

ORDINANCE 1-2012

AN ORDINANCE OF THE CITY OF KASOTA ANNEXING LAND LOCATED IN THE TOWNSHIP OF
KASOTA, LE SUEUR COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUES #414.033
SUBDIVISION 5, PERMITTING ANNEXATION BY ORDINANCE.

WHEREAS, a petition signed by the majority of property owners, requesting that property legally described herein to be annexed to the City of Kasota, Minnesota, was presented to the Council of the City of Kasota on the 5th of April 2012; and

WHEREAS, said property is unincorporated and abuts the City of Kasota on its north boundary; is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, said property is currently residential, agricultural, and commercial and annexation is requested to facilitate the extension of City services for the development of the property; and

WHEREAS, provisions of Minnesota Statues #414.033 Subd. 13 are not applicable in that there will be no change in the electric utility service provider resulting from the annexation of the territory to the municipality.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF KASOTA HEREBY ORDAINS AS FOLLOWS:

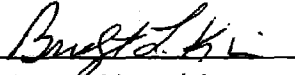
1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature in that commercial or residential use is being proposed for said property; the construction of which requires or will need city services.
2. None of the property is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statue #414.0325.
3. The corporate limits of the City of Kasota, Minnesota, are hereby extended to include the following described property, said land abutting the City of Kasota and being 120 acres or less in area, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a petition for annexation from the majority of property owners of the land, to wit;

LEGAL DESCRIPTION OF PROPERTY IS ATTACHED: PARCEL A, B, C, D, E


The above described property consists of a total of 33.48 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

4. That the City Clerk of the City of Kasota is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Minnesota Office of Administrative Hearings, the Minnesota Secretary of State, the Le Sueur County Auditor, and the Kasota Township Clerk.
5. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of Kasota, Minnesota this 1st day of August, 2012.



Mayor Bridget Klein



Attest: Sheila LeRoss, City Clerk

PARCEL A

That part of the Southwest Quarter of the Southeast Quarter of Section 28 and that part of the Northwest Quarter of the Northeast Quarter of Section 33, all in Township 110 North Range 26 West, Le Sueur County, Minnesota, described as: DESCRIPTION

That part of the Northwest Quarter of the Northeast Quarter of Section 33, Township 110 North Range 26 West, Le Sueur County, Minnesota, described as:

Commencing at the North Quarter corner of said Section 33; thence North 88 degrees 23 minutes 06 seconds East, (Minnesota County Coordinate System – LeSueur County Zone – NAD83 – 1986), along the north line of the Northeast Quarter of said Section 33, a distance of 880.25 feet to the point of intersection with the westerly right of way line of Minnesota Department of Transportation Right Of Way Plat No. 40-11, on file and or record with the LeSueur County Recorder, as evidenced by monument B1046 according to said Right Of Way Plat; thence South 06 degrees 51 minutes 51 seconds East, along said westerly right of way line, 395.05 feet to the point of beginning; thence continuing South 06 degrees 51 minutes 51 seconds East, along said westerly right of way line, 161.74 feet to monument B15 according to said Right Of Way Plat; thence South 06 degrees 16 minutes 11 seconds West, along said westerly right of way line, 101.07 feet to monument B14 according to said Right Of Way Plat; thence South 06 degrees 51 minutes 51 seconds East, along said westerly right of way line, 42.75 feet; thence South 83 degrees 06 minutes 43 seconds West, 121.98 feet; thence South 06 degrees 53 minutes 17 seconds East, 240.96 feet to a point on the northerly right of way line of County State Aid Highway No. 21 according to said Right Of Way Plat; thence South 60 degrees 01 minutes 19 seconds West, along said northerly right of way line, 136.05 feet to monument B9 according to said Right Of Way Plat; thence South 59 degrees 30 minutes 12 seconds West, along said northerly right of way line, 44.37 feet to monument B8 according to said Right Of Way Plat; thence South 30 degrees 29 minutes 48 seconds East, along said right of way line, 75.27 feet to monument B7 according to said Right Of Way Plat; thence South 59 degrees 30 minutes 12 seconds West, along said northerly right of way line, 123.90 feet; thence North 00 degrees 34 minutes 24 seconds West, 772.50 feet to the point of intersection with a line which bears South 89 degrees 25 minutes 36 seconds West from the point of beginning; thence North 89 degrees 25 minutes 36 seconds East, 311.20 feet to the point of beginning.

Said parcel contains 4.00 acres, subject to any and all easements of record.

PARCEL B

That part of the Southwest Quarter of the Southeast Quarter of Section 28 and that part of the Northwest Quarter of the Northeast Quarter of Section 33, all in Township 110 North Range 26 West, LeSueur County, Minnesota, described as:

Commencing at the North Quarter corner of said Section 33; (the North - South center line of said Section 33 to have an assumed bearing of South 00 degrees 34 minutes 24 seconds East); thence North 86 degrees 09 minutes 18 seconds East, 96.02 feet to a point here-in-after referred to as point "A"; thence South 86 degrees 09 minutes 18 seconds West, back along the previously described course, 96.02 feet to the North Quarter of said Section 33; thence South 00 degrees 34 minutes 24 seconds East, along the North - South center line of said Section 33, a distance of 826.20 feet; thence North 89 degrees 20 minutes 36 seconds East, 95.86 feet; thence South 00 degrees 34 minutes 24 seconds East, 95.00 feet to the point of beginning; thence North 00 degrees 34 minutes 24 seconds West, 926.43 feet to the above described point "A"; thence North 13 degrees 27 minutes 00 seconds East, 300.00 feet; thence North 20 degrees 57 minutes 00 seconds East, 265.20 feet; thence South 01 degrees 33 minutes 08 seconds West, 539.09 feet to a point on the north line of the Northeast Quarter of said Section 33; thence South 00 degrees 34 minutes 24 seconds East, 925.26 feet to the point of intersection with a line which bears North 89 degrees 20 minutes 36 seconds East from the point of beginning; thence South 89 degrees 20 minutes 36 seconds West, 150.00 feet to the point of beginning.

Said Parcel B contains 4.23 acres, subject to any and all easements of record.

DESCRIPTION
PARCEL C

That part of the Northwest Quarter of the Northeast Quarter of Section 33, Township 110 North Range 26 West, LeSueur County, Minnesota, described as:

Commencing at the North Quarter corner of said Section 33; thence South 00 degrees 34 minutes 24 seconds East, (assumed bearing), along the North - South center line of said Section 33, a distance of 826.20 feet; thence North 89 degrees 20 minutes 36 seconds East, 95.86 feet; thence South 00 degrees 34 minutes 24 seconds East, 95.00 feet to the point of beginning; thence North 89 degrees 20 minutes 36 seconds East, 150.00 feet; thence South 00 degrees 34 minutes 24 seconds East, 220.00 feet; thence South 89 degrees 20 minutes 36 seconds West, 150.00 feet; thence North 00 degrees 34 minutes 24 seconds West, 220.00 feet to the point of beginning.

Said Parcel C contains 0.76 acres, subject to any and all easements of record.

DESCRIPTION
PARCEL D

That part of the West Half of the Northeast Quarter of Section 33, Township 110 North Range 26 West, LeSueur County, Minnesota, described as:

Commencing at the North Quarter corner of said Section 33; thence South 00 degrees 34 minutes 24 seconds East, (assumed bearing), along the North - South center line of said Section 33, a distance of 826.20 feet; thence North 89 degrees 20 minutes 36 seconds East, 95.86 feet; thence South 00 degrees 34 minutes 24 seconds East, 315.00 feet to the point of beginning; thence North 89 degrees 20 minutes 36 seconds East, 150.00 feet; thence South 00 degrees 34 minutes 24 seconds East, 255.45 feet to a point on the center line of Hill Street; thence South 59 degrees 34 minutes 18 seconds West, along said center line, 172.92 feet to the point of intersection with a line which bears South 00 degrees 34 minutes 24 seconds East from the point of beginning; thence North 00 degrees 34 minutes 24 seconds West, 341.42 feet to the point of beginning.

Said Parcel D contains 1.03 acres, subject to an easement for Hill Street purposes over and across the southerly boundary. ALSO subject to any other easements of record.

DESCRIPTION
PARCEL E

That part of the Southwest Quarter of the Southeast Quarter of Section 28 and that part of the Northwest Quarter of the Northeast Quarter of Section 33, all in Township 110 North Range 26 West, LeSueur County, Minnesota, described as:

Commencing at the South Quarter corner of said Section 28; (the North - South center line of Section 33, Township 110 North Range 26 West to have an assumed bearing of South 00 degrees 34 minutes 24 seconds East); thence North 86 degrees 09 minutes 18 seconds East, 95.02 feet; thence North 13 degrees 27 minutes 00 seconds East, 300.00 feet; thence North 20 degrees 57 minutes 00 seconds East, 265.20 feet; thence South 01 degrees 33 minutes 08 seconds West, 539.09 feet to a point on the north line of the Northeast Quarter of said Section 33, said point being the point of beginning; thence North 01 degrees 33 minutes 08 seconds East, back along the previously described course, 539.09 feet; thence North 27 degrees 48 minutes 34 seconds East, 399.18 feet; thence North 83 degrees 08 minutes 09 seconds East, 138.35 feet to monument B4 according to Minnesota Department Of Transportation Right Of Way Plat No. 40-10, on file and of record with the LeSueur County Recorder; thence continuing North 83 degrees 08 minutes 09 seconds East, along the westerly right of way line of said Right Of Way Plat, 101.71 feet to monument B3 according to said Right Of Way Plat; thence South 06 degrees 51 minutes 51 seconds East, along said westerly right of way line, 492.12 feet to monument B2 according to said Right Of Way Plat; thence North 83 degrees 06 minutes 09 seconds East, along said westerly right of way line, 85.30 feet to monument B1 according to said Right Of Way Plat; thence South 06 degrees 51 minutes 51 seconds East, along said westerly right of way line, 427.46 feet to a point on the north line of the Northeast Quarter of said Section 33 as evidenced by monument B1046 according to said Right Of Way Plat; thence South 06 degrees 51 minutes 51 seconds East, along the westerly right of way line of Minnesota Department Of Transportation Right Of Way Plat No. 40-11, on file and of record with the LeSueur County Recorder, 395.05 feet; thence South 89 degrees 25 minutes 36 seconds West, 311.20 feet; thence South 00 degrees 34 minutes 24 seconds East, 772.50 feet to a point on the northerly right of way line of County State Aid Highway No. 21 according to said Right Of Way Plat No. 40-11; thence South 59 degrees 30 minutes 12 seconds West, along said northerly right of way line, 89.35 feet to monument B6 according to said Right Of Way Plat; thence South 30 degrees 29 minutes 48 seconds East, 32.06 feet to a point on the center line of County State Aid Highway No. 21; thence South 59 degrees 34 minutes 18 seconds West, along said center line, 351.16 feet to the point of intersection with a line which bears South 00 degrees 34 minutes 24 seconds East from the point of beginning; thence North 00 degrees 34 minutes 24 seconds West, 1400.82 feet to the point of beginning.

Said parcel contains 23.46 acres, subject to an easement for County State Aid Highway No. 21 purposes over and across the most southerly boundary; ALSO subject to any other easements of record.

REC'D BY MHA SEP 11 2012

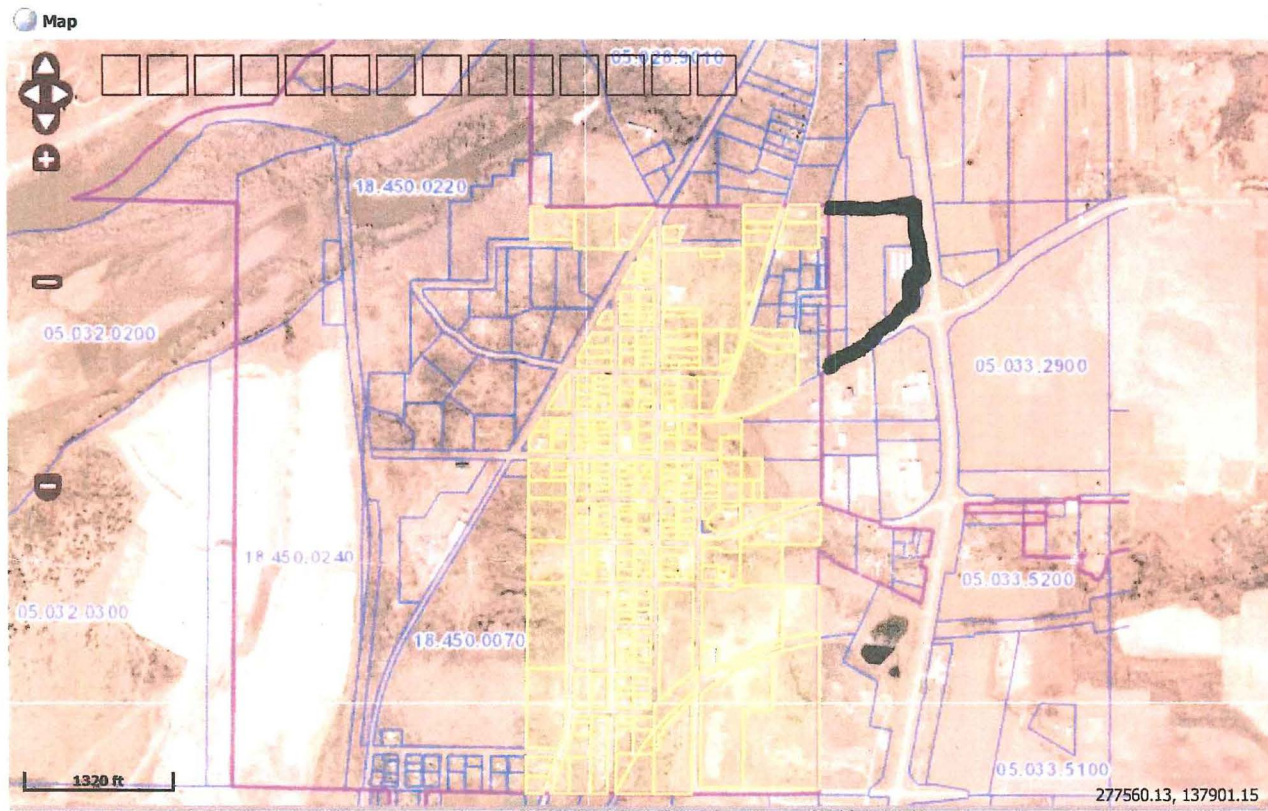
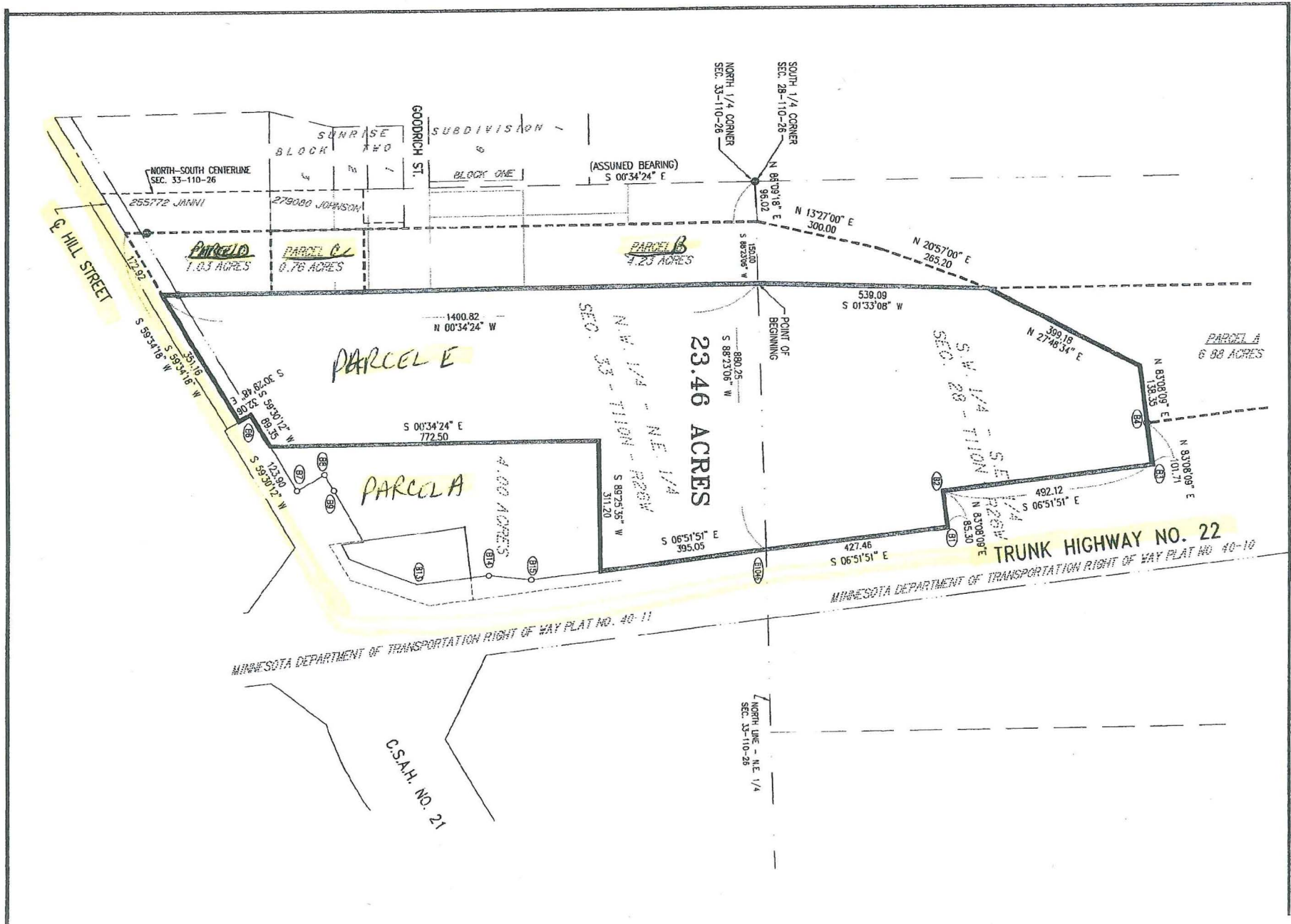


Photo from April 2010

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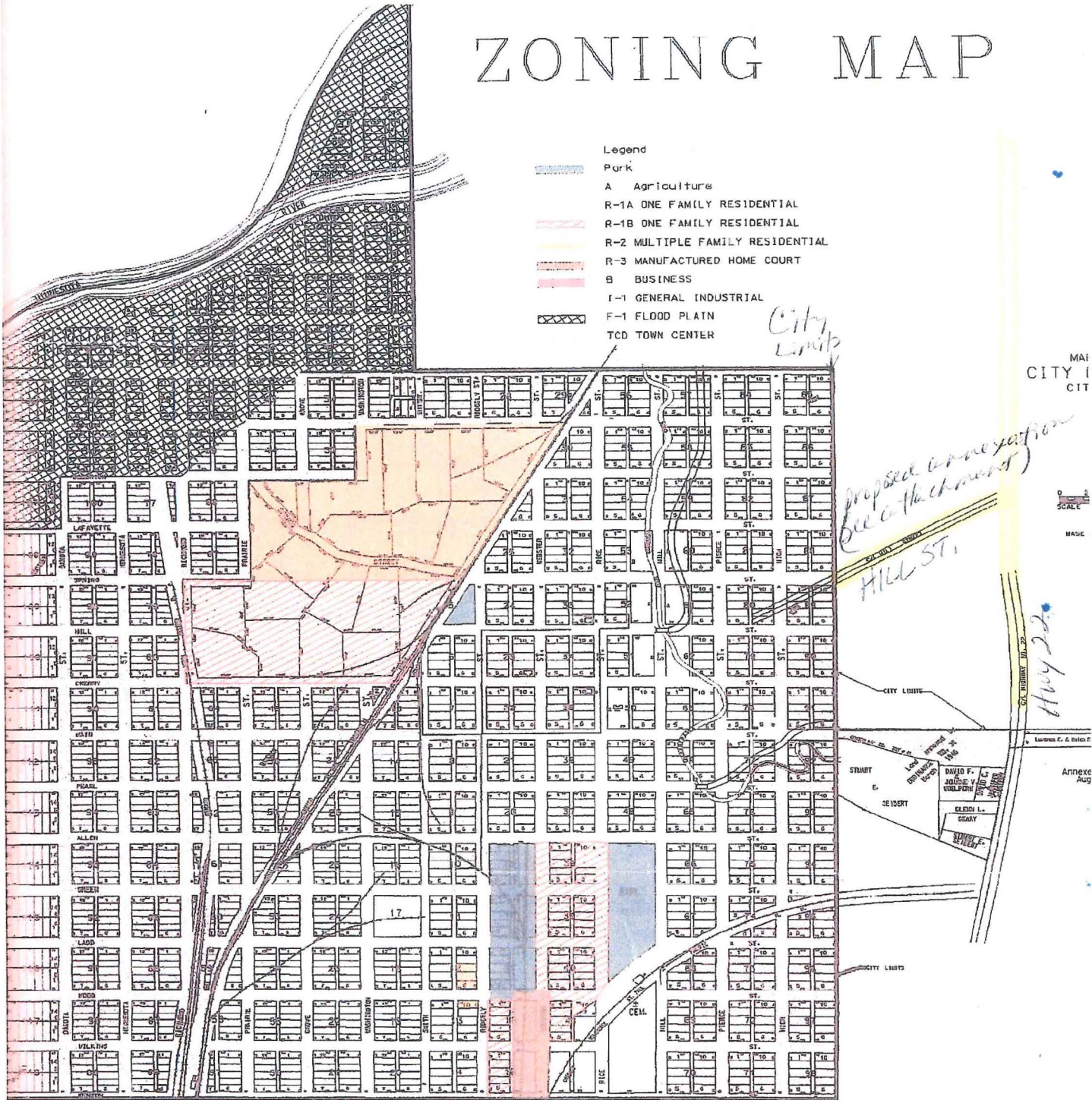
Purple line is city limits.
Black mark is area to be annexed.



CITY OF KASOTA

ZONING MAP

- Legend
- Park
 - A Agriculture
 - R-1A ONE FAMILY RESIDENTIAL
 - R-1B ONE FAMILY RESIDENTIAL
 - R-2 MULTIPLE FAMILY RESIDENTIAL
 - R-3 MANUFACTURED HOME COURT
 - B BUSINESS
 - I-1 GENERAL INDUSTRIAL
 - F-1 FLOOD PLAIN
 - TCD TOWN CENTER



MAI
CITY I
CIT

SCALE
MADE

Annex
Aug

October 10, 2012

City of Kasota:

Kasota Township will waive the reimbursement of taxes starting in the year 2014 for parcels:
05.033.2640, 05.033.2620, 05.033.2610, 05.033.2600, 05.033.2630 only.

If the city of Kasota fails to annex those properties properly and Kasota Township receives the reimbursement of taxes for 2014; Kasota Township will keep the taxes and no check will be written to the city of Kasota.

Sincerely,

A handwritten signature in black ink that reads "Daren Barfknecht". The signature is written in a cursive style with a prominent initial "D".

Daren Barfknecht, clerk