

**ORDINANCE NO. 12-097, FOURTH SERIES
CITY OF NEW ULM, BROWN COUNTY, MINNESOTA**

**AN ORDINANCE FOR ANNEXATION OF PROPERTY TO THE CITY OF NEW ULM
PURSUANT TO MINNESOTA STATUTES SECTION 414.033.**

RECITALS

WHEREAS, the City of New Ulm is the owner in fee simple of certain properties located in Section 23, Township 110 North, Range 31 West (Milford Township), all in Brown County, Minnesota, legally described on the attached Exhibit A; and

WHEREAS, the City Council of the City of New Ulm has deemed the described property to be urban or suburban in character or about to become so; and

WHEREAS, it is in the best interests of the City of New Ulm and its residents that the described property be annexed to and incorporated into the city limits of the City of New Ulm pursuant to Minn. Statutes, Section 414.033;

WHEREAS, pursuant to Minn. Statutes, Section 414.033, Subd. 2(1), no public hearing on the proposed annexation is required.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW ULM:

SECTION I. That the following described property is hereby declared to be annexed to and incorporated into the City of New Ulm with the same force and effect as if such property had originally been part of the City of New Ulm:

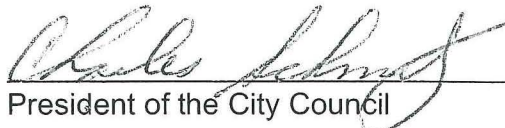
See attached Exhibit A

SECTION II. That the City Engineer is hereby directed to make the changes to the official map of the City of New Ulm evidencing the annexation and zoning of the property described herein in and to the City of New Ulm.

SECTION III. That a copy of this ordinance shall be filed with Minnesota Planning, the Brown County Auditor, the Brown County Recorder, the Milford Township Board, and the Secretary of State of the State of Minnesota.

SECTION IV. That this ordinance shall take effect and be in force thirty days after passage, approval and publication of this ordinance and upon approval of said annexation by the State of Minnesota and filing of such approval as required by law.

Adopted by the City Council of the City of New Ulm this 17th day of April, 2012.



President of the City Council

REC'D BY
MBA

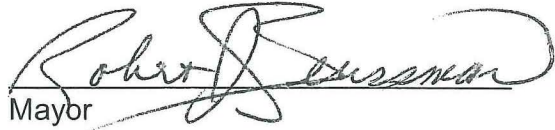
APR 24 2012

Attest:



Finance Director

Approved by the Mayor of the City of New Ulm this 17th day of April, 2012.



Mayor

EXHIBIT ALEGAL DESCRIPTION

All that part of the Northeast Quarter of Section 23, and that part of the West Half of the Northwest Quarter of Section 24, all in Township 110 North, Range 31 West, Brown County, Minnesota, described as follows:

Beginning at the northeast corner of said Section 23; thence South 88 degrees 53 minutes 05 seconds West, (assumed bearing), on the north line of the Northeast Quarter of said Section 23, a distance of 1177.63 feet; thence South 01 degrees 06 minutes 55 seconds East, 54.00 feet to a point on the south right-of-way line of Minnesota Trunk Highway No. 14; thence North 88 degrees 53 minutes 05 seconds East on said south right-of-way line, 1177.00 feet; thence South 89 degrees 46 minutes 11 seconds East on said south right-of-way line, 442.60 feet to a point on the west line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY PLAT NO. 08-9, according to the recorded plat thereof; thence North 27 degrees 57 minutes 15 seconds West on said west line, 61.26 feet to a point on the north line of the Northwest Quarter of said Section 24; thence North 89 degrees 46 minutes 11 seconds West on said north line, 414.30 feet to the point of beginning.

AND

That part of the Northeast Quarter of Section 23, and that part of the West Half of the Northwest Quarter of Section 24, all in Township 110 North, Range 31 West, Brown County, Minnesota, described as follows:

Commencing at the northeast corner of said Section 23; thence South 88 degrees 53 minutes 05 seconds West, (assumed bearing), on the north line of the Northeast Quarter of said Section 23, a distance of 1177.63 feet; thence South 01 degrees 06 minutes 55 seconds East, 54.00 feet to a point on the south right-of-way line of Minnesota Trunk Highway No. 14, also being the point of beginning; thence North 88 degrees 53 minutes 05 seconds East on said south right-of-way line, a distance of 1177.00 feet; thence South 89 degrees 46 minutes 11 seconds East on said south right-of-way line, a distance of 442.60 feet to a point on the west line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY PLAT NO. 08-9, according to the recorded plat thereof; thence South 27 degrees 57 minutes 15 seconds East on said west line and the west line of Block 2, NEW ULM AIRPORT SUBDIVISION, according to the recorded plat thereof, a distance of 37.44 feet; thence North 89 degrees 46 minutes 11 seconds West, 459.90 feet; thence South 88 degrees 53 minutes 05 seconds West, 177.57 feet; thence South 34 degrees 23 minutes 50 seconds West, 135.36 feet; thence South 88 degrees 53 minutes 05 seconds West, 92.00 feet; thence North 42 degrees 25 minutes 14 seconds West, 163.98 feet; thence South 88 degrees 53 minutes 05 seconds West, 720.17 feet; thence North 01 degrees 06 minutes 55 seconds West, 20.00 feet to the point of beginning.

FINAL PLAT FOR REVIEW
MENARD SUBDIVISION

SURVEYOR'S NOTE:

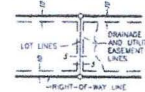
ZONE A - Subject to height restrictions as plotted. Zone A areas shall contain no buildings, temporary structures, exposed transmission lines, or similar above ground structural features.

OTHER RESTRICTIONS: Use shall not cause or attract on adjacency of persons.
DEPULVED USES (but not limited to): Agriculture, horticulture, livestock raising, wildlife habitat, outdoor recreation, commercial, and auto parking.

BENCHMARK:

WOOD GEODETIC REFERENCE MARK - 505051
 REFERENCE MARK IS LOCATED 1160 FEET WEST OF THE SOUTHWEST CORNER OF SUBJECT PARCEL NEAR NORTH R/W LINE OF HIGHWAY 14.
 ELEVATION - 908.35
 ELEVATIONS ARE REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD 88) M.S.L.

DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS



BEING 5 FEET IN WIDTH AND ADJOINING LOT LINES AND BEING 10 FEET IN WIDTH AND ADJOINING RIGHT-OF-WAY LINES AND NEAR LOT LINES UNLESS OTHERWISE INDICATED ON THE PLAT.

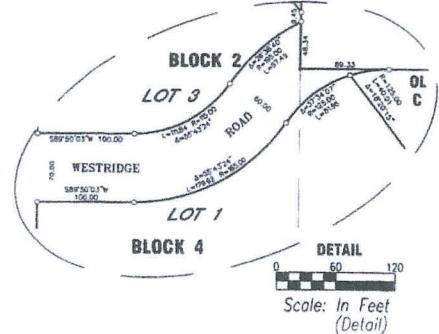
LEGEND

- INDICATES IRON MONUMENT FOUND
- ⊗ INDICATES 1/2" DIA. 18" LONG SOLID IRON PIPE SET WITH PLASTIC CAP MARKED BY M.S. LICENSE NO. 43110 TO BE SET BEFORE TIME OF RECORDING.
- INDICATES 1/2" DIA. 18" LONG SOLID IRON PIPE SET WITH PLASTIC CAP MARKED BY M.S. LICENSE NO. 43110 TO BE SET WITHIN ONE YEAR OF RECORDING.



Scale: In Feet
 0 100 200

ORIENTATION OF THE BEARING SYSTEM IS BASED UPON BROWN COUNTY DATUM (NAD83 1996)



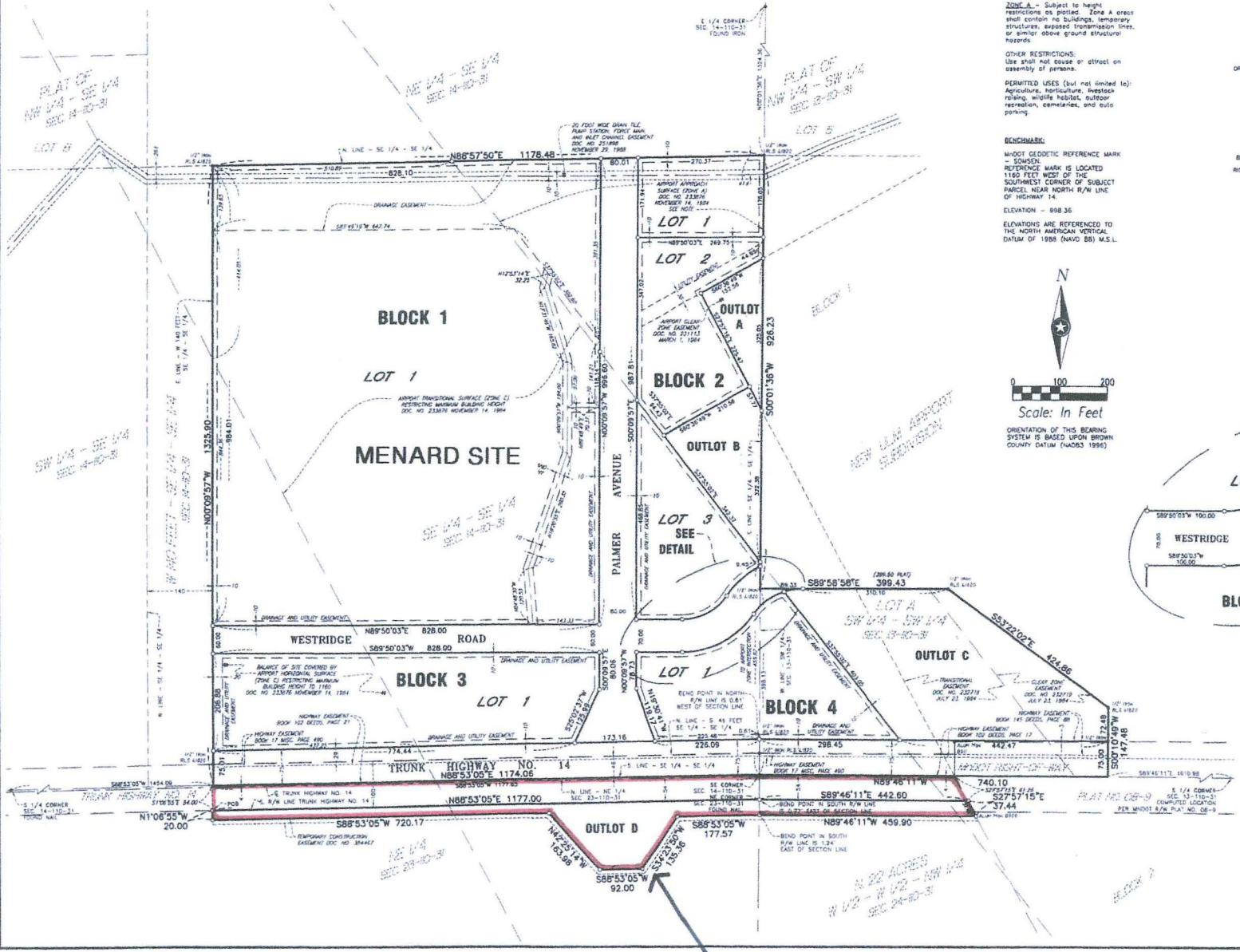
Scale: In Feet (Detail)
 0 60 120



ARCHITECTS - ENGINEERS - PLANNERS - LAND SURVEYORS - SCIENTISTS
 SHEET 2 OF 2 SHEETS

LOT AREAS
 IN ACRES

Block 1 Lot 1	18.824
Block 2 Lot 1	1.079
Block 2 Lot 2	1.995
Block 2 Lot 3	1.840
Block 3 Lot 1	2.732
Block 4 Lot 1	2.473
Outlot A	0.498
Outlot B	8.819
Outlot C	3.320
Outlot D	1.471
Highway R/W	4.073
Tot. No. 14 R/W	3.398



PROPERTY PROPOSED FOR ANNEXATION

REC'D BY
 MBA
 APR 24 2012