

AN ORDINANCE OF THE CITY OF RICHMOND, MINNESOTA ANNEXING LAND LOCATED IN MUNSON TOWNSHIP, STEARNS COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 2(3), PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, a petition signed by all the property owners, requesting that property legally described in the attached **Exhibit A** be annexed to the City of Richmond Minnesota, was duly presented to the Council of the City of Richmond on the 7th day of October, 2015;

WHEREAS, said property is unincorporated and abuts the City of Richmond (the "City") on its northern and southern boundary, is less than 120 acres, and is presently not served by public sewer facilities;

WHEREAS, said property is not located within a flood plain or shore land area;

WHEREAS, said property is currently owned by Lucille Gertken and annexation is requested by Lucille Gertken;

WHEREAS, the City of Richmond held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on October 7, 2015 following thirty (30) days written notice by certified mail to the Township of Munson and to all landowners contiguous to the area to be annexed whose names are attached in **Exhibit B**; AND

WHEREAS, provisions of Minnesota Statutes § 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 RICHMOND 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.
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 Statute § 414.0325.
3. The corporate limits of the City of Richmond, Minnesota, are hereby extended to include the following property described in the attached **Exhibit A**, said land abutting the City of Richmond and being 120 acres or less in area, and is presently not served by public sewer facilities, and the City having received a petition for annexation from all the property owners of the land.
4. The property consists of a total of 5.73 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 as **Exhibit C**.


5. That the population of the area legally described in the attached **Exhibit A** and hereby annexed is One (1) and that the property is used for commercial purposes.
6. With respect to reimbursement of property taxes payable on the area legally described in the attached **Exhibit A**, the City of Richmond shall comply with Minnesota Statute § 414.036 and will reimburse to the Township one year's (2016 \$193.23) worth of taxes over a period of two years (2016/2017).
7. That pursuant to Minnesota Statutes §414.036, that with respect to any special assessments assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described in the attached **Exhibit A** there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.
8. That the City Clerk of the City of Richmond is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Stearns County Auditor, and the Munson Township Clerk.
9. 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 Richmond, Minnesota, this 7th day of October, 2015.



Jim Hemmesch, Mayor

ATTEST:



Martin M. Bode, Administrator/Clerk/Treasurer

(City Seal)

Exhibit A
Legal Description of Annexed Property

That part of Government Lot One (1), Section 24, Township 123, Range 31 commencing at the point where the West line of said Government Lot 1 intersects the Northerly right of way line of Great Northern Railroad and running thence North 82° 12' East along said right of way line for a distance of 49.46 feet to the point of beginning; thence North 82° 12' East along said Northerly right of way line for a distance of 923.94 feet to the center of a public road; thence North 66° 08' West along center of said road for a distance of 900.2 feet; thence North 60° 46' West along center of said road for a distance of 105.9 feet to a point which is directly North of the point of beginning; thence South 541.7 feet to the point of beginning and there terminating.

Exhibit B**Contiguous Property Owners in Munson Township, Stearns County, Minnesota**

AOC Land Development Co LLC
PO Box 221
Richmond, MN 56368

Lucille Gertken
233 Maple Ave SE
Richmond, MN 56368

Lewis L. Heurung
PO Box 32
Richmond, MN 56368

Debra Johannes
PO Box 556
Richmond, MN 56368

Marla J Nagel Rev Trust
3 Edgewater Dr
Little Falls, MN 56345

Christopher Prior
19427 226th ST
Richmond, MN 56368-4570

Mark J and Janel M Roettger
PO Box 484
Richmond, MN 56368-0484

Michael A Roettger
PO Box 658
Richmond, MN 56368

Michael Schreifels
PO Box 341
Richmond, MN 56368

Munson Township
Clerk – Boni Behnen
24285 193rd Ave.
Richmond, MN 56368

Wenner Funeral Home
Jim Wenner
600 Red River Ave S
Cold Spring, MN 56320

Exhibit C
Map

REC'D BY
MBA

NOV 30 2015

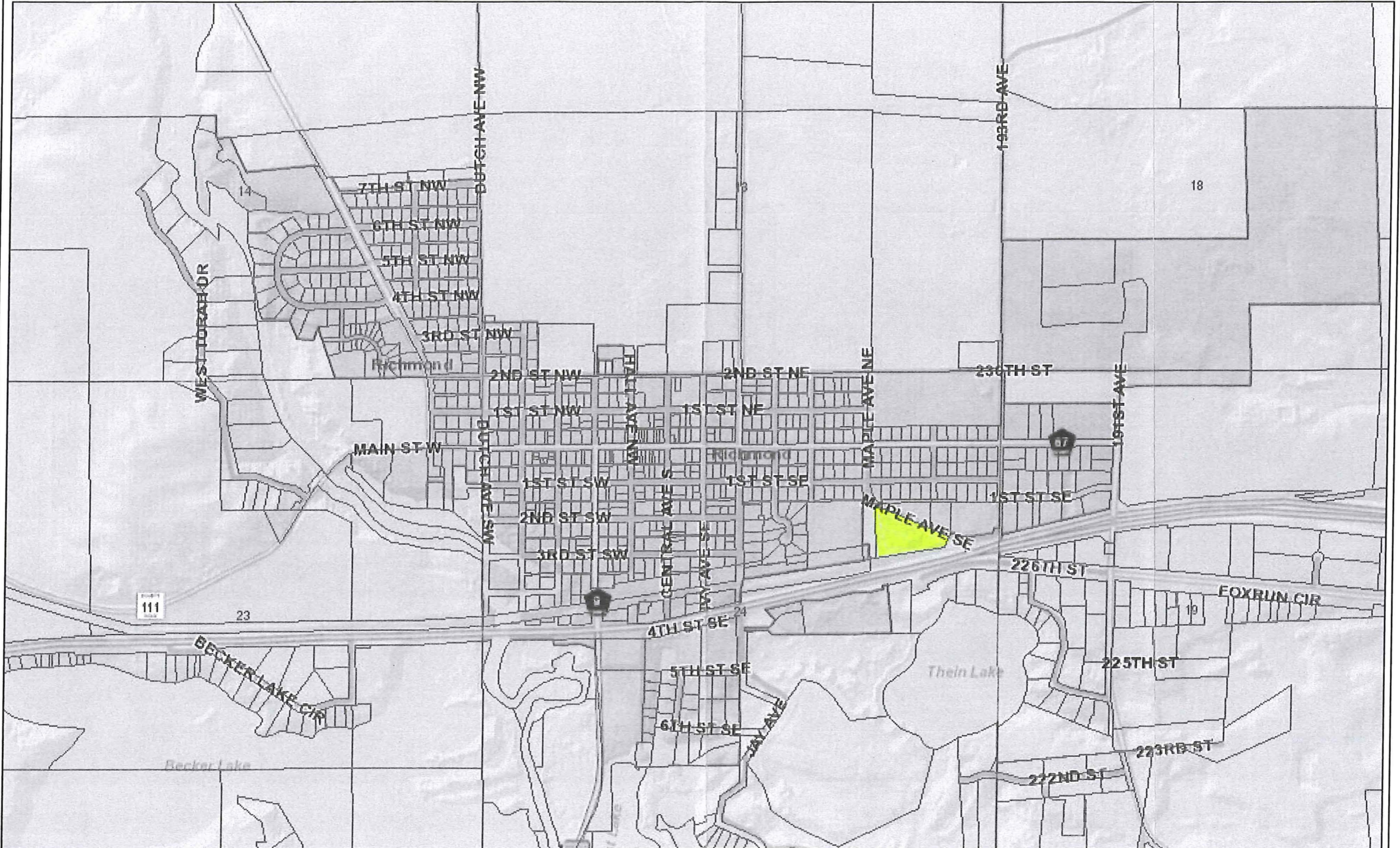
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Lucille Gerken

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Data is as represented in Stearns County Databases. It is NOT Intended for Locational Use and Stearns County waives all liability from this product.

0 335 670 1,340 2,010 2,680 Feet



Auditor/Treasurer
Division of Land Management
Date: 11/16/2015



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