

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF DETROIT LAKES,  
MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED  
LAND ABUTTING UPON THE CITY LIMITS  
(ROBERT AND JOYCE SPILMAN)

WHEREAS, a certain petition dated March 25, 2015, 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 easterly 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 (0).

Section 3. The territory to be annexed is 4.64 acres, more or less

Section 4. Upon annexation, the territory annexed will be zoned "R-A" Residential Agricultural 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 the Northwest Quarter of the Southwest Quarter in Section 36, Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Commencing at a found P.K. nail which designates the southwest concern of said Northwest Quarter of the Southwest Quarter; thence North 01 degree 35 minutes 34 seconds East 34.77 feet on an assumed bearing along the West line of said Section 36 to the point of beginning; thence continuing North 01 degree 35 minutes 34 seconds East 295.23 feet along the west line of said Section 36; thence South 88 degrees 24 minutes 26 seconds East 33.00 feet to an iron monument; thence continuing South 88 degrees 24 minutes 26 seconds East 297.00 feet to an iron monument; thence continuing South 88 degrees 24 minutes 26 seconds East 330.00 feet to an iron monument; thence South 01 degree 35 minutes 34 seconds West 252.14 feet to an iron monument; thence South 01 degree 35 minutes 34 seconds West 252.14 feet to an iron monument; thence continuing South 01 degree 35 minutes 34 seconds West 48.30 feet; thence North 89 degrees 32 minutes 23 seconds West 631.64 feet to the northeasterly line of the BNSF Railway; thence North 56 degrees 32 minutes 44 seconds West 33.53 feet along the northeasterly line of said BNSF Railway to the point of beginning.

SUBJECT TO an easement for public road purposes for Lemmon Road and Highland Drive over, under and across that part of the above tract described as follows:

Beginning at the aforementioned point of beginning; thence North 01 degree 35 minutes 34 seconds East 295.35 feet along the West line of said Section 36, thence South 88 degrees 24 minutes 26 seconds East 33

feet to an iron monument; thence 01 degree 35 minutes 34 seconds West 260.37 feet; thence South 88 degrees 36 minutes 14 seconds East 627.00 feet; thence South 01 degree 35 minutes 34 seconds West 42.22 feet; thence North 89 degrees 32 minutes 23 seconds West 631.64 feet to the northeasterly line of the BNSF Railway; thence North 56 degrees 32 minutes 44 seconds West 33.53 feet along the northeasterly line of said BNSF Railway to the point of beginning of said public road easement, and including the entire road right-of-way of Lemmon Road abutting the above described property.

Contains 4.64 acres more or less.

Section 6. Municipal Boundary Adjustments

The City Administrator is directed to forward this ordinance to the Office of Administrative Hearings upon approval and passage.

Section 7. Reimbursement to Township

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

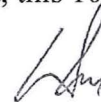
<u>Year</u>	<u>Percentage</u>	<u>Amount</u>
2016	100%	110.38
2017	100%	110.38
2018	100%	110.38
2019	100%	110.38
2020	100%	110.38

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 Office of Administrative Hearings, 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 10<sup>th</sup> day of November, 2015.



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Matt Brenk, Mayor



\_\_\_\_\_  
Glori French, City Clerk

First Reading: October 13, 2015

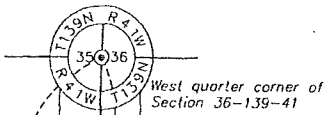
Second Reading: November 10, 2015

# CERTIFICATE OF SURVEY

IN THE NW 1/4-SW 1/4  
SECTION 36-139-41  
BECKER COUNTY, MINNESOTA

REC'D BY  
MBA

DEC 28 2015



West quarter corner of  
Section 36-139-41

### LEGEND

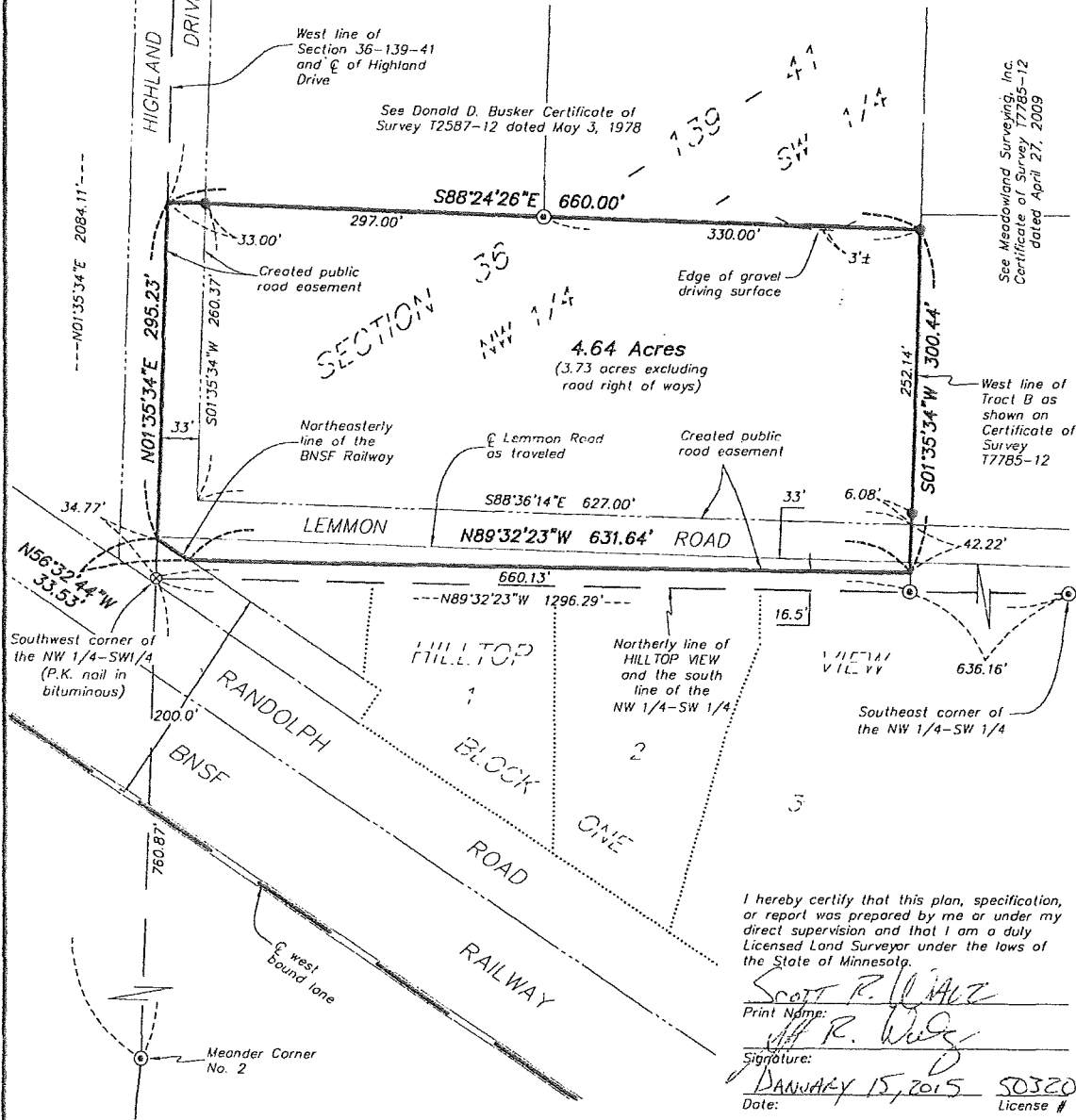
- = Denotes iron monuments found.
- = Denotes iron monuments set marked with Minnesota License No. 12004/46538/50320.
- ⊙ = Denotes iron monument of record.



Graphic Scale

Scale: 1 inch = 100 feet

Orientation of bearing system is assumed.



I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Print Name: Scott R. Wieg  
Signature: [Signature]  
Date: JANUARY 15, 2015 License # 50320

## MEADOWLAND SURVEYING, INC.

1118 HWY 59 SOUTH, DETROIT LAKES, MN 56501  
OFFICE: 218-847-4289 FAX: 218-846-1945  
EMAIL: [frontdesk@meadowlandsurveying.com](mailto:frontdesk@meadowlandsurveying.com)  
[www.meadowlandsurveying.com](http://www.meadowlandsurveying.com)

Raised seal indicates Official copy

### OWNER:

DAVE LARSEN, ETAL  
12131 FERNBROOK LANE N.  
DAYTON, MN 55327

COMP FILE:	36SWANSON(COORDS)
CRD FILE:	36SWANSON(COORDS)
DWG FILE:	36LARSEN_C05
COMP BY:	JPP
DRAWN BY:	JPP

DRAWING NUMBER: T8761-15

