

ORDINANCE NO. 257AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF DETROIT LAKES,
MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED
LAND ABUTTING UPON THE CITY LIMITS

19.24 Acres

(Lakebreeze Estates LLC)

WHEREAS, a certain petition dated April 28, 2004, requesting annexation of the territory hereinafter described was duly presented to the Council; and

WHEREAS, the petition was signed by all owners; and

WHEREAS, a Public Hearing was held and proper notices were sent to the adjoining property owners and the town board or the government body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the City limits at the Easterly boundary thereof;

NOW THEREFORE, the City Council of the City of Detroit Lakes, Minnesota, does hereby ordain:

Section 1. The City Council hereby determines: 1) that the territory described herein abuts upon the City limits and is urban or suburban in character; and 2) that none of the territory is now included within the limits of any city.

Section 2. The population of the territory is zero (0).

Section 3. The territory to be annexed is 19.24 acres, more or less

Section 4. Upon annexation, the territory annexed will be zoned "R-2" One and Two Family Residence District.

Section 5. Territory Annexed. The corporate limits of the City of Detroit Lakes are hereby extended to include the unplatted territory described as follows and the same hereby annexed to and included within the City as effectually as if it had been originally been a part thereof:

The West 1,056 feet of the South Half of the Southeast Quarter (S ½ SE ¼) of Section 36, Township 139, Range 41 less the following described two tracts:

That part of the South Half of the Southeast Quarter (S 1/2 SE ¼) of Section 36, Township 139 Range 41 described as follows: Commencing at the Southwest corner of the SE ¼ of Section 36, Township 139, Range 41; thence proceeding Easterly along the South line of the said SE ¼ a distance of 50 feet to the point of beginning; thence continuing along the South line of the said SE ¼ a distance of 300 feet; thence proceeding northerly and parallel to the West line of said SE ¼ a distance of 300 feet; thence proceeding Westerly and parallel to the South line of said SE ¼ a distance of 300 feet; thence proceeding Southerly and parallel to the West line of said SE ¼ a distance of 300 feet to the point of beginning

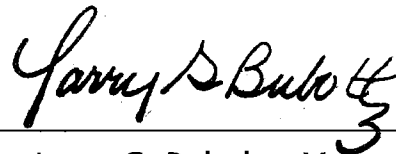
and there terminating. Reserving an easement for road for the purpose of ingress and egress across the South 26 feet of the above described property.

That part of the Southwest Quarter of the Southeast Quarter (SW ¼ SE ¼) in Section 36, Township 139 North, Range 41 of West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows: Commencing at the southwest corner of said SW ¼ of the SE ¼; thence easterly 350.00 feet along the south line of said SW ¼ of the SE ¼ to the southeast corner of Parker L. and Pamela Z. Williams' land as described in Book 272 of Deeds, page 357 and recorded in the office of the Recorder of said County, said point is the point of beginning; thence northerly 300.00 feet along the easterly line of said Williams' land; thence westerly 300.00 feet along the northerly line of said Williams' land; thence northerly 360.00 feet parallel to the west line of said SW ¼ of the SE ¼; thence easterly 838.00 feet parallel to the south line of said SW ¼ of the SE ¼; thence southerly 660.00 feet parallel to the west line of said SW ¼ of the SE ¼ to the south line of said SW ¼ of the SE ¼; thence westerly 538.00 feet along the south line of said SW ¼ of the SE ¼ to the point of beginning. The above described tract contains 10.6 acres. SUBJECT to a 50.00 foot wide easement for ingress and egress along the south line of said SW ¼ of the SE ¼. ALSO HEREIN INCLUDED is an easement for ingress and egress over and across the south 26.00 feet of the west 350.00 feet of the SW ¼ of the SE ¼ of said Section 36.

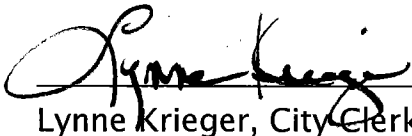
Section 6. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Minnesota Department of Administration– Municipal Boundary Adjustments, the Secretary of State, the Town Clerk, and the County Auditor.

Section 7. Effective Date of Annexation. This Ordinance takes effect upon passage and publication and the filing of certified copies as directed in Section 6, and approval as required by State Law.

Adopted by the City Council of the City of Detroit Lakes, Minnesota, this 5th day of October 2004.



Larry G. Buboltz, Mayor



Lynne Krieger, City Clerk

First Reading: September 7, 2004

Second Reading: October 5, 2004

REC'D BY
M.M.B.

OCT 11 2004

ANNEXATION REQUEST 5-2004
TOWNSHIP 139 N, RANGE 41 TO THE CITY
OF DETROIT LAKES
LAKEBREEZE ESTATES LLC RANDOLPH RD
19.24 ACRE TRACT

19.24 Acres

