

City of Zumbrota  
Ordinance No. 2007-03

RECORDED BY  
M.A.B.

DEC 17 2007

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ZUMBROTA TO INCLUDE CERTAIN UNPLATTED LANDS ABUTTING UPON THE CITY LIMITS AND DESIGNATING SUCH LANDS AS I-1, LIMITED INDUSTRIAL DISTRICT; PURSUANT TO MINNESOTA STATUTES SECTION 414.033, SUBDIVISION 2(1), ANNEXATION BY ORDINANCE**

**WHEREAS**, the City of Zumbrota is the owner of the following described real property situate in Goodhue County, Roscoe Township, Minnesota:

See attached Exhibit A (hereinafter referred to as "the Annexed Property").

**WHEREAS**, the quantity of the Annexed Property is approximately 0.24 acres; is unincorporated property; is owed by the City of Zumbrota, a Minnesota municipal corporation; abuts the Zumbrota City limits; and is deemed to be urban or suburban in character.

**WHEREAS**, the City deems it appropriate to annex the Annexed Property pursuant to Minnesota Statutes Section 414.033, Subd. 2(1).

**WHEREAS**, no public hearing is required under Minnesota Statutes Section 414.033, Subd. 2b and no electric utility service notice is required under Section 414.033, Subd. 13.

**WHEREAS**, the provisions of Minnesota Statutes Section 414.033, Subd. 3 are not applicable in that the perimeter of the area to be annexed is less than 60 percent bordered by the city limits of the City of Zumbrota. Also, the provisions of Section 414.033, Subd. 5 are not applicable.

**WHEREAS**, the City provided notice to Roscoe Township of its intent to annex the Annexed Property. Roscoe Township has consented to the annexation and has waived any right it may have to object to the proposed annexation.

**WHEREAS**, none of the Annexed Property is presently served by public wastewater facilities, and public wastewater facilities are not otherwise available.

**WHEREAS**, the nature of the Annexed Property is consistent with a zoning designation of I-1, Limited Industrial.

**WHEREAS**, the Annexed Property is not included in any other proceeding currently pending before the Office of Administrative Hearings - Municipal Boundary Adjustments.

**WHEREAS**, the Annexed Property is not included in any area that has already been designated for orderly annexation pursuant to M.S. 414.0325.

**WHEREAS**, the City agrees to reimburse Roscoe Township for property taxes imposed on the Annexed Property as follows: lump sum representing eight years of property taxes from and after the time of annexation based upon current use and classification. And,

**WHEREAS**, there are no special assessments assigned by Roscoe Township to the Annexed Property.

**NOW, THEREFORE**, the City of Zumbrota does hereby ordain as follows:

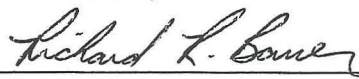
1. The City Council hereby determines that the annexation will be in the best interests of the City and of the land affected; that the land described herein abuts upon the City limits, is urban or suburban in character, and that none of the said land is now included within the limits of any city, and does not abut upon the limits of any other city.
2. Pursuant to Minnesota Statutes Section 414.033, Subdivision 2(1) (Annexation by Ordinance) the corporate limits of the City of Zumbrota are hereby extended to include the unplatted lands described as follows:  
See attached Exhibit A

and the same is hereby annexed to and included within the City of Zumbrota with the effect as if it had originally been a part thereof.

3. The land described is to be zoned I-1, Limited Industrial.
4. The City shall reimburse Roscoe Township for property taxes on the Annexed Property as follows: lump sum representing eight years of property taxes from and after the time of annexation based upon current use and classification.
5. The City Administrator is directed to file certified copies of this Ordinance with the Director of Municipal Boundary Adjustments, the Secretary of State, the Roscoe Township Board, and the Goodhue County Auditor.
6. This Ordinance takes effect upon its passage and publication and the filing of certified copies as directed in Section 5 above and upon the approval of the Director of Municipal Boundary Adjustments.

*need town OK*

Passed and adopted by the City Council for the City of Zumbrota, Minnesota on this 15<sup>th</sup> day of November, 2007.

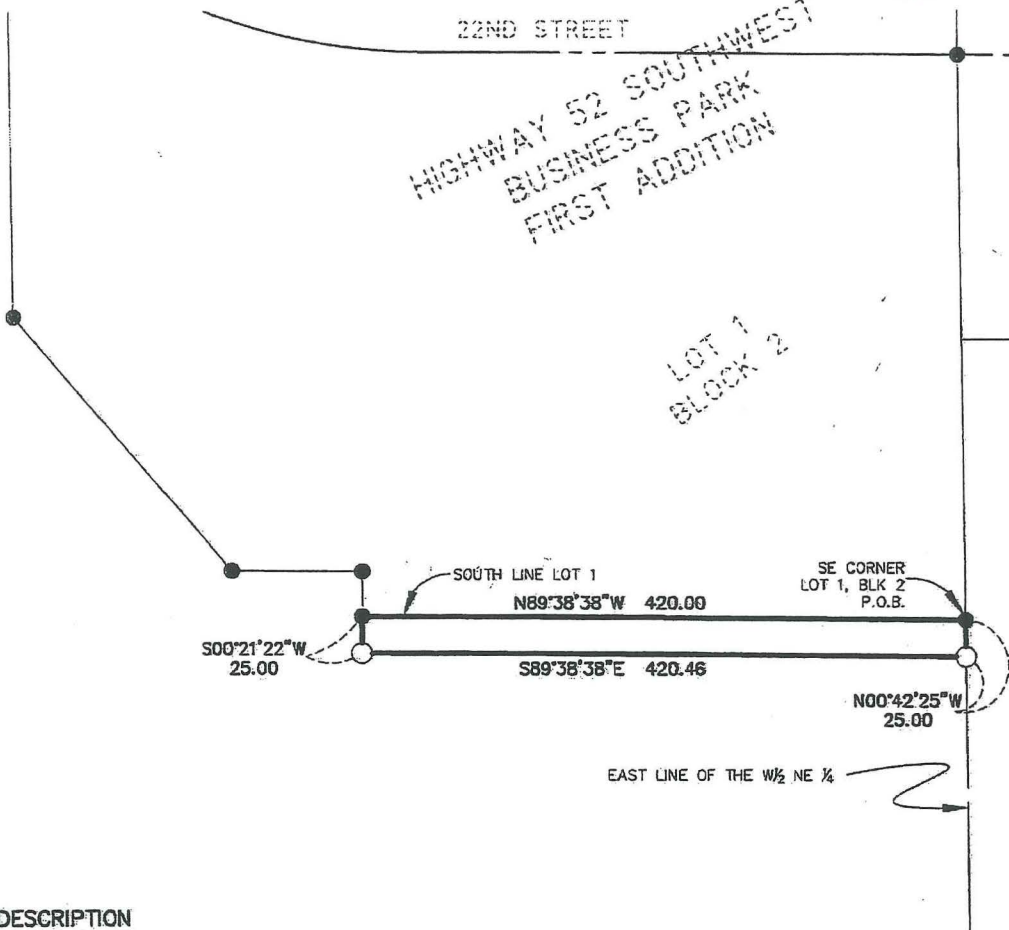
  
Richard Bauer  
Mayor

Attest:   
Neil Jensen  
City Administrator

# CERTIFICATE OF SURVEY

REC'D BY  
MAMB

DEC 17 2007



**DESCRIPTION**

That part of the West Half of the Northeast Quarter (W $\frac{1}{2}$  NE $\frac{1}{4}$ ) of Section One (1), Township One Hundred Nine (109) North, Range Sixteen (16) West of the 5th P.M., Goodhue County, Minnesota, described as follows:

Beginning at the Southeast Corner of Lot One (1), Block Two (2), of Highway 52 Southwest Business Park First Addition, City of Zumbrota, Goodhue County, Minnesota; thence Westerly on a bearing based on the Goodhue County Coordinate System of NAD 83 (1996 Adjustment), North 89 degrees 38 minutes 38 seconds West, 420.00 feet along the South line of said Lot; thence South 00 degrees 21 minutes 22 seconds West, 25.00 feet; thence South 89 degrees 38 minutes 38 seconds East, 420.46 feet to a point on the East line of said W $\frac{1}{2}$  NE $\frac{1}{4}$ ; thence North 00 degrees 42 minutes 25 seconds West, 25.00 feet along said East line to the Point of Beginning, containing 0.24 acres, subject to easements and restrictions of record.

**BEARING SYSTEM USED**

BEARINGS ARE BASED ON THE GOODHUE COUNTY NAD 83 (1996 ADJUSTMENT) COORDINATE SYSTEM.

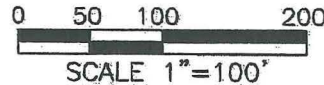
**LEGEND**

- - FOUND MONUMENTS (5/8" REBAR W/CAP # 42198, UNLESS OTHERWISE NOTED)
- - SET MONUMENTS (5/8" REBAR W/ CAP #42198)

**SURVEYOR'S CERTIFICATE**

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.

*Nicholas R. Konrad* 10/5/07  
 NICHOLAS R. KONRAD, LIC. NO. 42198 DATE



SCALE:	1" = 100'
DRAWN BY:	TAH
DATE:	10/5/07
PROJECT NO.:	6907
CADD NO.:	cert-southblk2

FOR :  
 CITY OF ZUMBROTA

**WHKS & CO.**

ENGINEERS PLANNERS LAND SURVEYORS  
 MASON CITY, IA DUBUQUE, IA AMES, IA ROCHESTER, MN

12/18/07

To: Dan King  
Community Development Director

From: Steve Krich  
Clerk, Roscoe Township

The Board of Supervisors for Roscoe Township met on Dec 17, 2007 for its regular meeting. They discussed reimbursement from the City of Zumbrota for the recently annexed .24 acre parcel and agreed with the terms of the annexation ordinance.

Steve Krich  
Clerk, Roscoe Township