

REC'D BY  
M M B

JUN 30 2008

ORDINANCE NO. 4-3-08**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF REMER TO INCLUDE CERTAIN LAND OWNED BY PRIVATE PARTIES AND ABUTTING THE CITY OF REMER.**

WHEREAS, the below-named parties have filed a Petition dated February 12, 2008 requesting the annexation to the City of Remer of that certain real estate located within the County of Cass, State of Minnesota, described as follows:

**Northern Star Cooperative Services, Inc., A Minnesota cooperative:** The South 970 feet of the East 660 feet of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section Two (2), Township One Hundred Forty-one (141), Range Twenty-six (26), LESS the West 208.71 feet of the North 208.71 feet of the South 970 feet of the East 660 feet of the Southeast Quarter of the Northeast Quarter; and LESS that part of the Southeast Quarter of the Northeast Quarter, Section 2, Township 141, Range 26 described as follows: Beginning at the southeast corner of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; thence on an assumed bearing of North 1 degree 11 minutes 28 seconds West 296.51 feet along the east line of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; thence North 89 degrees 2 minutes 36 seconds West 167.33 feet; thence South 1 degree 23 minutes 8 seconds East 296.91 feet to the south line of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; thence South 89 degrees 10 minutes 2 seconds East 166.31 feet along the south line of said SE $\frac{1}{4}$  NE $\frac{1}{4}$  to the point of beginning, according to the government survey thereof on file and of record with the County Recorder for said County and State. Subject to the Highway right of way for Minnesota State Highway #200 and for the right of way for Township road over the East 33.00 feet of the above described tract.

AND

That part of the Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ), Section Two (2), Township One Hundred Forty-one (141), Range Twenty-six (26) West, Cass County, Minnesota, described as follows: Beginning at the southeast corner of said Southeast Quarter of the Northeast Quarter (SE $\frac{1}{4}$  NE $\frac{1}{4}$ ); thence on an assumed bearing of North 01 degree 11 minutes 28 seconds West 296.51 feet along the east line of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; thence North 89 degrees 02 minutes 36 seconds West 167.33 feet; thence South 01 degree 23 minutes 08 seconds East 296.91 feet to the south line of said SE $\frac{1}{4}$  NE $\frac{1}{4}$ ; thence South 89 degrees 10 minutes 02 seconds East 166.31 feet along the south line of said SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  to the point of beginning, according to the government survey thereof on file and of record in the Office of the County Recorder in and for Cass County, Minnesota.

and;

WHEREAS, the afore-named party represent that it is the only owner of the above described real property, that the property is commercial and the population of the property area is zero, that the property is located within Remer Township and abuts on

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the westerly boundary of the City of Remer, that the property is not included in any boundary adjustment proceeding pending before Municipal Boundary Adjustments, that the property has an area of 3.67 acres and is not served by Remer municipal sewer and water 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, it is necessary for the above described property to have municipal water and sewer service available, and;

WHEREAS, The City of Remer 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 thus inapplicable to this proceeding, and that the petitioners has 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 REMER, MINNESOTA, 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 one hundred twenty (120) acres or less, that the area to be annexed is not served by municipal water and sewer facilities, the same which are necessary to serve the above properties and which are unavailable from any other source, that the municipality has received a properly prepared Petition for Annexation from the owner 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: That proper service and filing on Remer Township and contiguous landowners was made in accord with the provisions of Minnesota Statute §414.033 Subd. 2b

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Section 3: The property is urban or suburban in nature or about to become so.

Section 4: Minn. Stat. §414.033, Subd. 13 is inapplicable and any notice required thereunder has been waived by the Petitioners.

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

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

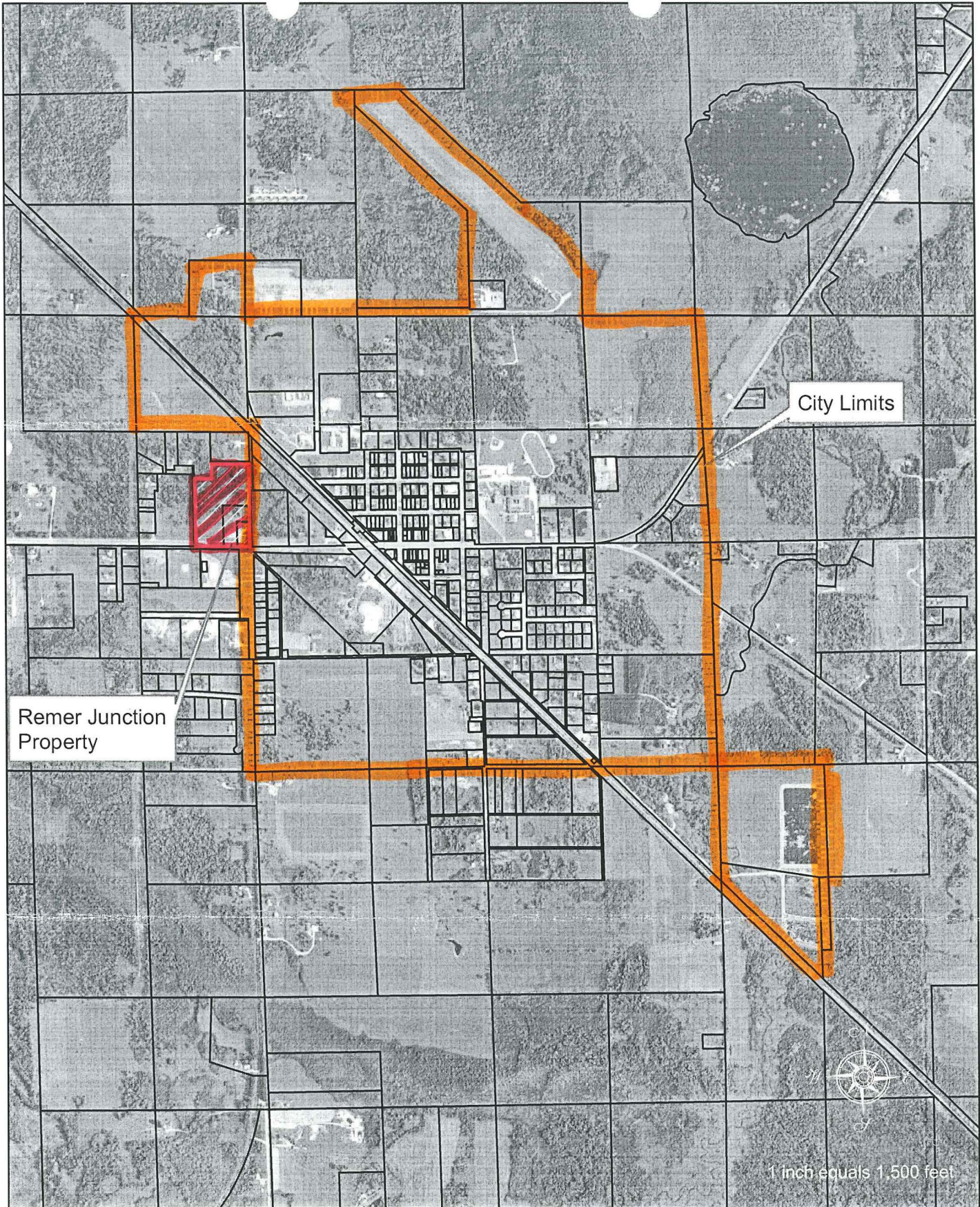
Section 7: The City Clerk/Treasurer is directed to file certified copies of this ordinance with the office of Municipal Boundary Adjustments, Remer Township, the County of Cass, the Cass County Auditor, and the Minnesota Secretary of State.

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.

Donald Welk  
DONALD WELK, Mayor

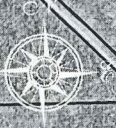
Attest: Elizabeth Blundell  
ELIZABETH BLUNDELL, Clerk

Public Hearing:	<u>April 8, 2008</u>
Introduced:	<u>April 8, 2008</u>
Passed:	<u>April 8, 2008</u>
Published:	<u>May 6, 2008</u>
Effective:	_____
Minnesota Planning passage:	_____



Remer Junction Property

City Limits



1 inch equals 1,500 feet


 Short Elliott Hendrickson  
 21 NE 5th Street, Suite 200  
 Grand Rapids, MN 55744  
 Phone: 218.322.4500

**FILE NO.**  
 REMER  
 100217

**DATE:**  
 08/04/2008

**City of Remer  
 City Limits and  
 Annexation Area**

**Figure  
 1**

REC'D BY  
 MMB  
 SEP 15 2008

**REMER TOWNSHIP**  
**Cass County, Minnesota**  
7062 64<sup>th</sup> Avenue Northeast  
Remer, Minnesota 56672

REC'D BY  
DEAN

SEP 22 2008

**Supervisors**

Kathy Stanek  
Chair

Dean Engen  
Road Supervisor

Joyce Brown

**Treasurer**

Su Ugstad

**Clerk**

Bruce Pound

September 15, 2008

Andrew M. Shaw  
Shaw and Shaw, P.A.  
P.O. Box 365  
Deer River, MN 56636

RE: Remer Junction Annexation

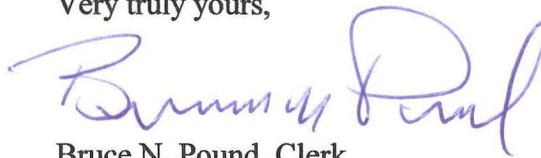
Dear Mr. Shaw,

The Remer Township Board of Supervisors tabled action, at their August 14<sup>th</sup> meeting, on the proposal for a lump sum payment of tax dollars due them on the Remer Junction proper that was annexed by the City of Remer until they could research the difference in a lump vs. separate payments.

At the September 11<sup>th</sup> meeting the board unanimously voted to accept the one time lump sum payment of taxes due in the amount of \$1003.35.

A check may be forwarded to Susan Ugstad, Treasurer at 6231 72<sup>nd</sup> St. S.E. Remer, MN 56672 or you may phone her at 218-566-2346 if the City wishes to make arrangements for payment by electronic transfer.

Very truly yours,



Bruce N. Pound, Clerk

Cc: City of Remer

**Member - Minnesota Association of Townships**