

ORDINANCE NO. 1111

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF WORTHINGTON TO INCLUDE 29 ACRES OF UNPLATTED LAND ABUTTING THE CITY OF WORTHINGTON, NOBLES COUNTY, MINNESOTA AND OWNED BY SOUTH SHORE ACRES, LLC.

The City Council of the City of Worthington Do Ordain:

Section I.

A petition for annexation under Minnesota Statutes Section 414.033, Subdivision 2, Clause 3 has been filed with the governing body of the City of Worthington, Minnesota by the owners of the land contained in said petition, requesting that the following described land be annexed to the City of Worthington, Minnesota, to-wit:

That part of Government Lot 5 and the Northeast Quarter of the Southwest Quarter of Section 26, Township 102, Range 40, Worthington Township, Nobles County, Minnesota, lying southeasterly of the southeasterly right of way line of the Chicago and North Western Railroad and being more particularly described as follows:

Commencing at the south quarter corner of said Section, thence North 00 degrees 08 minutes 35 seconds East, assumed bearing, along the North South Quarter line of said Section, a distance of 1,153.40 feet to the point of beginning of this description, said point also being the southeast corner of said Quarter-Quarter Section; thence continue North 00 degrees 08 minutes 35 seconds East, along said North South Quarter line, a distance of 1,088.45 feet; thence North 89 degrees 51 minutes 25 seconds West a distance of 387.90 feet; thence North 00 degrees 08 minutes 35 seconds East, parallel with said North South Quarter line, a distance of 713.34 feet to said railroad right of way line; thence southwesterly, along said railroad right of way line, said line also being a non tangential 11,509.16 foot radius curve concave to the northwest, a distance of 117.12 feet, central angle 00 degrees 34 minutes 59 seconds; thence South 50 degrees 38 minutes 36 seconds West, along said railroad right of way line, a distance of 1,107.14 feet to the west line of said Quarter-Quarter Section; thence South 00 degrees 04 minutes 13 seconds West, along said West Quarter-Quarter Section line, a distance of 921.29 feet to the southwest corner of said Quarter-Quarter Section; thence South 85 degrees 30 minutes 15 seconds East, along the south line of said Quarter-Quarter Section, a distance of 1,334.87 feet to the point of beginning.

EXCEPT

That part of the Northeast Quarter of the Southwest Quarter of Section 26, Township 102, Range 40, Nobles County, Minnesota, shown as Parcel 4 on Minnesota Department of Transportation Right of Way Plat Numbered 53 31 as the same is on file and of record in the office of the County Recorder in and for Nobles County, Minnesota.

AND EXCEPT

That land presently situated within the boundaries of the City of Worthington.

Section II.

The area petitioned for annexation is 29 acres unplatted, abuts the Cities southeast boundary, is located in the Township of Worthington, and is not included within any other municipality,

Section III.

All of the tract of land proposed for annexation is owned by the petitioners.

Section IV.

All of the annexation area is or is about to become urban or suburban in character. None of the annexation area is presently served by municipal facilities or services.

Section V.

The area proposed for annexation is not included in any area that has been designated for orderly annexation pursuant to Minnesota Statutes Section 414.0325.

Section VI.

The annexation is in the best interest of the City of Worthington, Minnesota.

Section VII.

Written notice of the public hearing on the annexation was given as required by Minnesota Statutes 414.033, Subdivision 2b. A public hearing on the petition and this proposed ordinance was held on August 23, 2017 at the Worthington City Hall, 303 9th Street, Worthington, Minnesota.

Section VIII.

The corporate limits is hereby extended to include the property described in Section I, and the same is hereby annexed to and include within the City of Worthington as effectively as if it had been originally a part thereof.

Section IX.

Pursuant to Title XV, Section 155.026(G) of the City of Worthington city Code, the property shall be zoned TZ, with the exception of the following described portion of said land, which shall be zoned B3:

That part of the Northeast Quarter of the Southwest Quarter of Section 26, Township102 North, Range 40 West, Nobles County, Minnesota, described as follows:

Beginning at Right of Way Boundary Corner B3103, MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 53-31, according to the recorded plat thereof, said Nobles County; thence South 88 degrees 41 minutes 48 seconds West, assumed bearing, along the north line of said MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 53-31, a distance of 50.01 feet to Right of Way Boundary Corner B3102; thence South 00 degrees 21 minutes 04 seconds East along the west line of said MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 53-31, a distance of 120.02 feet to Right of Way Boundary Corner B3101; thence South 88 degrees 41 minutes 48 seconds West, along the north Line of said MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 53-31, a distance of 497.31 feet; thence North 00 degrees 22 minutes 44 seconds West, a distance of 424.31 feet; thence North 89 degrees 37 minutes 16 seconds East, a distance of 547.45 feet to the east line of said Northeast Quarter of the Southwest Quarter; thence South 00 degrees 21 minutes 02 seconds East, a distance of 295.46 feet to said Right of Way Boundary Corner B3103.

Section X.

Pursuant to Minnesota Statute 414.036, the City of Worthington shall reimburse the Town of Worthington for all the taxable property annexed. Reimbursement shall consist of two annual payments that will equal the Town's collection of real estate tax from the subject property in 2017, which was \$178.02.

Section XI.

The City Clerk is hereby directed to file a certified copy of this ordinance in the office of the Recorder in and for the County of Nobles, Minnesota Municipal Board, the Secretary of State, the Nobles County auditor and the Worthington Township Board.

Section XII.

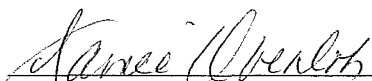
This ordinance shall be in full force and effect from and after its passage and publication and filing of a certified copy thereof with the recorder in and for said County of Nobles, State of Minnesota.

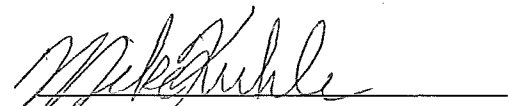
Passed and adopted by the City Council of the City of Worthington, on this 26th day of December, 2017.

(SEAL)

CITY OF WORTHINGTON

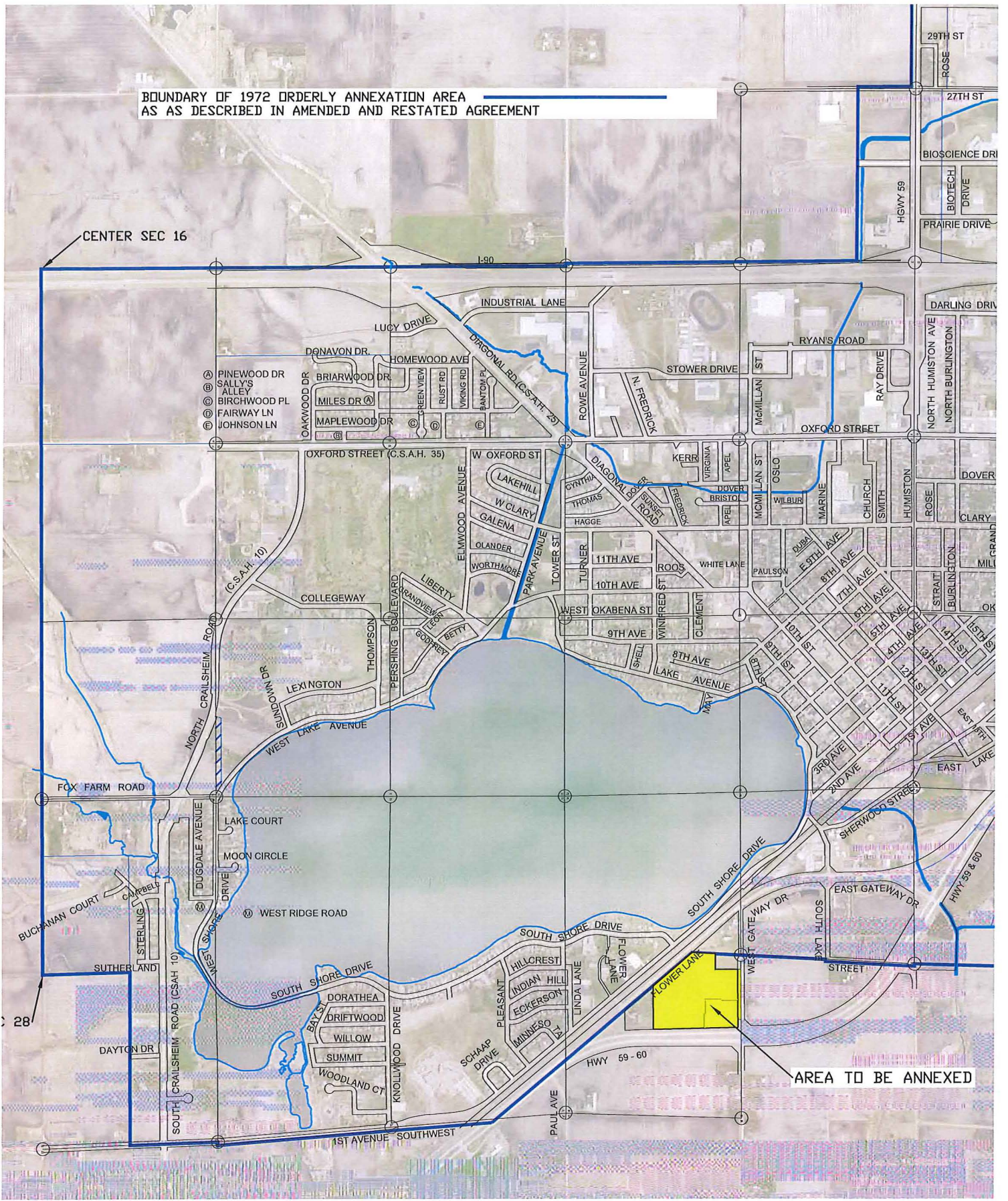
Attest:


Janice Oberloh, City Clerk

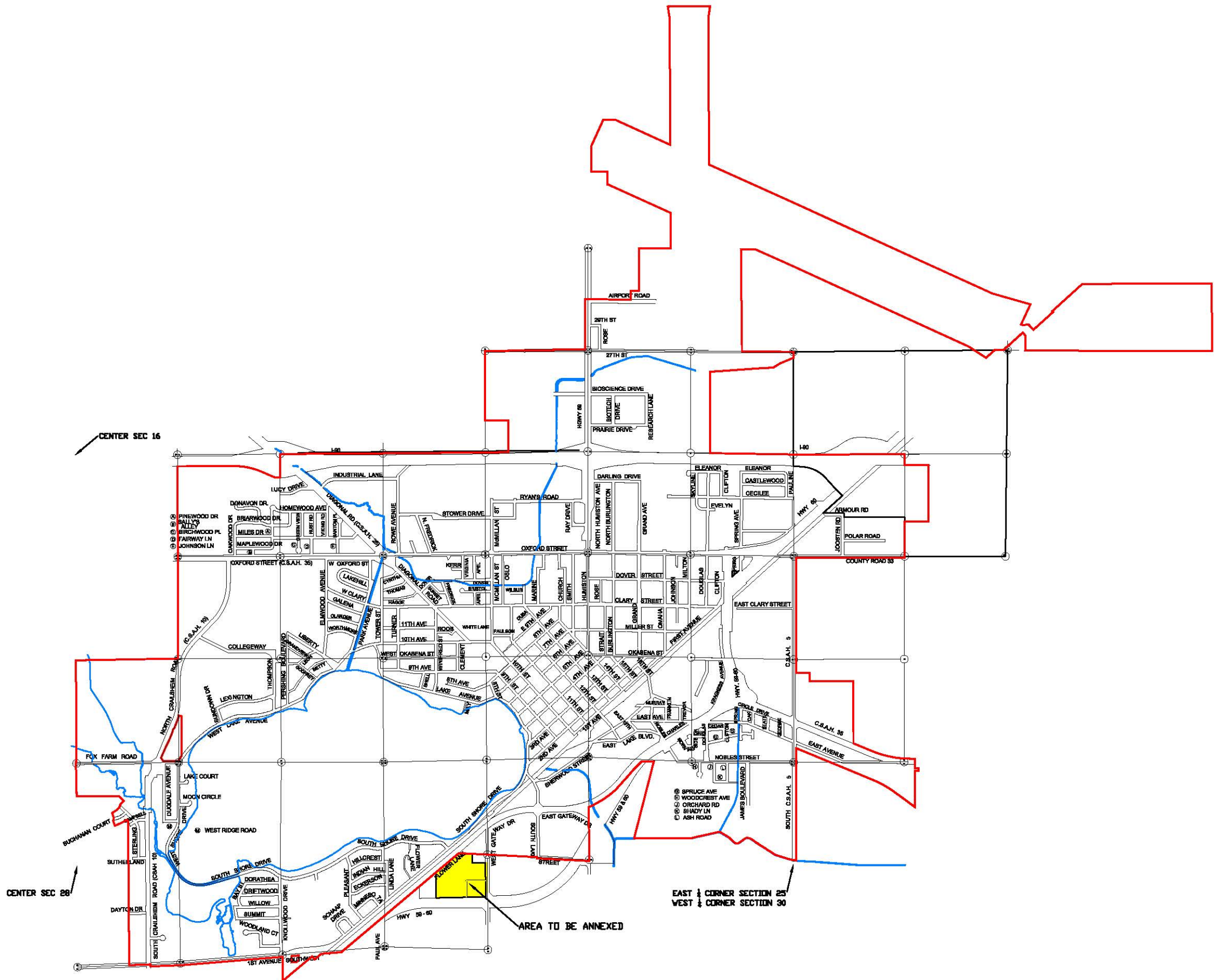

Mike Kuhle, Mayor

**BOUNDARY OF 1972 ORDERLY ANNEXATION AREA
AS AS DESCRIBED IN AMENDED AND RESTATED AGREEMENT**

CENTER SEC 16



AREA TO BE ANNEXED



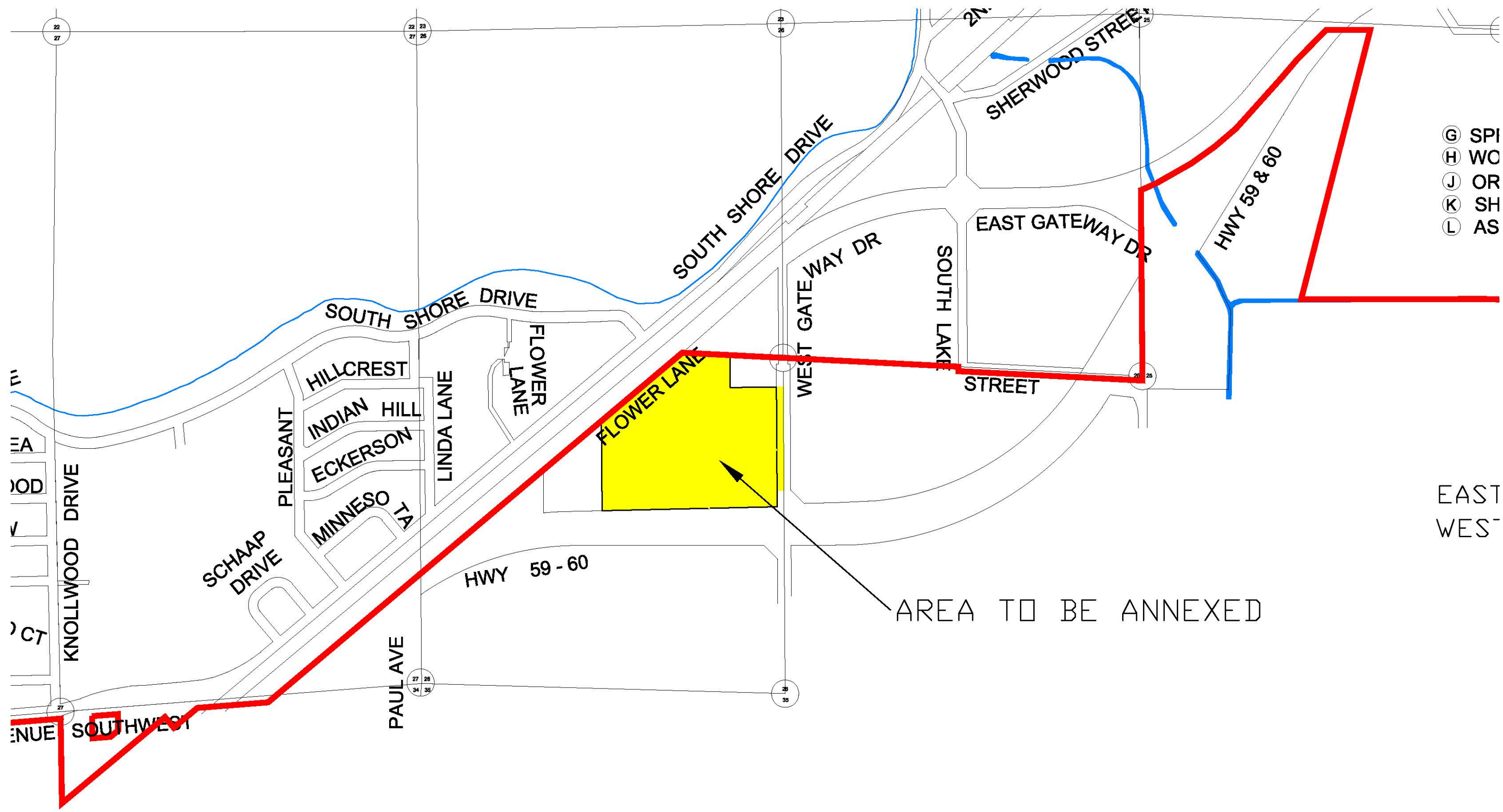
CENTER SEC 16

CENTER SEC 28

EAST CORNER SECTION 25
WEST CORNER SECTION 30

AREA TO BE ANNEXED

- SPRUCE AVE
- ◻ WOODCREST AVE
- ◻ ORCHARD RD
- ◻ SHADY LN
- ◻ ASH ROAD



- G SPI
- H WO
- J OR
- K SH
- L AS

AREA TO BE ANNEXED

EAST
WEST