

ORDINANCE NO. 249- 3RD SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING A PORTION OF COUNTY STATE AID HIGHWAY 72 SITUATED IN SECTION 7-151-49 AND SECTION 18-151-49 IN HUNTSVILLE TOWNSHIP. POLK COUNTY, MINNESOTA, INTO THE CITY OF EAST GRAND FORKS, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. This annexation ordinance is being passed and adopted pursuant to the provisions of Minnesota statute §414.033, Subdivision 2, Subparagraph 3.

Section 2. On or about May 23, 2000, the City of East Grand Forks, Minnesota received a "Petition for Annexation of Real Property into the City of East Grand Forks, Minnesota" dated May 23, 2000, and signed by the Chair of the County Board and the Clerk of the County Board of Polk county, Minnesota.

Section 3. The area described in the Petition is under the control of Polk County, Minnesota, abuts the City, contains less than 60 acres, is not presently served by public sewer facilities, and is unpopulated.

Section 4. Pursuant to Minnesota statute §414.033, Subdivision 2b., a public hearing of the Petition was held by the East Grand Forks City Council at its regularly scheduled meeting commencing at 7:30 o'clock p.m. on July 20, 2000, notice of such hearing being mailed by certified mail on June 15, 2000, to Huntsville Township and to all landowners within and contiguous to the area to be annexed. No objections to the Petition were heard by the East Grand Forks City Council at the public hearing.

Section 5. In their Petition the Petitioners waived the 30 day notice required by Minnesota statute §414.033, Subdivision 13 that the cost of electric utility service to the Petitioners may change if the subject real property is annexed into the City.

Section 6. The City hereby annexes real property situated in the Township of Huntsville, County of Polk, State of Minnesota, legally described as follows, to-wit:

(Geographical Description) County State Aid Highway 72 from a point 792.01 feet east and 1044.61 feet south of the center of Section 18, Township 151 North, Range 49 West to the former City limits.

(Legal Description) County State Aid Highway 72 beginning at a point 792.01 feet east and 1044.61 feet south of the center of Section 18, Township 151 North, Range 49 West; thence along the established centerline of the public

road described as follows: from said point of beginning extending northwesterly through the Northeast Quarter of the Southwest Quarter ((NE $\frac{1}{4}$ SW $\frac{1}{4}$), and the Northwest Quarter (NW $\frac{1}{4}$) of Section 18, Township 151 North,

Range 49 West and the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 7, Township 151 North, Range 49 West to a point located approximately 240.00 feet north of the southwest corner of the said Section 7 and there terminating, a distance of 1.01 miles, more or less.

Section 7. The City Clerk-Treasurer is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Board, Huntsville Township, Polk County Auditor, and the Minnesota Secretary of State.

Section 8. City Code Chapter 1 entitled "Definitions and General Provisions Applicable to Entire City Code Including Penalty for Violation" is hereby adopted in its entirety, by reference, as though repeated verbatim herein.

Section 9. This ordinance shall take effect and be in force from and after its passage and publication and be given the Number 249, 3rd Series, and after its approval by the Minnesota Municipal Board.

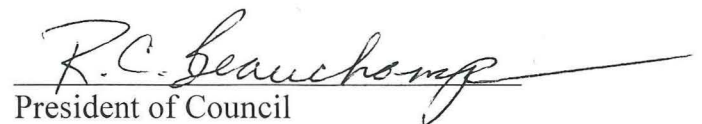
Voting Aye: Holy, Beauchamp, Grassel, Trembath, Torgerson, Driscoll
Voting Nay: None
Absent: Galstad

The President declared the Ordinance passed.

Attest::

Passed: August 8, 2000.

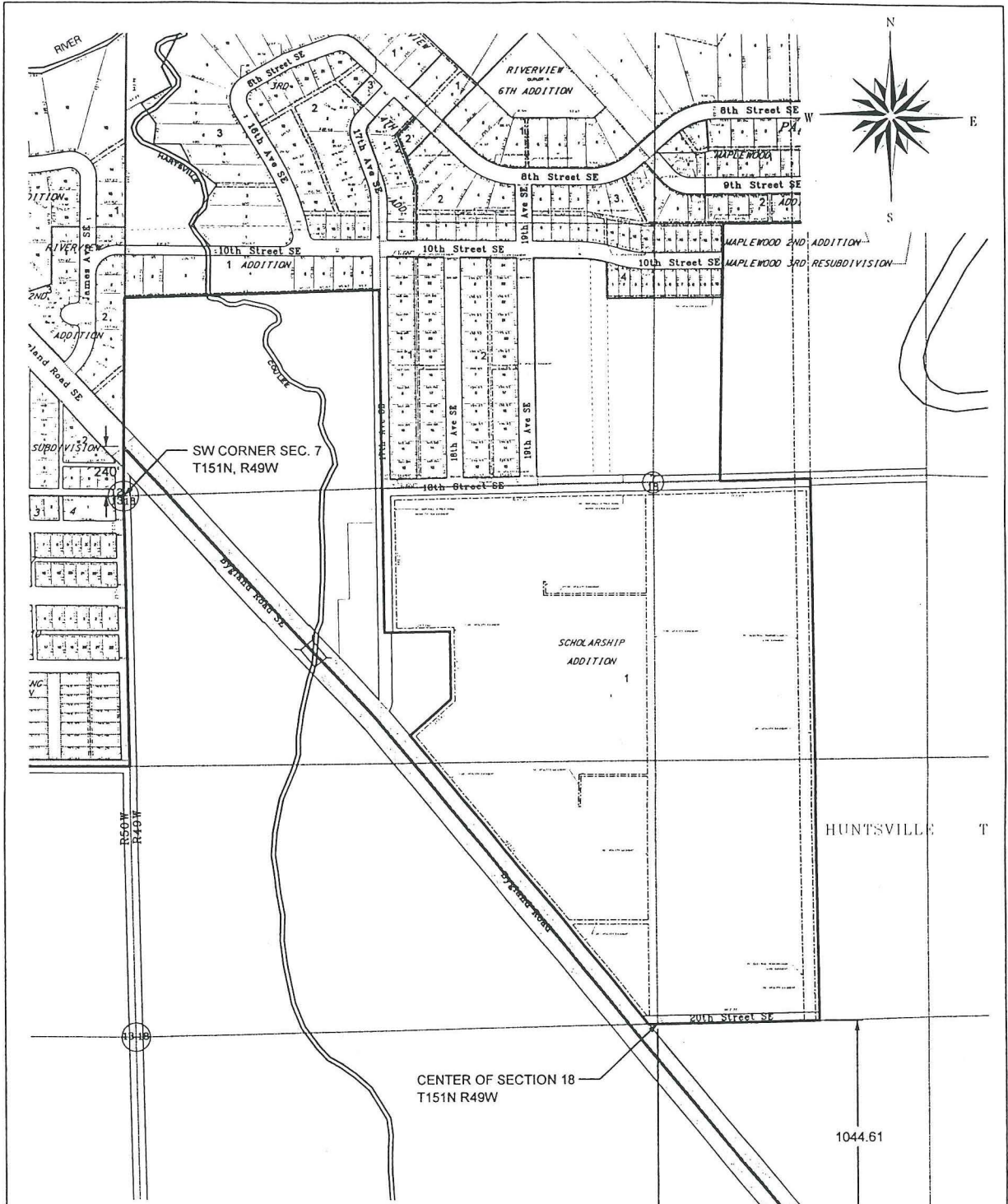

Clerk-Treasurer


President of Council

I hereby approve the foregoing Ordinance this 14th day of August, 2000.


Mayor

NOV 20 2000



C.S.A.H. 72 from a point 792.01 feet east and 1044.61 feet south of the center of Sec. 18, T151N, R49W to the former City Limits.

C.S.A.H. 72 beginning at a point 792.01 feet east and 1044.61 feet south of the center of Sec. 18, T151N, R49W, thence along the established centerline of the public road described as follows:

From said Point of Beginning extending northwesterly through the NW 1/4, SW 1/4 and NW 1/4, Sec. 18, T151N, R49W and the SW 1/4 SW 1/4, Sec. 7, T151N R49W to a point located approximately 240 feet north of the southwest corner of said Sec. 7 and there terminating, a distance of 1.01 miles more or less.

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| DRAWN BY: MBA | REVISIONS | PROJECT C.S.A.H. 72 TURNBACK RESOLUTION East Grand Forks, MN | SHT. NAME DESCRIPTION | SHT. NO. 1 |
| DATE: 02/18/99 | | | | |
| DGN. NO.: BYGLANDTURNBACK.DGN | | | | |
| APPROVED BY: | | | | |