

City of Rockford, Minnesota  
Ordinance 08-05  
(Berthiaume Property 49 acres)

REC'D BY  
M.A.B.

AUG 15 2008

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ROCKFORD TO INCLUDE CERTAIN UNINCORPORATED TERRITORY BORDERED BY LAND WITHIN THE CITY LIMITS AND ABUTTING THEREON.

WHEREAS, a certain petition signed by all owners requesting annexation of the territory hereinafter described was duly presented to the City on the July 8, 2008; and

WHEREAS, the territory legally described as: Real property in Wright County, Minnesota, described as follows: The South  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of Section 24, Township 119, Range 25, except the East 1080.16 feet thereof deeded to Jack C. Peterson and Carolyn J. Peterson, as described in Book 185 of Deeds, page 97, and also except the tract of land deeded to Francis Freese and Evelyn Freese, in Book 186 of Deeds, page 153, Section 24, Township 119, Range 25, except railroad right of way, containing 49 acres, more or less, and also except that part of the Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 24, Township 119, Range 25, Wright County, Minnesota, described as follows: Beginning at the Southwest corner of the said Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ ; thence North along the West line of said Southwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  a distance of 222.22 feet to the Southerly right of way line of the Soo Line Railway; thence Southeasterly along the said right of way line, a distance of 462.0 feet, more or less, to the South line of said Southwest  $\frac{1}{4}$  of Southeast  $\frac{1}{4}$ ; thence West along the said South line a distance of 403.36 feet to the point of beginning, containing 0.93 acres and subject to right of way of Wright County Highway No. 115 along South side thereof; and

WHEREAS, the land abuts the municipality on the east boundary and the area to be annexed is 120 acres or less, and the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the municipality receives a petition for annexation from all the property owners of the land; and

WHEREAS, the municipality held a public hearing on August 12, 2008 and gave 30 days written notice by to the town affected by the proposed ordinance and to all landowners within and contiguous to the area to be annexed; and

NOW, THEREFORE, THE CITY OF ROCKFORD, MINNESOTA ORDAINS:

Section 1. Character of Territory. The City Council hereby determines (1) that the Territory abuts the City limits and is or is about to become urban or suburban in character; (2) that none of the Territory is now included within the limits of any city, nor of any agricultural preserve; and (3) the Territory is not presently served by public sewer facilities and public sewer facilities are not otherwise available.

Section 2. Territory Annexed. The corporate limits of the City of Rockford, Minnesota, are hereby extended to include the unplatted territory described above, and a detailed map of the territory to be annexed is attached hereto as Exhibit A.

✓ Section 3. Population. The population of the annexed property is two.

Section 4. Reimbursement. The City of Rockford, pursuant to MS 414.036, that with respect to the property taxes payable on the area legally described hereby annexed, shall make a cash payment to the Town of Rockford in accordance with the following scheduled:

a. In the first year following the year in which the City of Rockford could first levy on the annexed area, an amount equal to \$147.32; and

b. In the second and final year, an amount equal to \$147.32.

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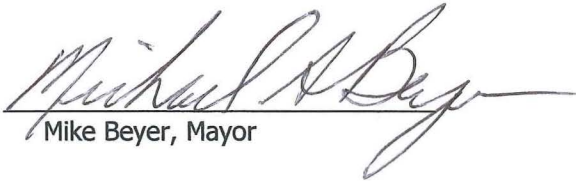
Section 5. Filing. The City Clerk shall file certified copies of this ordinance with the Wright County Auditor, the Rockford Township Clerk, and the Department of Administration Municipal Boundary and Adjustments.

Section 6. Effective Date. This ordinance shall take effect upon approval by the Department of Administration Municipal Boundary and Adjustments.

Adopted by the City Council of the City of Rockford, Minnesota this 12<sup>th</sup> day of August, 2008.

ATTEST:

  
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Nancy Carswell, Administrator

  
\_\_\_\_\_  
Mike Beyer, Mayor

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Exhibit 1

