

ORDINANCE NO. **04-13-05****EXTENDING THE CORPORATE LIMITS OF THE CITY OF LONGVILLE
TO INCLUDE CERTAIN LAND OWNED BY TERRY L. DAUDT AND LORI J.
DAUDT, AND WAYNE L. PHIPPS AND M. JOAN PHIPPS THE SAME WHICH
ABUT THE CITY OF LONGVILLE.**

WHEREAS, Terry L. Daudt and Lori J. Daudt, and Wayne L. Phipps and M. Joan Phipps have filed Petitions dated February 23, 2005 and February 23, 2005, respectively, requesting the annexation to the City of Longville of those certain parcels of real estate located within the County of Cass, State of Minnesota, described as follows:

The South 1130 feet of Government Lot Ten (10), Section Thirty-four (34), Township One Hundred Forty-one (141), Range Twenty-eight (28); LESS: the South 208.85 feet thereof. Subject to and together with an easement on, over and across the Northerly 16 feet of the following described tract for purposes of ingress and egress from Highway #84 to property lying Easterly of the following described tract: Part of Government Lot Nine (9), Section Thirty-four (34), Township One Hundred Forty-one (141), Range Twenty-eight (28), and that part of Lot 53 of the Auditor's Plat of Longville, according to the recorded plat thereof, described as follows: Commencing at the Northwest corner of said Lot 53; thence South 5 degrees 28 minutes 04 seconds West 22.44 feet along the West line of said Lot 53 to the point of beginning of the land to be described; thence East 130.30 feet; thence South 5 degrees 28 minutes 04 seconds West 110 feet; thence West 130.30 feet to said West line of Lot 53; thence West 60.27 feet to the Easterly right of way line of State Highway No. 84, as now laid out and constructed; thence North 5 degrees 28 minutes 04 seconds East 110.0 feet along said right of way line; thence East 60.27 feet to the point of beginning. (Daudt)

AND

Starting at the Northwest corner of Government Lot Ten (10), Section Thirty-four (34), Township One Hundred Forty-one (141), Range Twenty-eight (28); run East 200 feet along the reservation line to a point, hereinafter call point of beginning; thence at 90 degrees run South 173.8 feet to a point; thence East 142 feet; thence South 398.7 feet; thence East 841.6 feet to the East line of said Lot 10; thence North along said East line 383.2 feet to the Northeast corner of said Lot 10; thence West along the reservation line 976.6 feet to the point of beginning. LESS: Starting at the Northwest corner of Government Lot 10, Section 34, Township 141, Range 28; run East 200 feet along the reservation line to a point; thence at 90 degrees run South 173.8 feet to a point; thence East 142 feet; thence South to the Northeast corner of Lot 35, Auditor's Plat of Longville, the point of beginning; thence Easterly on a line which is an extension of the North line of said Lot 35 a distance of 200.00 feet to a point; thence South on a line parallel with the East line of said Section 34, to a point of intersection with the South line of the tract described in that certain Warranty Deed recorded in the Office of the Recorder for Cass County on September 2, 1953 in Book 106 of Deeds, page 613; thence Westerly along said South line to the point of

intersection with an extension of the East line of Lot 35, Auditor's Plat of Longville; thence Northerly along said East line to the point of beginning, AND LESS: That part of Government Lot 10, Section 34, Township 141, Range 28 described as follows: Commencing at the Northwest corner of said Government Lot 10; thence running Southeast along the reservation line being the North line of said Government Lot 10 at an assumed bearing of South 78 degrees 49 minutes 06 seconds East for a distance of 864.33 feet to the point of beginning of the parcel to be described; thence continuing South 78 degrees 49 minutes 06 seconds East for a distance of 303.10 feet to the Northeast corner of said Government Lot 10; thence South 00 degrees 06 minutes 17 seconds West along the East line of said Government Lot 10 for a distance of 273.85 feet; thence North 41 degrees 44 minutes 47 seconds West for a distance of 445.82 feet to the point of beginning of the parcel described. (Phipps)

and;

WHEREAS, Terry L. Daudt, Lori J. Daudt, Wayne L. Phipps and M. Joan Phipps represent that they are the only owners of the above described properties, that there is no person residing within the of the property area under consideration, that the property is located within Kego Township and abuts on the easterly boundary of the City of Longville, that the property is not included in any boundary adjustment proceeding pending before Minnesota Planning, Municipal Boundary Adjustments, that the property has an area of 25.76 total acres and is potentially served by Longville municipal sewer facilities, the same which are not otherwise available, and that said property is or is about to become urban or suburban in character, and;

WHEREAS, The City of Longville does not provide municipal electric service, and the provider of electric service to the Petitioner will remain the same utility which provided electric service prior to any annexation, and that rates for electric service shall remain unaffected by any annexation, and that the notice provisions of Minn. Stat. §414.033 Subd.13 are inapplicable to this proceeding, and that the petitioners have waived their right to receive any notice under said statute, and;

WHEREAS, the area proposed to be annexed is not included in any area that has been designated for orderly annexation pursuant to Minn. Stat. §414.0325, and is not part of any area included in a Community Based Planning Pilot Project.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LONGVILLE,
MINNESOTA, COUNTY OF CASS, DOES HEREBY ORDAIN:**

Section 1: The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is sixty (60) acres or less, that the area to be annexed has the potential to be served by municipal sewer facilities, the same which will need to be extended to serve the area under consideration and all of which are unavailable from any other source, that the municipality has received a properly prepared Petition for Annexation from all owners of the property, that the area is appropriate for annexation by ordinance 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 or suburban in nature or about to become so.

Section 3: Minn. Stat. §414.033, Subd. 13 is inapplicable and any notice required thereunder has been waived by the Petitioners.

Section 4: Pursuant to law, a public hearing was scheduled, with proper notification given, said meeting held on April 13, 2005 prior to City Council consideration of this ordinance for annexation.

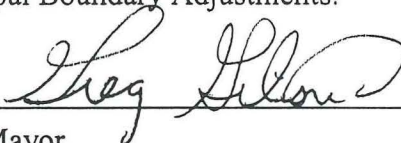
Section 5: The corporate limits of the City of Longville are hereby extended to include the subject property identified in the Petition, and the same is hereby annexed to and included with the City of Longville as if the property had originally been a part thereof.

Section 6: That for the purposes of zoning in accordance with the Longville Code of Ordinances, the property to be annexed shall be zoned as residential.

Section 7: The City Clerk/Treasurer is directed to file certified copies of this ordinance with the office of Minnesota Planning - Municipal Boundary Adjustments, Kego Township, the County of Cass, and the Minnesota Secretary of State.

Section 8: This ordinance takes effect upon its passage and publication and filing of the certified copies as directed in Section Seven and approval of the ordinance by the office of Minnesota Planning - Municipal Boundary Adjustments.

Acting Mayor



REC'D BY
MMB

MAY 18 2005

Attest: Arlene Schossow
ARLENE SCHOSSOW, City Clerk/Treasurer

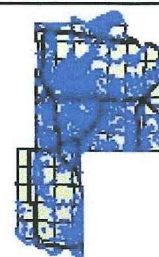
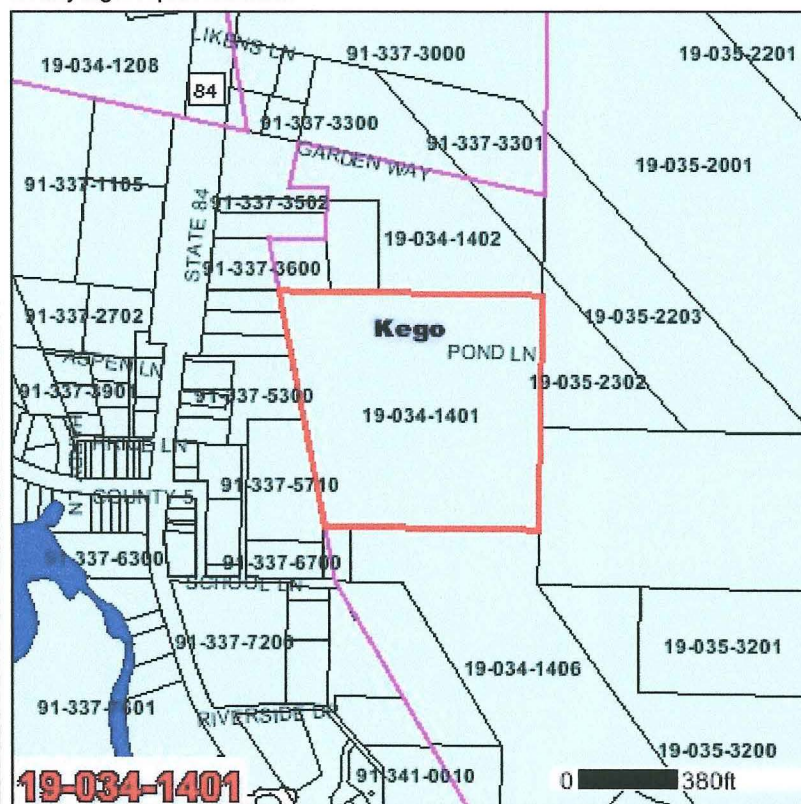
Public Hearing: April 13, 2005
Introduced: March 8, 2005
Passed: April 13, 2005
Published: may 13 April 5 + 12, 2005 ordinance May 17, 2005
Effective: _____
Minnesota Planning passage: _____

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- Selected Item
 - Road Types
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 - Municipal
 - State/US Hwy
 - Cities
 - Lakes
 - Parcels
 - Sections
 - Townships

Parcel Number: **19-034-1401**
 Township/City: **KEGO TWP**
 Taxpayer Name: **DAUDT, TERRY L & LORI J**
 Address1: **595 EDWARD LN NE**
 Address2: **LONGVILLE MN 56655**
 Address3:
 Address4:
 Property Address:
 Township: **141**
 Range: **28**
 Section: **34**
 Plat:
 Lake Number: **0**
 Lake Name:
 Legal Description: **PT OF GOV LOT 10**
 Acres: **18.89**
 School District: **118**
 Class Code 1: **RES 2-3 UNITS OR VACANT**
 Class Code 2: **LAND**
 Class Code 3: **0**
 Homestead: **Non Homestead**
 Tax Year: **2005**
 Est. Land Value: **26400**
 Est. Building Value: **0**
 Est. Total Value: **26400**
 Total Taxable Value: **18400**
 Net Tax(Does not include any special assessments): **122**
 Total Special Assessments: **0**
 Current Year Balance Due: **122**

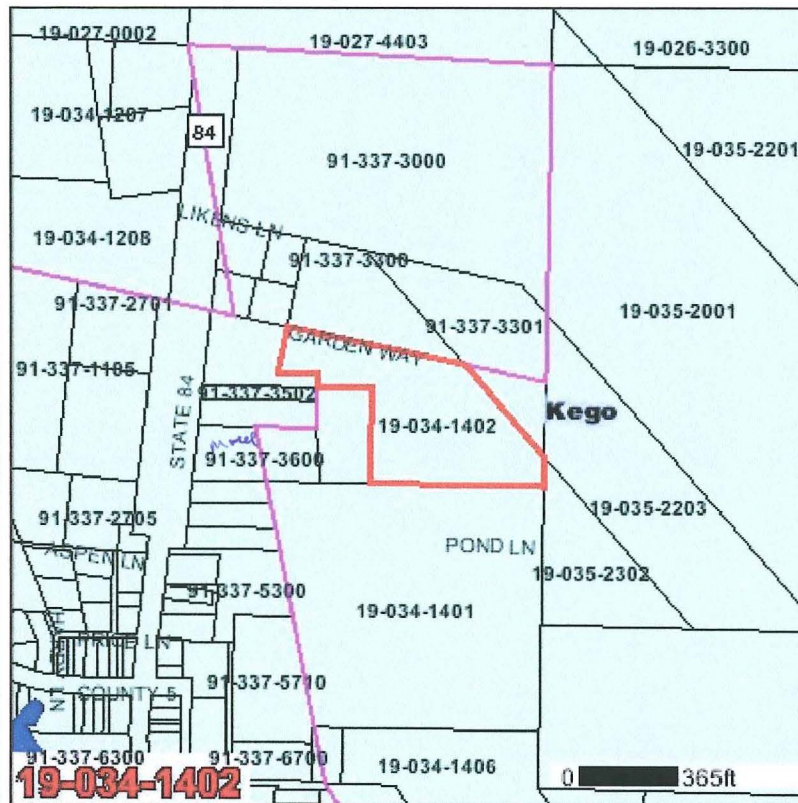
REC'D BY
MAY 18 2005

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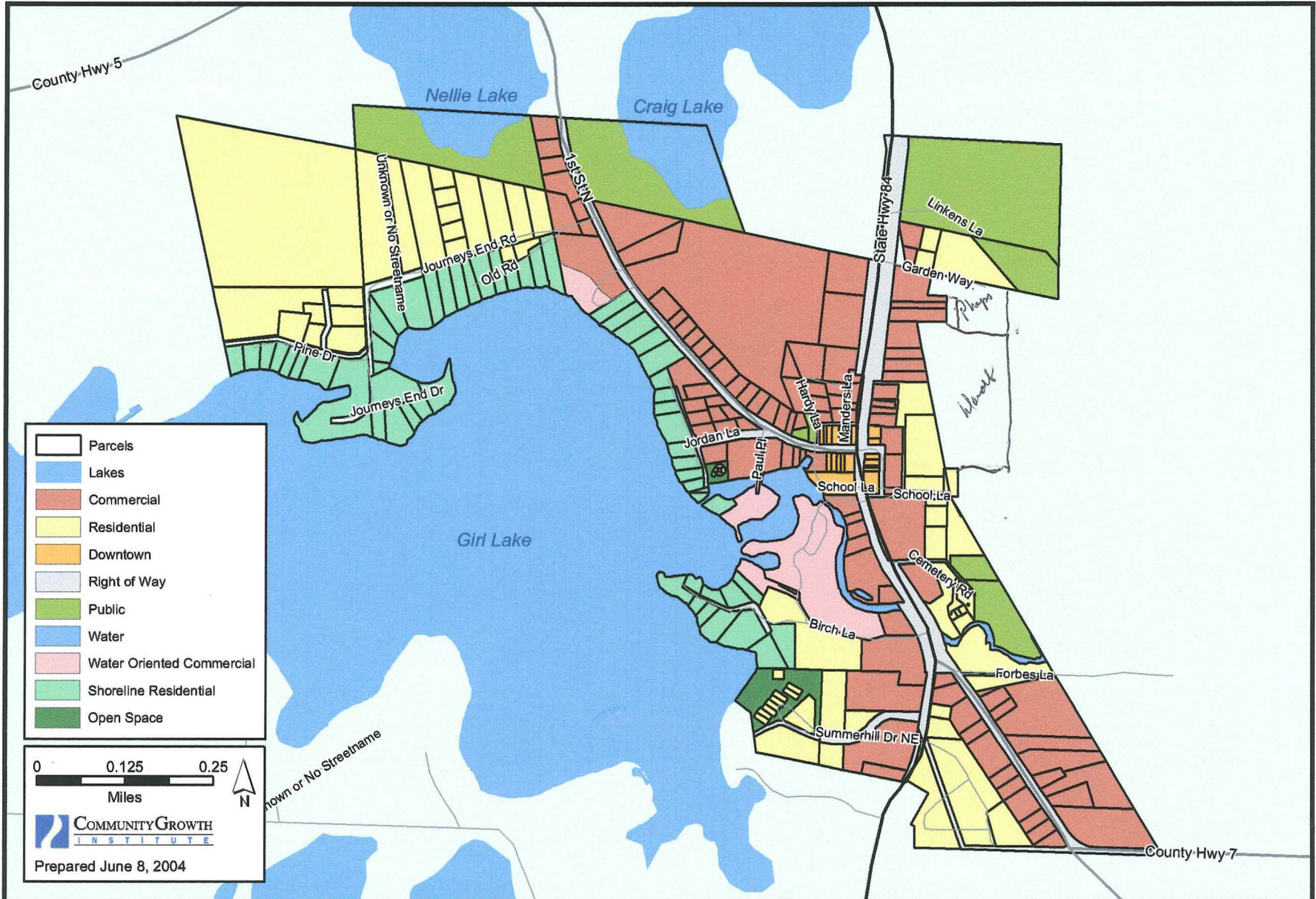


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Parcel Number: **19-034-1402**
 Township/City: **KEGO TWP**
 Taxpayer Name: **PHIPPS, WAYNE L & MARY JOAN**
 Address1: **5915 S MAPLE LAKE TRL NE**
 Address2: **LONGVILLE MN 56655**
 Address3:
 Address4:
 Property Address: **276 GARDEN WAY**
 Township: **141**
 Range: **28**
 Section: **34**
 Plat:
 Lake Number: **0**
 Lake Name:
 Legal Description: **PART OF GOV LOT 10, SEC 34-141-28**
 Acres: **6.87**
 School District: **118**
 Class Code 1: **RES 1 UNIT**
 Class Code 2: **0**
 Class Code 3: **0**
 Homestead: **Relative Homestead**
 Tax Year: **2004**
 Est. Land Value: **17200**
 Est. Building Value: **2000**
 Est. Total Value: **19200**
 Total Taxable Value: **16200**
 Net Tax(Does not include any special assessments): **24**
 Total Special Assessments: **0**
 Current Year Balance Due: **0**

REC'D BY MAY 18 2005
 MMB

Longville, MN - Proposed Zoning



REC'D BY
M.M.B.
MAY 18 2005