

CITY OF FOLEY
COUNTY OF BENTON
STATE OF MINNESOTA

RECD BY
MMB

JUL 23 2001

ORDINANCE NUMBER 314

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF FOLEY TO INCLUDE CERTAIN UNINCORPORATED LAND
NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON CITY LIMITS

WHEREAS, a certain petition by Edina Development Corporation, dated May 21, 2001, and presented to the Foley Planning Commission and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is less than two hundred (200) acres in area, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the petition was signed by all the owners; and

WHEREAS, the land described in the petition abuts upon the city limits; therefore:

THE COUNCIL OF THE CITY OF FOLEY, MINNESOTA ORDAINS:

Section 1. That the City Council hereby determines that the annexation will be in the best interest of the City and territory affected; (2) that the territory described herein abuts upon the City limits and is urban in character; and (3) that none of said territory is included within the limits of any city, village or borough.

Section 2. Territory Annexed: The corporate limits of the City of Foley is hereby extended to include 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 hereof:

That part of the North Half of the Southeast Quarter of Section 35, Township 37, Range 29, Benton County, Minnesota described as follows: Commencing at the Southwest corner of said North Half of the Southeast Quarter; thence North 89 degrees 35 minutes 40 seconds East along the South line of said North Half of the Southeast Quarter, a distance of 1154.15 feet to the point of beginning; thence North 27 degrees 04 minutes 57 seconds East, a distance of 302.11 feet; thence North 89 degrees 35 minutes 40 seconds East, a distance of 553.15 feet; thence South 46 degrees 15 minutes 28 seconds East, a distance of 229.95 feet; thence South 03 degrees 00 minutes 40 seconds West, a distance of 108.03 feet to the South line of said North Half of the Southeast Quarter; thence South 89 degrees 35 minutes 40 seconds West along said South line, a distance of 851.15 feet to the point of beginning.

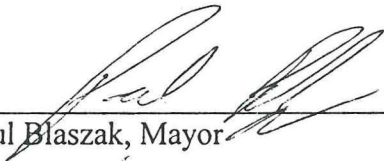
The area of land annexed contains approximately 4.54 acres.

Section 3. Zoning. The annexed territory shall be zoned "R-1" Single and Two Family Residential District, according to Ordinance No. 312, Section 11, Subdivision 3, which provides that all land which may hereafter become a part of the City of Foley through annexation shall be automatically classified in the "R-1" Single and Two Family Residential District until otherwise changed by amendment procedure.

Section 4. Filing. The City Clerk is hereby directed to file a certified copy of this Ordinance with the Municipal Board, the Secretary of State, the County Auditor and Gilmanton Township.

Section 5. Effective Date. This Ordinance takes effect upon its passage and publication and filing of certified copies as directed in Section 4.

PASSED AND ADOPTED by unanimous vote of the Foley City Council, this 17th day of July, 2001.


Paul Blaszak, Mayor

ATTEST

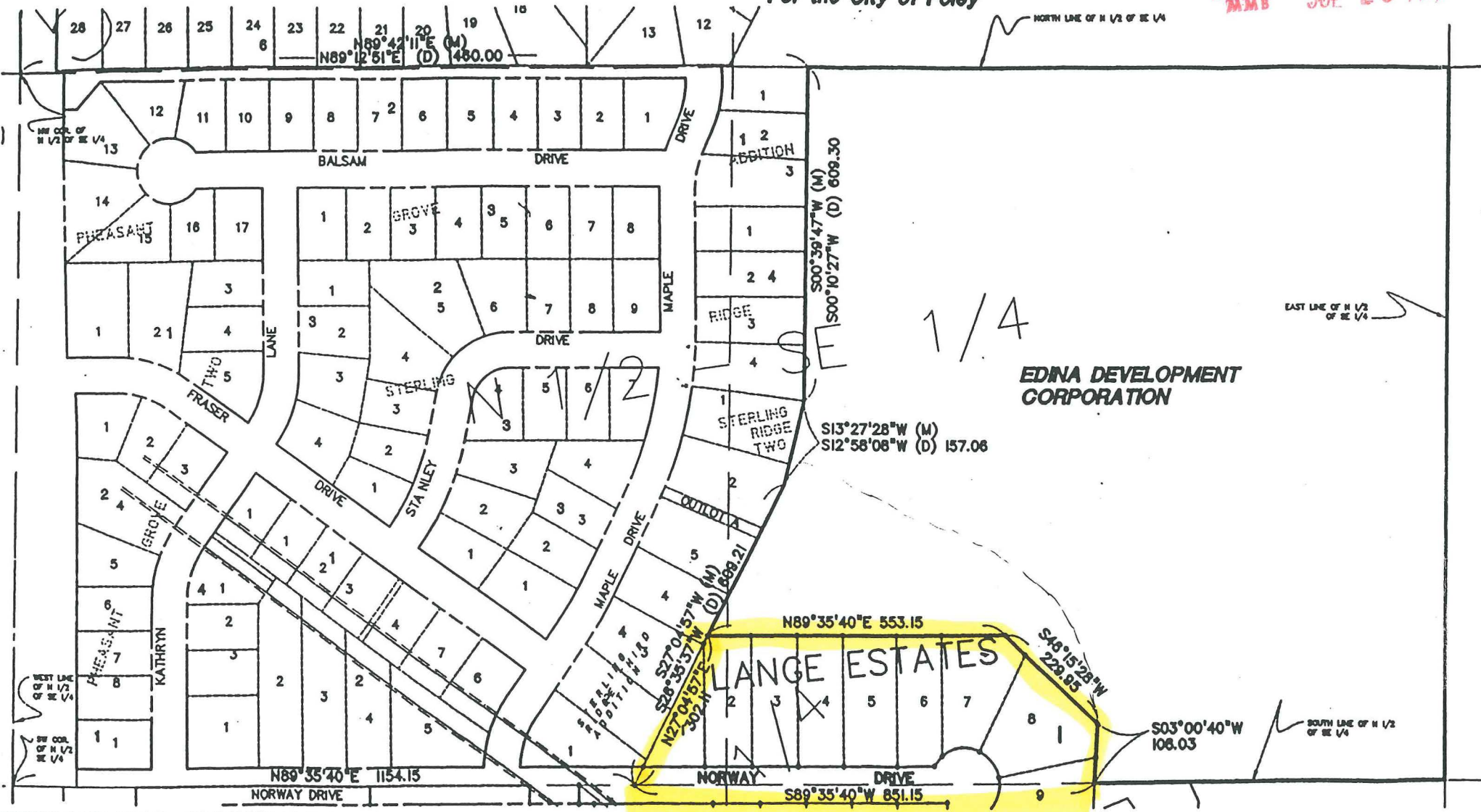

Richard Zimmer, Clerk

ANNEXATION EXHIBIT

For the City of Foley

RECD BY
JUL 23 2001

City of Foley
Benton County, Mn.
Sec. 35, T. 97, R. 29



EDINA DEVELOPMENT CORPORATION

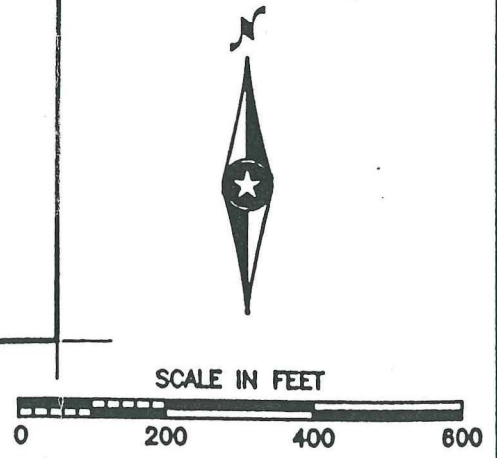
PROPERTY TO BE ANNEXED INTO THE CITY OF FOLEY

That part of the North Half of the Southeast Quarter of Section 35, Township 37, Range 29, Benton County, Minnesota, lying Easterly of the following described line:

Commencing at the Northwest corner of said North Half of the Southeast Quarter; thence North 89 degrees 12 minutes 51 seconds East, assumed bearing, along the North line of said North Half of the Southeast Quarter, a distance of 1460.00 feet to the actual point of beginning of the line to be described; thence South 00 degrees 10 minutes 27 seconds West, parallel with the West line of said North Half of the Southeast Quarter, a distance of 809.30 feet; thence South 12 degrees 58 minutes 08 seconds West, a distance of 157.06 feet; thence South 26 degrees 35 minutes 37 seconds West a distance of 609.21 feet, more or less, to the South line of said North Half of the Southeast Quarter and said line terminating thereat.

Except the following described property:

That part of the North Half of the Southeast Quarter of Section 35, Township 37, Range 29, Benton County, Minnesota described as follows: Commencing at the Southwest corner of said North Half of the Southeast Quarter; thence North 89 degrees 35 minutes 40 seconds East, assumed bearing, along the South line of said North Half of the Southeast Quarter, a distance of 1154.15 feet to the point of beginning; thence North 27 degrees 04 minutes 57 seconds East, a distance of 302.11 feet; thence North 89 degrees 35 minutes 40 seconds East, a distance of 553.15 feet; thence South 48 degrees 15 minutes 28 seconds East, a distance of 229.95 feet; thence South 03 degrees 00 minutes 40 seconds West, a distance of 108.03 feet to the South line of said North Half of the Southeast Quarter; thence South 89 degrees 35 minutes 40 seconds West, a distance of 851.15 feet to the Northwest corner of said North Half of the Southeast Quarter and said line terminating thereat.



DATE: 05/15/01
BK/PG: N/A
DRAWN BY: KGA
CHECKED BY: KGA

REVISIONS: _____

John Oliver & Associates, Inc.
Civil Engineering, Land Surveying, Land Planning
580 Dodge Avenue
Elk River, Minnesota 55330
763-441-2072 FAX 763-441-6886
Offices in: Elk River, Burnsville and Brooklyn Park, Minnesota

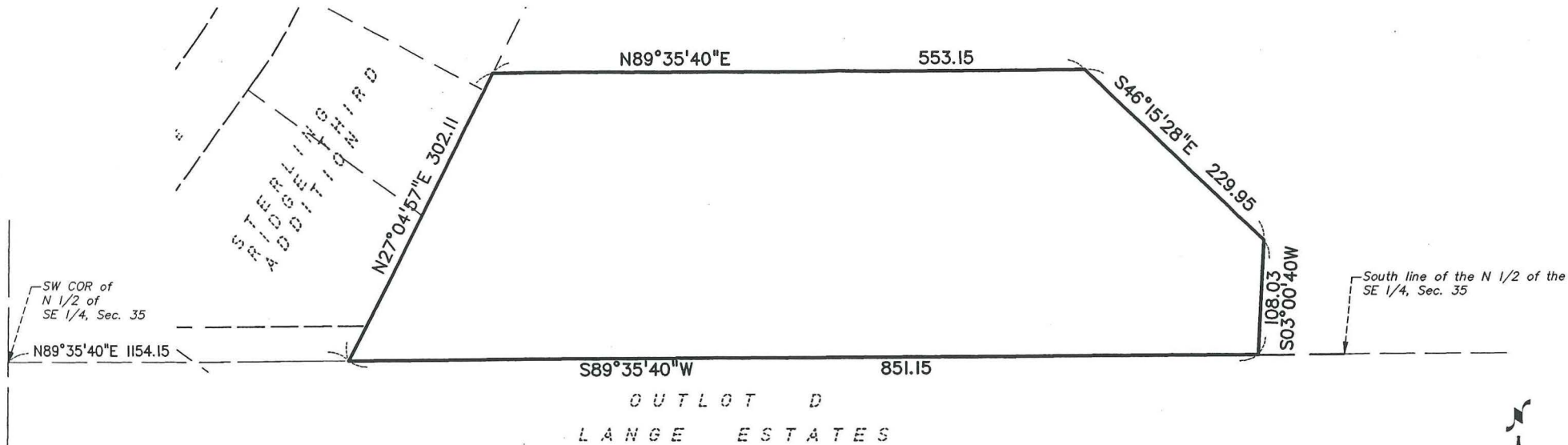
REC'D BY
MMB

JUL 23 2001

ANNEXATION EXHIBIT

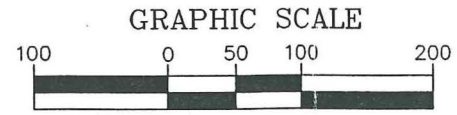
For Turtle Lake Development, Inc.

City of Foley
Benton County, Mn.
Sec. 35, T. 37, R. 29



Legal Description:

That part of the North Half of the Southeast Quarter of Section 35, Township 37, Range 29, Benton County, Minnesota described as follows: Commencing at the Southwest corner of said North Half of the Southeast Quarter; thence North 89 degrees 35 minutes 40 seconds East along the South line of said North Half of the Southeast Quarter, a distance of 1154.15 feet to the point of beginning; thence North 27 degrees 04 minutes 57 seconds East, a distance of 302.11 feet; thence North 89 degrees 35 minutes 40 seconds East, a distance of 553.15 feet; thence South 46 degrees 15 minutes 28 seconds East, a distance of 229.95 feet; thence South 03 degrees 00 minutes 40 seconds West, a distance of 108.03 feet to the South line of said North Half of the Southeast Quarter; thence South 89 degrees 35 minutes 40 seconds West along said South line, a distance of 851.15 feet to the point of beginning.



GRAPHIC SCALE

1 inch = 100 feet

DATE: 03/12/01 BK/PG: N/A DRAWN BY: KGA CHECKED BY: KGA
REVISIONS: _____ _____ _____ _____

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the state of Minnesota.

Signed: Rik M Blom
Date: 03/12/01 Reg. No. 21729

John Oliver & Associates, Inc.
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