

ORDINANCE NO. 2001-04
EXTENDING THE CORPORATE LIMITS
OF THE CITY OF ELGIN
TO INCLUDE CERTAIN UNINCORPORATED LAND
ABUTTING THE CITY OF ELGIN

WHEREAS, Minnesota Statute §414.033 allows a city to annex land into the city limits by ordinance when: a) the land abuts the municipality, b) the land area is less than 60 acres, c) the city receives a petition for annexation from all property owners of the land, and d) the area to be annexed is not presently served by public sewer facilities, and

WHEREAS, the City of Elgin has received a Petition dated April 18, 2001 from Southeastern Minnesota Multi-County Housing and Redevelopment Authority (SEMMCHRA), who is the sole owner of the property described on Exhibit A hereto, no part of which is now included in the city limits of the City of Elgin, and

WHEREAS, the petitioners land abuts the City, and

WHEREAS, the land is 21.96 acres in area, and

WHEREAS, the property to be annexed is not presently served by public sewer facilities, and

WHEREAS, the City believes the land is about to become urban or suburban in character because the area in which the property is located is on the easterly side of the City of Elgin next to other areas of single family residential housing, and the property to be annexed will be used for construction of new single-family homes and duplexes in a residential subdivision to be developed by petitioner, and

WHEREAS, a public hearing was held on June 27, 2001 pursuant to Minnesota Statutes Section 414.033, Subd.2(b), and 30 days' written notice was given by certified mail to Elgin Township and to all landowners within and contiguous to the area to be annexed, and

WHEREAS, the City feels that annexation of the property by ordinance is in the best interests of the citizens of the City of Elgin;

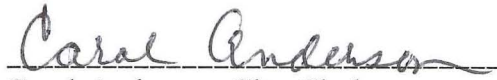
NOW THEREFORE, IT IS ORDAINED BY THE CITY OF ELGIN, MINNESOTA
AS FOLLOWS:

1. The land described on Exhibit A hereto is declared annexed to the City of Elgin, and the corporate limits of the City of Elgin are hereby extended to include said land.
2. A certified copy of this ordinance shall be immediately forwarded by the City Attorney to the Wabasha County Auditor and to the State Office of Strategic and Long-Range Planning, together with appropriate filing fees. A certified copy shall also be forwarded to the Elgin Township Clerk, County Recorder, Secretary of State, and the petitioners.
3. This ordinance shall take effect upon the latest of date of passage, approval by the State Office of Strategic and Long-Range Planning, and publication according to law.

Dated: 7/16/01



Kevin Keilholtz, Mayor



Carol Anderson, City Clerk

EXHIBIT A

Legal Description of Property to be annexed:

State of Minnesota, County of Wabasha: The South 1607.00 feet of the West 600.00 feet of the East Half of the Northeast Quarter (E $\frac{1}{2}$ NE $\frac{1}{4}$) of Section 27-108-12.

EXCEPTING that part described as follows:

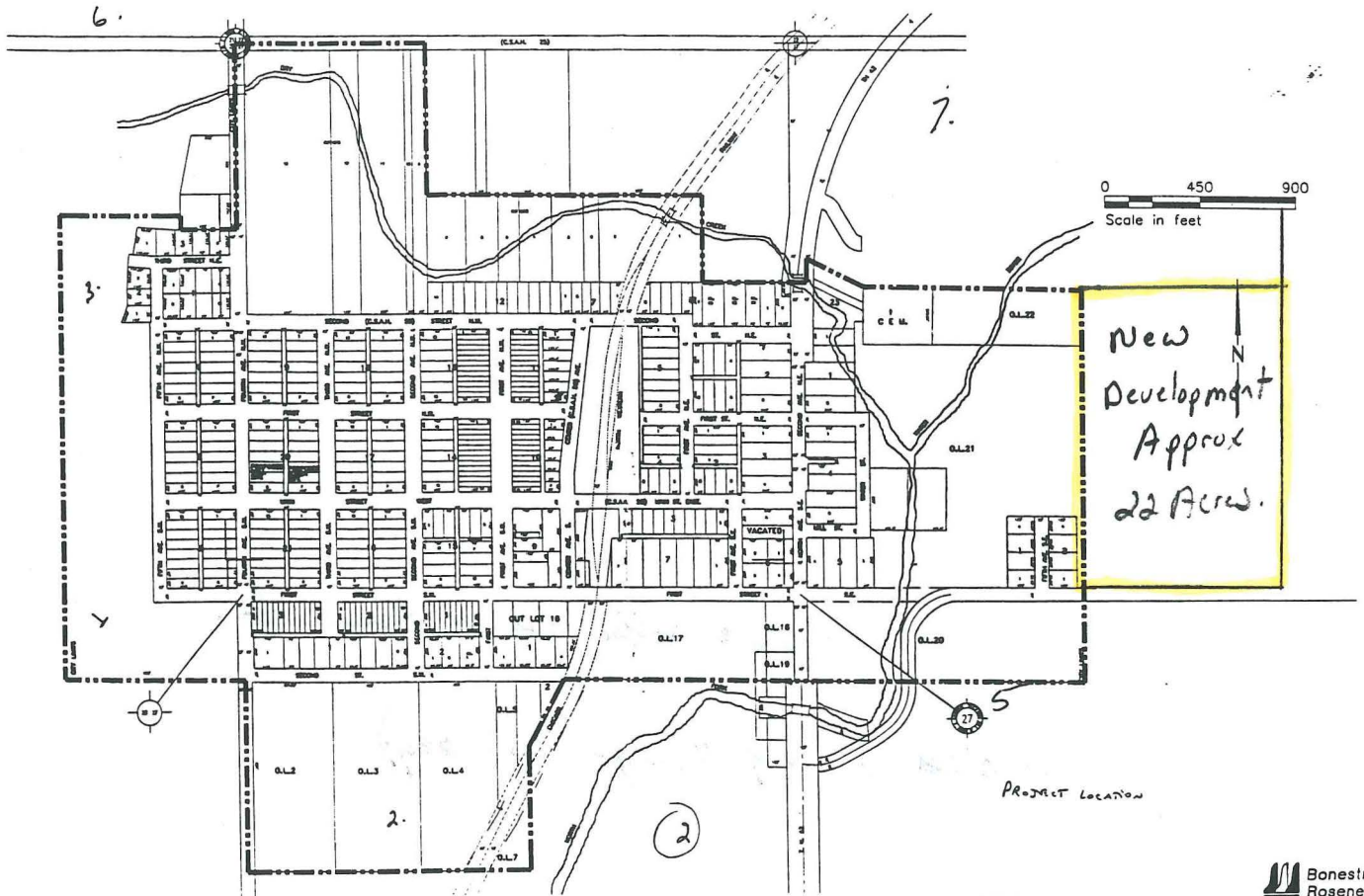
Commencing at the Southwest corner of the Northeast Quarter (NE $\frac{1}{4}$) of said Section Twenty-Seven (27); thence East along the South line thereof a distance of 1319.5 feet; thence North at right angles a distance of 33.00 feet to the North right-of-way line of the Township road and the actual place of beginning; thence continue North 100.00 feet; thence East at right angles a distance of 75.00 feet; thence South at right angles a distance of 100.00 feet to the said North right-of-way line; thence West along the said North right-of-way line to the point of beginning.

Subject to a roadway easement over, under, and across the part taken by the Public Road along the South side thereof and subject to all other easements and restrictions of record.

Total area of the property described is 21.96 acres more or less, of which approximately 0.45 acres is road right-of-way.

REC'D BY
MMB

AUG 01 2001



CITY OF ELGIN
BASE MAP

L:\538\538WATER.DWG 5-15-99

COMM 538

4. Fred Ohm

Bonestroo
Rosene
Anderlik &
Associates

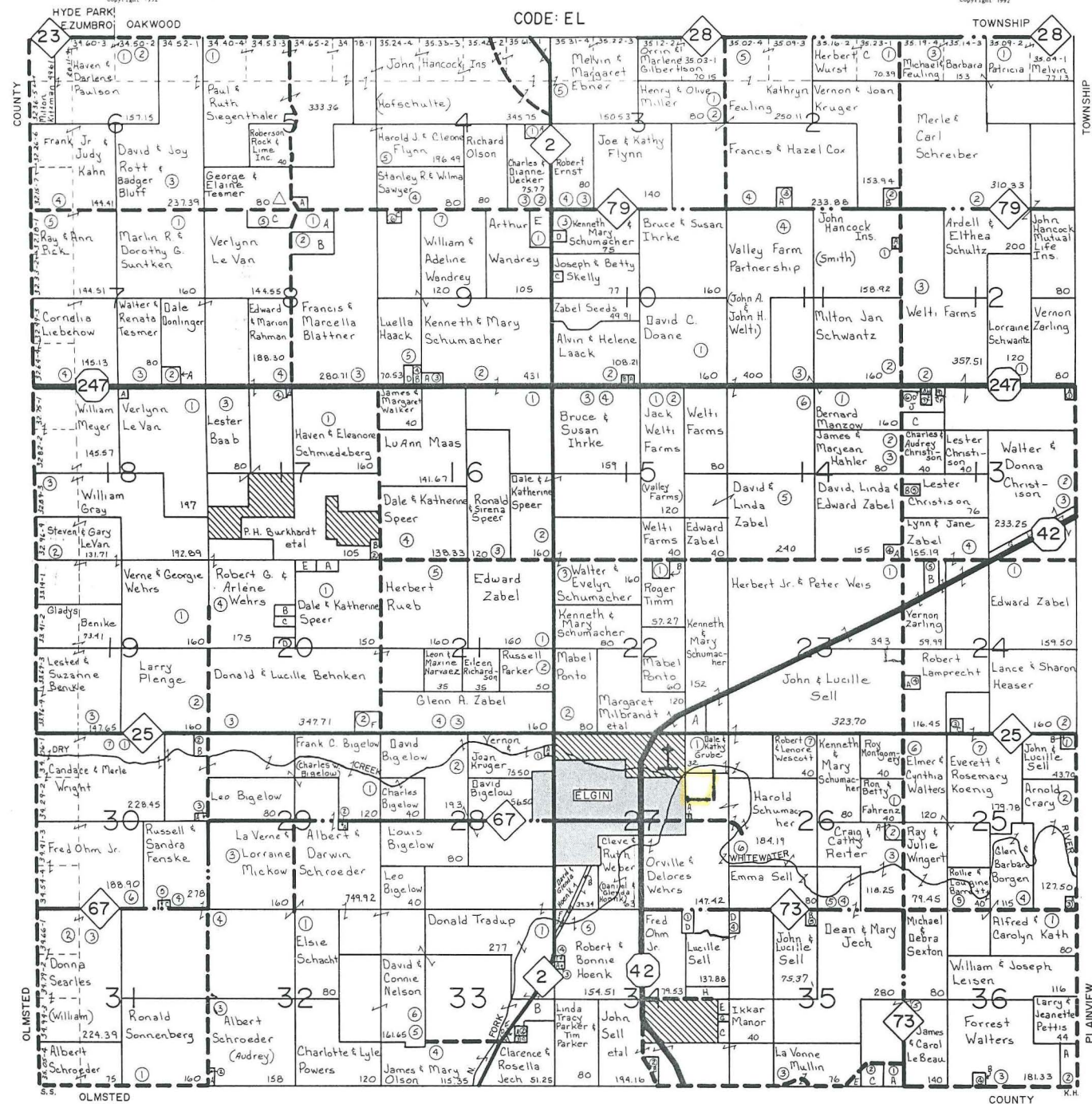
MAP OF ELGIN



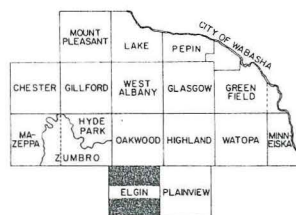
TOWNSHIP: 108 N.

RANGE: 12 W.

CODE: EL



SEE SMALL TRACT OWNERS FOLLOWING TOWNSHIP MAPS



REC'D BY
MMB

AUG 01 2001