

ORDINANCE NO 2005-162

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF
LONSDALE TO INCLUDE CERTAIN LAND OWNED BY LEGACY LAND
DEVELOPMENT OF MINNESOTA, LLC

WHEREAS: Legacy Land Development of Minnesota, LLC has filed a petition dated December 16, 2004 requesting the annexation by the City of Lonsdale of certain real property (hereinafter "Property") for development within the County of Rice, State of Minnesota, described in Exhibit A.

WHEREAS: the population of the Property is one and all Property owners have joined in the Petition, and

WHEREAS, the Property is unincorporated, abuts on the south boundary of the City of Lonsdale, and is not included in any boundary adjustment proceeding pending before the Office of Municipal Boundary Adjustments, and

WHEREAS, the Property is approximately 34.4 acres in size and located within the boundaries of Wheatland Township, County of Rice, State of Minnesota, and

WHEREAS, the Property is not presently being served by public sewer facilities or public sewer facilities are not otherwise available, and it or is about to become urban or suburban in character, and

WHEREAS: said Property is currently served by Xcel Energy and electric service utility notice has been served.

NOW, THEREFORE, THE CITY COUNCIL OF LONSDALE, MINNESOTA
DOES HEREBY ORDAIN:

Section 1. The City Council hereby determined and finds that the Property abuts the municipality, that the area to be annexed is sixty acres or less, that the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available, that the municipality has received a properly prepared Petition for Annexation from all the owners of the Property, that the area is appropriate for annexation under Minn. Stat. § 414.033. Subd. 2, (3), and that the Petition complies with all the provisions of Minn Stat. § 414.033.

Section 2. The Property is urban in nature or about to become so.

Section 3. The property is currently served by Xcel Energy and the utility service notice has been given.

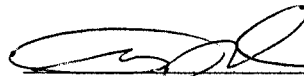
Section 4. Pursuant to law, a public hearing was scheduled, with proper notifications given, and held on January 27, 2005 prior to Council consideration of this ordinance for annexation.

Section 5. The corporate limits of the City of Lonsdale are hereby extended to include the Property described in Exhibit A.

Section 6. The City Planner is directed to file copies of this ordinance with the Municipal Boundary Adjustments, Wheatland Township, Rice County, and the Minnesota Secretary of State.

Section 7. This ordinance takes effect upon its passage and publication and filing of the certified copies directed in Section 6 herein and approval of the ordinance by the Director of Municipal Boundary Adjustments.

Adopted by the City Council of Lonsdale, Minnesota this 27th day of JANUARY.



Tim Rud, Mayor

ATTEST:



Joel Erickson, City Administrator

EXHIBIT A
ORDINANCE NO. 2005-162

REC'D BY
MMB

FEB 10 2005

The South Half of the southwest quarter, Section 26, Township 112 North, Range 22 West of the 5th Principal Meridian, except that part platted as Heritage Estates 3rd, 4th, and 5th Additions according to the recorded plats thereof, situated in Rice County, Minnesota.

[illegible]

PDA ProTerra
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