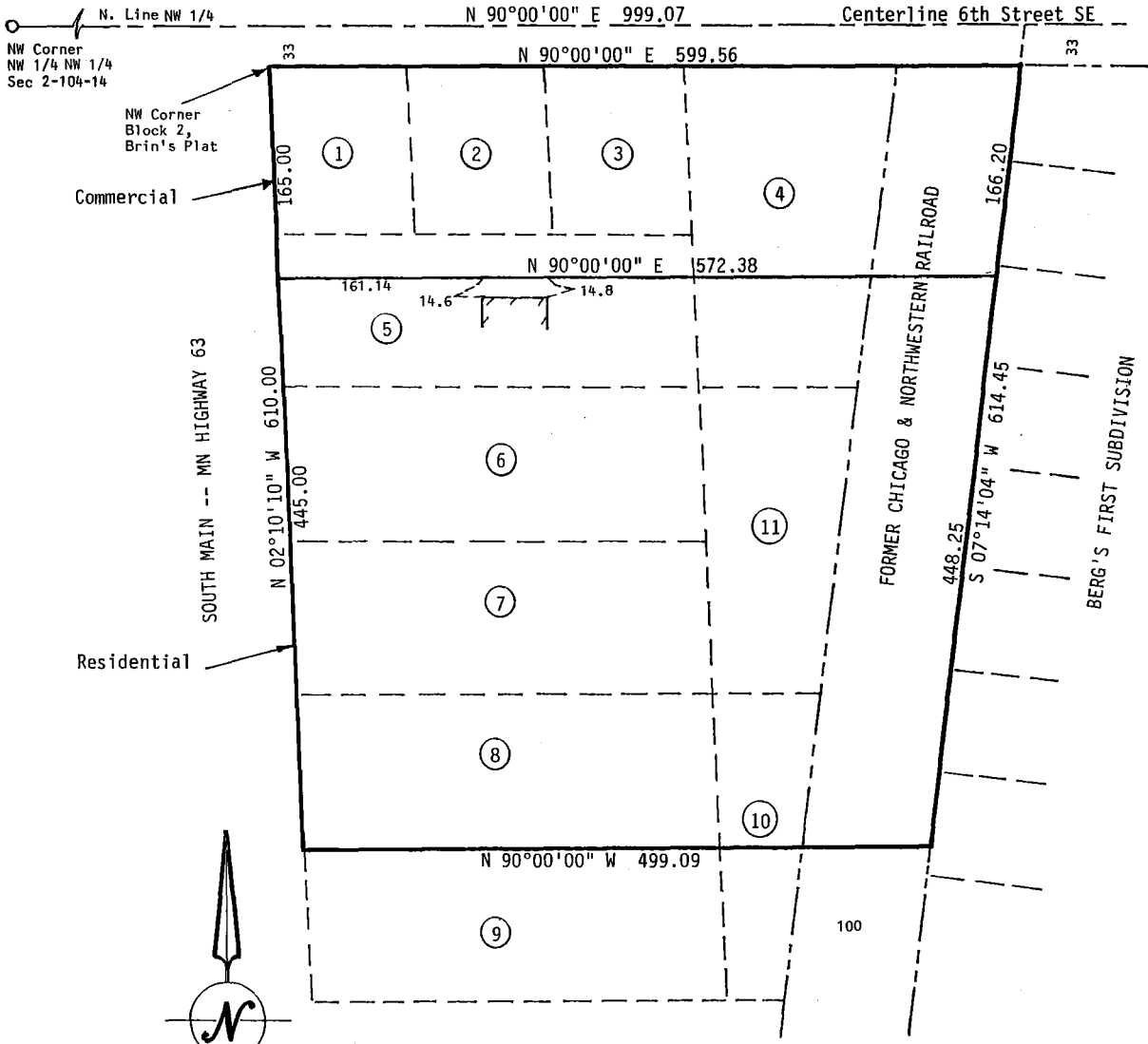
ATTEST:


City Administrator

LEGAL DESCRIPTION FOR ANNEXATION: That part of the Northwest Quarter of the Northwest Quarter of Section 2, Township 104, Range 14, Olmsted County, Minnesota, described as follows: Beginning at the Northwest corner of Block 2, Brin's Plat; thence North 90°00'00" East, along the North line of said Block 2 and its prolongation easterly, 599.56 feet to the easterly Right of Way line of the former Chicago and Northwestern Railroad; thence South 07°14'04" West, along said easterly Right of Way (for purposes of this description bearings are assumed and based on the North line of said Northwest Quarter being North 90°00'00" East), 614.45 feet to the easterly prolongation of the South line of Lot 8, Block 2; thence North 90°00'00" West, on said prolongation and the South line of said Lot, 499.09 feet to the West line of said Block 2; thence North 02°10'10" West, along said West line, 610.00 feet to the point of beginning; containing 7.69 acres, more or less.

LEGAL DESCRIPTION FOR COMMERCIAL ZONING: That part of the Northwest Quarter of the Northwest Quarter of Section 2, Township 104, Range 14, Olmsted County, Minnesota, described as follows: Beginning at the Northwest corner of Block 2 of Brin's Plat; thence South 02°10'10" East, along the West line of said Block, 165.00 feet; thence North 90°00'00" East (for purposes of this description bearings are assumed and based on the North line of said Northwest Quarter being North 90°00'00" East), 572.38 feet to the easterly Right of Way line of the former Chicago and Northwestern Railroad; thence North 07°14'04" East, along said Right of Way line, 166.20 feet to the easterly prolongation of the North line of said Block 2; thence North 90°00'00" West on said prolongation and the northerly line of said Block, 599.56 feet to the point of beginning; containing 2.22 acres, more or less.

LEGAL DESCRIPTION FOR RESIDENTIAL ZONING: That part of the Northwest Quarter of the Northwest Quarter of Section 2, Township 104, Range 14, Olmsted County, Minnesota, described as follows: Commencing at the Northwest corner of Block 2 of Brin's Plat; thence South 02°10'10" East, along the West line of said Block, 165.00 feet to the point of beginning; thence North 90°00'00" East (for purposes of this description bearings are assumed and based on the North line of said Northwest Quarter being North 90°00'00" East), 572.38 feet to the easterly Right of Way line of the former Chicago and Northwestern Railroad; thence South 07°14'04" West, along said Right of Way line, 448.25 feet to the easterly prolongation of the South line of Lot 8, Block 2; thence North 90°00'00" West, on said prolongation and the South line of said Lot, 499.09 feet to the West line of said Block 2; thence North 02°10'10" West, along said West line, 445.00 feet to the point of beginning; containing 5.47 acres, more or less.



Prepared For: Curt & Connie Grisim