

RECEIVED

by OAH on September 12, 2016

ORDINANCE NO. 08-08-16

AN ORDINANCE OF THE CITY OF HADLEY, MINNESOTA,
ANNEXING LAND LOCATED IN LEEDS TOWNSHIP, MURRAY
COUNTY, MINNESOTA, PURSUANT TO MINNESOTA STATUTES
SECTION 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 Hadley, Minnesota, was duly presented to the Council of the City of Hadley, on the 9th day of May, 2016; and

WHEREAS, said property is unincorporated and abuts the City of Hadley on its north boundary; is less than 120 acres; and public sewer facilities are not otherwise available; and

WHEREAS, said property is not located within a flood plain or shoreland area; and

WHEREAS, the property is urban or suburban in character; and

WHEREAS, the Leeds Township Board has passed a Resolution waiving its rights pursuant to Minnesota Statutes Section 414.036 for reimbursement from the City of Hadley, Minnesota, for lost real estate tax revenues for all or part of the taxable property being annexed to the City of Hadley, Minnesota; and

WHEREAS, the City of Hadley held a public hearing pursuant to Minnesota Statutes Section 414.033, Subdivision 2b, on August 8th, 2016 following thirty (30) written notice by certified mail to Leeds Township and all landowners within and contiguous to the area legally described in the attached Exhibit A; and

WHEREAS, the provisions of Minnesota Statutes Section 414.033, Subdivision 13, are not applicable in that there will be no change in the electric utility service provider resulting from the annexation of the property to the municipality.

NOW, THEREFORE, the City Council of Hadley, Minnesota, hereby ordains as follows:

Section 1. The City Council hereby determines (1) that the annexation will be in the best interests of the City of Hadley and of the property affected; (2) that the property described in the attached Exhibit A abuts upon the City limits and is urban or suburban in character; and (3) that none of said property is now included within the limits of any city, village or borough.

Section 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 Statutes Section 414.0325.

Section 3. The corporate limits of the City of Hadley, Minnesota, are hereby extended to include the land legally described in the attached Exhibit A, said land abutting the City of Hadley, Minnesota, and being 120 acres or less in area, and public sewer facilities are not otherwise available, and the City of Hadley, Minnesota, having received a petition for annexation from all the property owners of the land legally described in the attached Exhibit A.

The land being annexed and legally described in the attached Exhibit A contains 1.08 acres, more or less, and copies of the survey and map showing the land to be annexed and its relationship to the corporate boundaries and all other appropriate maps are attached.

Section 4. The population of the area legally described in the attached Exhibit A and hereby annexed is zero.

Section 5. The Leeds Township Board has passed a Resolution waiving its rights pursuant to Minnesota Statutes Section 414.036 for reimbursement from the City of Hadley, Minnesota, for lost real estate revenues for all or part of the taxable property being annexed to the City of Hadley, Minnesota.

Section 6. That pursuant to Minnesota Statutes Section 414.036 with respect to any special assessments assigned to Leeds Township for the annexed property and any portion of debt incurred by Leeds Township prior to the annexation and attributable to the property being annexed, there are no outstanding special assessments for the for the annexed property legally described in the attached Exhibit A and there are no special assessments or debt incurred by Leeds Township on the annexed property for which reimbursement is required.

Section 7. The City Clerk of Hadley, Minnesota, is hereby authorized and directed to file copies of this Ordinance with the Municipal Boundary Adjustments Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Auditor/Treasurer of Murray County, Minnesota, and the Clerk of Leeds Township, Murray County, Minnesota.

Section 8. Effective Date. This Ordinance shall be in full force and effect and final upon its passage and publication and the filing of the certified copies as directed in Section 7, and the approval of the Ordinance by the Office of Administrative Hearings.

Passed and adopted by the City Council of the City of Hadley, Minnesota, this 8th day of August, 2016.

APPROVED:


Mayor

ATTEST:


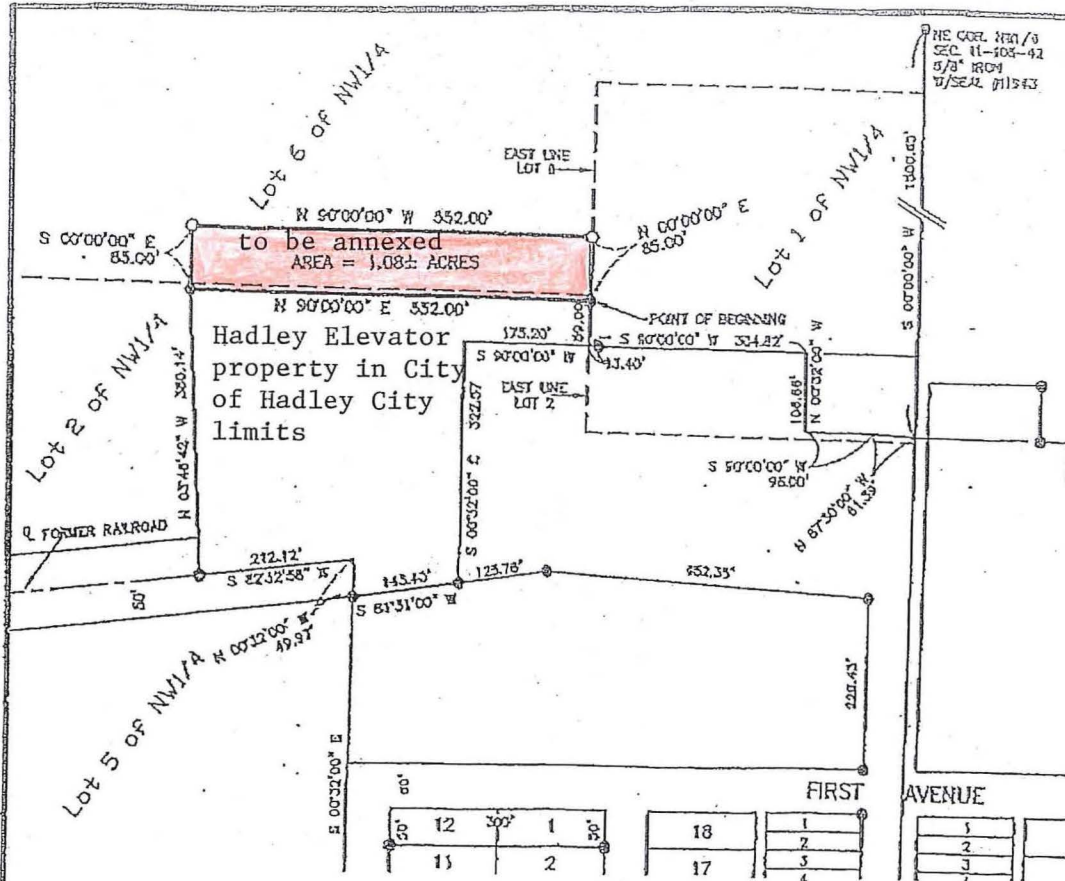

City Clerk

Exhibit A

All that part of Lot 2 and 6 of the Northwest Quarter of the plat entitled Section 11, T.106, R42, as filed and recorded in the office of the County Recorder in and for Murray County, Minnesota being more particularly described as follows:

Commencing at the North Quarter corner of said Section 11; thence on as assumed bearing of South 00 degrees 00 minutes 00 seconds West, along the North-South Quarter line of said Section 11, a distance of 1500.65 feet; thence North 87 degrees 30 minutes 00 seconds West a distance of 61.39 feet to an Iron monument; thence South 90 degrees 00 minutes 00 seconds West a distance of 96.00 feet to an iron monument; thence North 00 degrees 32 minute 00 seconds West a distance of 106.66 feet to an Iron monument; thence South 90 degrees 00 minutes 00 seconds West a distance of 304.82 feet, to a point on the east line of said Lot 2; thence North 00 degrees 00 minutes 00 seconds East, along the east line of said Lot 2, a distance of 59.00 feet to the point of beginning; thence continuing North 00 degrees 00 minutes 00 seconds East, along the east line of said Lots 2 and 6, a distance of 85.00 feet; thence North 90 degrees 00 minutes 00 seconds West a distance of 552.00 feet; thence South 00 degrees 00 minutes 00 seconds East a distance of 85.00 feet; thence North 90 degrees 00 minutes 00 seconds East a distance of 552.00 feet to the point of beginning.

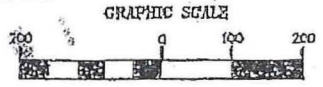


LAND DESCRIPTION

All that part of Lot 2 and 6 of the Northwest Quarter of the plat entitled Section 11, T.106, R.42, as filed and recorded in the office of the County Recorder in and for Murray County, Minnesota, being more particularly described as follows:

Commencing at the North Quarter corner of said Section 11; thence on an assumed bearing of South 00 degrees 00 minutes 00 seconds West, along the North-South Quarter line of said Section 11, a distance of 1500.65 feet; thence North 87 degrees 30 minutes 00 seconds West a distance of 61.39 feet to an Iron monument; thence South 90 degrees 00 minutes 00 seconds West a distance of 95.00 feet to an Iron monument; thence North 00 degrees 32 minute 00 seconds West a distance of 106.66 feet to an Iron monument; thence South 90 degrees 00 minutes 00 seconds West a distance of 304.82 feet, to a point on the east line of said Lot 2; thence North 00 degrees 00 minutes 00 seconds East, along the east line of said Lot 2, a distance of 59.00 feet to the point of beginning; thence continuing North 00 degrees 00 minutes 00 seconds East, along the east line of said Lots 2 and 6, a distance of 85.00 feet; thence North 90 degrees 00 minutes 00 seconds West a distance of 552.00 feet; thence South 00 degrees 00 minutes 00 seconds East a distance of 85.00 feet; thence North 90 degrees 00 minutes 00 seconds East a distance of 552.00 feet to the point of beginning.

Said tract is subject to any existing easements.



LEGEND

These standard symbols will be found in the drawing.

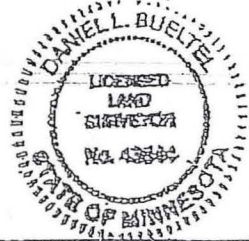
- MONUMENTS FOUND
- MONUMENTS SET - 5/8" IRON W/SEAL #13844
- BREAK IN SCALE

SURVEYOR'S CERTIFICATION

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.

Daniel L. Bueltel
 DANIEL L. BUELTEL LICENSE NO: 43844

DATE: JULY 12, 2014



FIRST AVENUE	
1	2
3	4

HADLEY FARMERS ELEVATOR

Prepared by
Bueltel-Moseng Land Surveying, Inc.
 Marshall, MN 55221 Ph 507-332-9933
 PROJECT NO. 14-2584