

ORDINANCE NO. 372

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF DETROIT LAKES,
MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED
LAND ABUTTING UPON THE CITY LIMITS
(DREW LARSON)**

WHEREAS, a certain petition dated September 12, 2013, requesting annexation of the territory hereinafter described was duly presented to the Council; and

WHEREAS, the petition was signed by all owners; and

WHEREAS, a Public Hearing was held and proper notices were sent to the adjoining property owners and the town board or the government body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the City limits at the southwesterly boundary thereof;

NOW THEREFORE, the City Council of the City of Detroit Lakes, Minnesota, does hereby ordain:

Section 1. The City Council hereby determines: 1) that the territory described herein abuts upon the City limits and is urban or suburban in character; and 2) that none of the territory is now included within the limits of any city.

Section 2. The population of the territory is (2).

Section 3. The territory to be annexed is 7.51 acres, more or less

Section 4. Upon annexation, the territory annexed will be zoned "R-A" Agriculture Residence District.

Section 5. Territory Annexed. The corporate limits of the City of Detroit Lakes are hereby extended to include the unplatted territory described as follows and the same hereby annexed to and included within the City as effectually as if it had been originally been a part thereof:

That part of Government Lot 1 in Section 6, Township 138 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Commencing at a found iron monument which designates the north quarter corner of said Section 6; thence North 89 degrees 19 minutes 41 seconds East 100.09 feet on an assumed bearing along the north line of said Section 6 to an iron monument; thence continuing North 89 degrees 19 minutes 41 seconds East 1352.45 feet along the north line of said Section 6 to an iron monument, said point is the point of beginning; thence continuing North 89 degrees 19 minutes 41 seconds East 318.76 feet along the north line of said Section 6 to a found iron monument on the southwesterly line of RIDGEWOOD ESTATES, said plat is on file and of record in the office of the Recorder in said County; thence South 00 degrees 40 minutes 19 seconds East 43.00 feet along the southwesterly line of said RIDGEWOOD ESTATES to a found iron monument; thence South 84 degrees 43 minutes 46 seconds East 165.77 feet continuing along the southwesterly line of said RIDGEWOOD ESTATES to a point hereinafter referred to as Point J; thence continuing South 84 degrees 43 minutes 46 seconds East 347.15 feet along the southwesterly line of said RIDGEWOOD ESTATES to a found iron monument on the southwesterly line of an existing public road (Long Lake Drive); thence South 32 degrees 43 minutes 18 seconds east 328.08 feet along the southwesterly line of said existing public road (Long Lake Drive) to a found iron monument; thence continuing South 32 degrees 43 minutes 18 seconds East 47.08 feet along the southwesterly line of said existing public road (Long Lake Drive) to a found iron monument; thence South 89 degrees 06 minutes 42 seconds West 598.54 feet to a found iron monument; thence continuing South 89 degrees 06 minutes 42 seconds West 14.53 feet; thence North 03 degrees 57 minutes 46 seconds East 40.14 feet to an iron

monument; thence South 89 degrees 06 minutes 42 seconds West 429.96 feet to an iron monument; thence North 01 degrees 06 minutes 42 seconds East 378.20 feet to the point of beginning. The above described tract contains 7.51 acres.

SUBJECT TO a right of way easement to Viking Gas Transmission Company over, under and across part of the above tract for purposes stated in that certain easement granted to Midwestern Gas Transmission Company, said easement is recorded in Book 35 of Miscellaneous, page 227, in the office of the Recorder in said County, described as follows:

Beginning at the aforementioned Point J; thence South 84 degrees 43 minutes 46 seconds East 347.15 feet along the southerly line of said RIDGEWOOD ESTATES to a found iron monument on the southwesterly line of said existing public road (Long Lake Drive); thence South 32 degrees 43 minutes 18 seconds East 328.08 feet along the southwesterly line of said existing public road (Long Lake Drive) to a found iron monument; thence continuing South 32 degrees 43 minutes 18 seconds East 47.08 feet along the southwesterly line of said existing public road (Long Lake Drive) to a found iron monument; thence South 89 degrees 06 minutes 42 seconds West 63.54 feet; thence North 33 degrees 20 minutes 34 seconds West 267.16 feet; thence northwesterly on a curve concave to the southwest, having a central angle of 42 degrees 18 minutes 05 seconds and a radius of 112.50 feet, for a distance of 83.06 feet (chord bearing North 54 degrees 29 minutes 37 seconds West); thence North 75 degrees 38 minutes 39 seconds West 214.40 feet; thence westerly on a curve concave to the north, having a central angle of 13 degrees 47 minutes 11 seconds and a radius of 287.50 feet, for a distance of 69.18 feet (chord bearing North 68 degrees 45 minutes 04 seconds West) to the point of beginning of said right of way easement.

Section 6. Municipal Boundary Adjustments

The City Administrator is directed to forward this ordinance to the Municipal Boundary Adjustments upon approval and passage.

Section 7. Reimbursement to Township

The City of Detroit Lakes will reimburse Lake View Township for property taxes as follows:

<u>Year</u>	<u>Percentage</u>	<u>Amount</u>
2014	100%	0
2015	100%	0
2016	100%	0
2016	100%	0
2018	100%	0

Reimbursement of property taxes to the town shall be based on the property taxes collected by the town in the last year it collected taxes on the annexed area.

Section 8. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Minnesota Department of Administration – Municipal Boundary Adjustments, the Secretary of State, the Town Clerk, and the County Auditor.

Section 9. Effective Date of Annexation. This Ordinance takes effect upon passage and publication and the filing of certified copies as directed in Section 8, and approval as required by State Law.

Passed and adopted by the City Council of the City of Detroit Lakes, Minnesota, this 10th day of December 2013.



Glori French, City Clerk



Matt Brenk, Mayor

First Reading: November 12, 2013

Second Reading: December 10, 2013

REC'D BY
MBA

DEC 18 2013

