

ORDINANCE NO. 426

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF DETROIT LAKES, MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND ABUTTING UPON THE CITY LIMITS (FOLTZ TRUCKING)

WHEREAS, a certain petition dated November 29, 2017, 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 northwesterly 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 9.48 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:

County Road 131: from the center line of Stony Road West to the easterly right of way line of Trunk Highway 59.

That part of the Northwest Quarter of the Northeast Quarter and that part of the Northwest Quarter of the Northeast Quarter of the Northeast Quarter in Section 21, Township 139 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Commencing at a found iron monument which designates the northeast corner of said Section 21; thence South 88 degrees 54 minutes 45 seconds West 660.80 feet on an assumed bearing along the north line of said Section 21 to the northeast corner of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter; thence South 00 degrees 48 minutes 57 seconds East 637.26 feet along the east line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to a found iron monument at the southeast corner of said Northwest Quarter

of the Northeast Quarter of the Northeast Quarter, said point is the point of beginning; thence North 00 degrees 48 minutes 57 seconds West 604.26 feet along the east line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to a found iron monument; thence continuing North 00 degrees 48 minutes 57 seconds West 33.00 feet along the east line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to the northeast corner of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter; thence South 88 degrees 54 minutes 45 seconds West 200.00 feet along the north line of said Section 21; thence South 00 degrees 48 minutes 57 seconds East 33.00 feet to a found iron monument; thence continuing South 00 degrees 48 minutes 57 seconds East 100.00 feet to a found iron monument; thence continuing South 00 degrees 48 minutes 57 seconds East 30.00 feet to a found iron monument; thence South 88 degrees 54 minutes 45 seconds West 75.00 feet to a found iron monument; thence South 00 degrees 48 minutes 57 seconds East 20.00 feet to a found iron monument; thence South 88 degrees 54 minutes 45 seconds West 50.00 feet to a found iron monument; thence South 00 degrees 48 minutes 57 seconds East 30.00 feet to a found iron monument; thence South 88 degrees 54 minutes 45 seconds West 73.99 feet to a found iron monument; thence continuing South 88 degrees 54 minutes 45 seconds West 100.00 feet to a found iron monument; thence North 01 degree 05 minutes 15 seconds West 180.00 feet to a found iron monument; thence continuing North 01 degree 05 minutes 15 seconds West 33.00 feet to the north line of said Section 21; thence South 88 degrees 54 minutes 45 seconds West 160.80 feet along the north line of said Section 21 to the northwest corner of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter; thence South 00 degrees 45 minutes 54 seconds East 33.00 feet along the west line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to a found iron monument; thence continuing South 00 degrees 45 minutes 54 seconds East 42.00 feet along the west line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to an iron monument; thence South 51 degrees 53 minutes 02 seconds West 41.51 feet to an iron monument on the easterly right of way line of Trunk Highway No. 59; thence South 00 degrees 45 minutes 54 seconds East 323.27 feet along the easterly right of way line of said Trunk Highway No. 59 to an iron monument; thence South 23 degrees 15 minutes 59 seconds East 58.50 feet to an iron monument; thence North 89 degrees 14 minutes 06 seconds East 10.61 feet to the northwesterly corner of that certain tract of land described in Book 242 of Deeds, page 659 and recorded in the office of the Recorder in said County, said point also being on the west line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter; thence continuing North 89 degrees 14 minutes 06 seconds East 70.00 feet along the northerly line of said tract of land to a found iron monument; thence continuing North 89 degrees 14 minutes 06 seconds East 266.58 feet along the northerly line of said tract of land to a found iron monument at the northeasterly corner of said tract of land; thence South 00 degrees 45 minutes 54 seconds East 159.30 feet along the easterly line of said tract of land to a found iron monument at the southeasterly corner of said tract of land, said point also being on the south line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter; thence North 88 degrees 39 minutes 33 seconds East 124.79 feet along the south line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to a found iron monument; thence continuing North 88 degrees 39 minutes 33 seconds East 200.00 feet along the south line of said Northwest Quarter of the Northeast Quarter of the Northeast Quarter to the point of beginning.

The above described tract contains 7.39 acres.

SUBJECT TO a 33.00 foot wide easement for public road purposes (North Tower Road) over, under and across that part of the above tract which lies within 33.00 feet of the north line of said Section 21.

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>
2019	100%	\$ 896.55
2020	100%	\$ 896.55
2021	100%	\$ 896.55
2022	100%	\$ 896.55
2023	100%	\$ 896.55

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 12th day of June 2018.

Adopted this 12th day of June 2018.



Matt Brenk, Mayor



Glori French, Deputy Clerk

First Reading: May 8, 2018
Seconded Reading: June 12, 2018

TRUNK

HIGHWAY

COUNTY ROAD 131

STONY

1617

ROAD

1649



