

ORDINANCE NO. 403

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF DETROIT LAKES, MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND ABUTTING UPON THE CITY LIMITS (BECKER COUNTY HIGHWAY 59 NORTH)

WHEREAS, a certain petition dated August 9, 2016 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 zero (0)

Section 3. The territory to be annexed is 16.83 acres, more or less

Section 4. Upon annexation, the territory annexed will be zoned "I-1" Light Industrial

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 SE ¼ of the NE ¼ of Section 21-139-41 (Detroit Township), Becker County, Minnesota described as follows:

Commencing at the southeast corner of said Southeast Quarter of the Northeast Quarter; thence North 02 degrees 37minutes 09 seconds East, assumed bearing along the east line of said Section 21, a distance of 400.00 feet to the point of beginning; thence continue North 02 degrees 37 minutes 09 seconds East along said east line, a distance of 868.61 feet to the northeast corner of said Southeast Quarter of the Northeast Quarter; thence North 88 degrees 06 minutes 20 seconds West, along the north line of said Southeast Quarter of the Northeast Quarter, a distance of 1019.95 feet to the easterly right of way line of a Township Road; thence South 19 degrees 46 minutes 45 seconds East, along said easterly right of way line, a distance of 403.79 feet to the boundary corner on the east line of State Trunk Highway No. 59; thence South 19 degrees 46 minutes 45 seconds East, along said easterly right of way line of Trunk Highway No 59; a distance of 537.05 feet; thence South 88 degrees 35 minutes 23 seconds

East, parallel with the south line of said Southeast Quarter of the Northeast Quarter, a distance of 661.52 feet to the point of beginning; Containing 16.83 acres, more or less.

Subject to an easement of public road along the easterly 33 feet of the above described tract. ALSO subject to utility easements of record.

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>
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NOT APPLICABLE AS THIS IS TAX EXEMPT PROPERTY

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.

BE IT ORDAINED BY THE CITY OF DETROIT LAKES.

Passed and adopted by this 11th day of October, 2016.



Glori French, City Clerk

First Reading: September 13, 2016

Second Reading: October 11, 2016



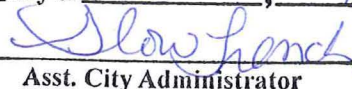
Matt Brenk, Mayor

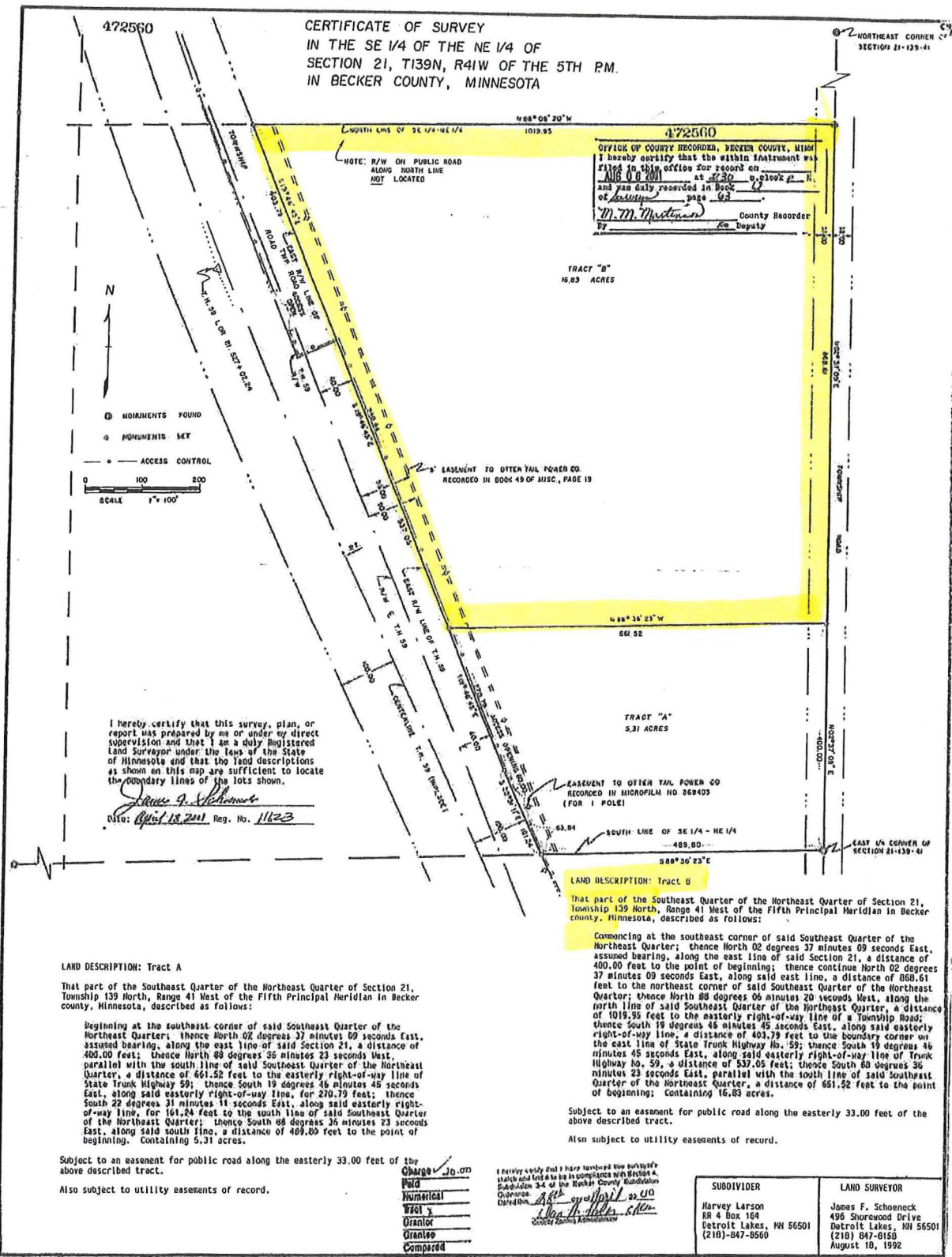
STATE OF MINNESOTA
COUNTY OF BECKER
CITY OF DETROIT LAKES

} ss

I do hereby certify that the foregoing resolution is a true and correct copy of a resolution presented to and adopted by the City Council of the City of Detroit Lakes, Minnesota, at a duly authorized meeting thereof held on the 11 day of Oct, 2016 as shown by the minutes of said meeting in my possession. I further certify that this resolution has not been rescinded or modified and is still in force and effect.

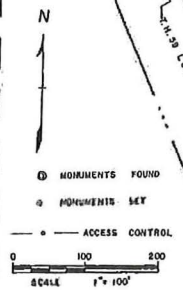
Dated this 11 day of Oct, 2016


Asst. City Administrator



CERTIFICATE OF SURVEY
 IN THE SE 1/4 OF THE NE 1/4 OF
 SECTION 21, T139N, R41W OF THE 5TH PM.
 IN BECKER COUNTY, MINNESOTA

472560
 OFFICE OF COUNTY RECORDER, BECKER COUNTY, MINN.
 I hereby certify that the within statement was
 filed in this office for record on
Aug 08 2011 at 8:30 o'clock P.
 and was duly recorded in Book 67
 of Survey page 63.
 M.M. Matheson County Recorder
 By Am Deputy



I hereby certify that this survey, plan, or
 report was prepared by me or under my direct
 supervision and that I am a duly Registered
 Land Surveyor under the laws of the State
 of Minnesota and that the land descriptions
 as shown on this map are sufficient to locate
 the boundary lines of the lots shown.
 James F. Schoenck
 Date: Aug 18, 2011 Reg. No. 11223

LAND DESCRIPTION: Tract B
 That part of the Southeast Quarter of the Northeast Quarter of Section 21,
 Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker
 county, Minnesota, described as follows:

Commencing at the southeast corner of said Southeast Quarter of the
 Northeast Quarter; thence North 02 degrees 37 minutes 09 seconds East,
 assumed bearing, along the east line of said Section 21, a distance of
 400.00 feet to the point of beginning; thence continue North 02 degrees
 37 minutes 09 seconds East, along said east line, a distance of 868.61
 feet to the northeast corner of said Southeast Quarter of the Northeast
 Quarter; thence North 88 degrees 06 minutes 20 seconds West, along the
 north line of said Southeast Quarter of the Northeast Quarter, a distance
 of 1019.95 feet to the easterly right-of-way line of a Township Road;
 thence South 19 degrees 46 minutes 45 seconds East, along said easterly
 right-of-way line, a distance of 403.79 feet to the boundary corner on
 the east line of State Trunk Highway No. 59; thence South 19 degrees 46
 minutes 45 seconds East, along said easterly right-of-way line of Trunk
 Highway No. 59, a distance of 537.05 feet; thence South 88 degrees 36
 minutes 23 seconds East, parallel with the south line of said Southeast
 Quarter of the Northeast Quarter, a distance of 861.52 feet to the point
 of beginning; Containing 16.83 acres.

LAND DESCRIPTION: Tract A
 That part of the Southeast Quarter of the Northeast Quarter of Section 21,
 Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker
 county, Minnesota, described as follows:

Beginning at the southeast corner of said Southeast Quarter of the
 Northeast Quarter; thence North 02 degrees 37 minutes 09 seconds East,
 assumed bearing, along the east line of said Section 21, a distance of
 400.00 feet; thence North 88 degrees 36 minutes 23 seconds East,
 parallel with the south line of said Southeast Quarter of the Northeast
 Quarter, a distance of 461.52 feet to the easterly right-of-way line of
 State Trunk Highway 59; thence South 19 degrees 46 minutes 45 seconds
 East, along said easterly right-of-way line, for 270.79 feet; thence
 South 22 degrees 31 minutes 11 seconds East, along said easterly right-
 of-way line, for 161.24 feet to the south line of said Southeast Quarter
 of the Northeast Quarter; thence South 88 degrees 36 minutes 23 seconds
 East, along said south line, a distance of 489.80 feet to the point
 of beginning. Containing 5.31 acres.

Subject to an easement for public road along the easterly 33.00 feet of the
 above described tract.
 Also subject to utility easements of record.

- Change 20.00
- Field
- Instrumental
- Well
- Granite
- Granite
- Compared

I hereby certify that I have reviewed the survey's
 sketch and find it to be in compliance with Section 4
 Subdivision 34 of the Becker County Constitution
 Dated this 18th day of August, 2011
James F. Schoenck
 County Auditor

SUBDIVIDER	LAND SURVEYOR
Harvey Larson RR 4 Box 164 Detroit Lakes, MN 56501 (218)-847-8560	James F. Schoenck 496 Storewood Drive Detroit Lakes, MN 56501 (218) 847-8158 August 18, 1992