

**CITY OF ZUMBROTA ORDINANCE NO. 2019-05**

**AN ORDINANCE OF THE CITY OF ZUMBROTA, MINNESOTA ANNEXING  
LAND LOCATED IN ZUMBROTA TOWNSHIP, GOODHUE COUNTY,  
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033  
SUBDIVISION 2(3), PERMITTING ANNEXATION BY ORDINANCE**

**WHEREAS**, a petition signed by all property owners, requesting that property legally described herein and attached exhibit be annexed to the City of Zumbrota Minnesota, was duly presented to the Council of the City of Zumbrota on the 3 day of October, 2019; and

**WHEREAS**, said property is unincorporated and abuts the City of Zumbrota on its south-easterly boundary; is less than 120 acres; is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

**WHEREAS**, said property is not located within a flood plain or shore land area; and

**WHEREAS**, said property is currently used for municipal water and annexation is requested to facilitate contiguous corporate boundaries of the City of Zumbrota; and

**WHEREAS**, the City of Zumbrota held a public hearing pursuant to Minnesota Statutes §414.033 Subd. 2b, on 07 November, 2019, following thirty (30) days written notice by certified mail to the Township of Zumbrota and to all landowners within and contiguous to the area legally described herein and attached exhibit, to be annexed; and

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

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ZUMBROTA  
HEREBY ORDAINS AS FOLLOWS:**

1. The City Council hereby determines that the property hereinafter described abuts the city limits and is or is about to become urban in nature in that residential use is being proposed for said property. Upon annexation the property will be zoned R1.
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 Statute §414.0325.
3. The corporate limits of the City of Zumbrota, Minnesota, are hereby extended to include the following described property, said land abutting the City of Zumbrota and being 120 acres or less in area, and is not presently served by public sewer facilities are

not otherwise available, and the City having received a petition for annexation from all the property owners of the land, to wit:

PROPERTY DESCRIPTION PARCEL A

That part of the Southeast Quarter of Section 31, Township 110 North, Range 15 West, Goodhue County, Minnesota, described as follows:

Commencing at the southwest corner of said Southeast Quarter; thence northerly on a Minnesota State Plane Grid Azimuth from north of 358 degrees 25 minutes 55 seconds along the west line of said Southeast Quarter 1107.00 feet to the southwesterly line of the real property described in a deed recorded in Book N-4 of Deeds, Page 457; thence southeasterly 122 degrees 37 minutes 24 seconds azimuth along said southwesterly line 112.00 feet to the most southerly corner of the real property described in the second deed recorded in Book I-9 of Deeds, Page 236; thence northeasterly 24 degrees 37 minutes 24 seconds azimuth along the southeasterly line of said real property described and recorded in said Book I-9 of Deeds, Page 236, a distance of 446.90 feet to the point of beginning; thence continue northeasterly 24 degrees 37 minutes 24 seconds azimuth along said southeasterly line 89.10 feet to the point of beginning of the real property described in the first deed recorded in said Book I-9, Page 236; thence northerly 358 degrees 25 minutes 55 seconds azimuth along the easterly line of said first deed recorded in said Book I-9, Page 236, a distance of 80.00 feet; thence easterly 88 degrees 25 minutes 55 seconds azimuth 54.53 feet; thence southerly 179 degrees 57 minutes 51 seconds azimuth 112.85 feet; thence southwesterly 235 degrees 55 minutes 48 seconds azimuth 87.73 feet; thence westerly 268 degrees 25 minutes 48 seconds azimuth 16.85 feet to the point of beginning.

Said tract contains 0.19 acres more or less.

PROPERTY DESCRIPTION PARCEL B

Commencing at a point eleven hundred seven (1107) feet North of the South West corner of the Southeast Quarter (SE ½) of Section Thirty-one (31), Township One Hundred Ten (110) North, Range Fifteen (15) West – running thence South fifty-five degrees and forty-five minutes (55° 45') East a distance of one hundred twelve (112) feet; thence North twenty-six degrees and fifteen minutes (26° 15') East a distance of five hundred thirty-six (536) feet for a place of beginning – thence due North a distance of eighty (80) feet; thence due West a distance of one hundred sixty (160) feet; thence due South one hundred sixty (160) feet; thence due East twenty-one and three tenths (21.3) feet; thence North thirty-eight degrees and thirty minutes (38° 30') East a distance of one hundred eight and five tenths (108.5) feet; thence South eighty-five degrees and fifty minutes (85° 50') East a distance of seventy (70) feet to the place of beginning, containing forty-four hundredths (0.44) acre.

### PROPERTY DESCRIPTION PARCEL C

Beginning at a point eleven hundred seven (1107) feet North of the South West corner of the South East quarter (1/4) of Section thirty one (31) of Township one hundred ten (110). North of range fifteen (15) West – running thence South-fifty five degrees and forty five minutes (55°-45') East one hundred twelve (112) feet thence North twenty six degrees and fifteen minutes (26°-15') East – five hundred thirty six (536) feet thence North eighty five degrees and fifty minutes (85°-50') West seventy (70) feet thence South thirty eight degrees and thirty minutes (38°-30') West five hundred sixteen (516) feet thence South fifty five degrees and forty five (55-45')minutes. East sixty three (63) feet to place of beginning containing one and one half (1 ½) acres. The said grantor herein permit the said village to enter upon land owned by them lying between the above described tract and the original town site of said village for the purpose of laying certain water pipes or mains and for the purpose of repairing the same provided said village shall permit no waste or damage to said land by such laying or repairing of said pipes or mains and have its surface of said land in as good condition as before such laying or repairing.

The said grantee further agrees to make and maintain all necessary fences around said granted land that may be required for the uses and purposes of the farm surrounding said tract.

### **EXCEPT**

Beginning at a point eleven hundred seven (1107) feet North of the Southwest corner of the Southeast Quarter (SE ¼) of Section Thirty-one (31), Township One Hundred Ten (110) North, Range Fifteen (15) West – running thence South fifty-five degrees and forty-five minutes (55° 45') East a distance of one hundred twelve (112) feet; thence North twenty-six degrees and fifteen minutes (26° 15') East a distance of four hundred forty-six and nine tenths (446.9) feet; thence due West a distance of ninety-eight and five tenths (98.5) feet; thence South thirty-eight degrees and thirty minutes (38° 30') West a distance of three hundred ninety-one and five tenths (391.5) feet; thence South fifty-five degrees and forty-five minutes (55° 45') East a distance of sixty-three (63) feet to the place of beginning containing one and fifty-four hundredths (1.54) acres.

The above described property consists of a total of 0.59 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

1. That the population of the area legally described (herein or attached exhibit) and hereby annexed is zero.

2. The City of Zumbrota, pursuant to Minnesota Statutes §414.036, that with respect to the property taxes payable on the area legally described herein and attached exhibit, hereby annexed, shall make a cash payment to the Township of Zumbrota in accordance with the following schedule:

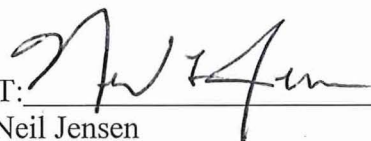
Property is tax exempt so no reimbursement is required.

3. That pursuant to Minnesota Statutes §414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described herein or attached exhibit there are no special assessments or debt incurred by the Town on the subject area for which reimbursement is required.
4. That the City Clerk of the City of Zumbrota is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Goodhue County Auditor, and the Zumbrota Township Clerk.
5. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council for the City of Zumbrota, Minnesota on this 7th day of November, 2019.

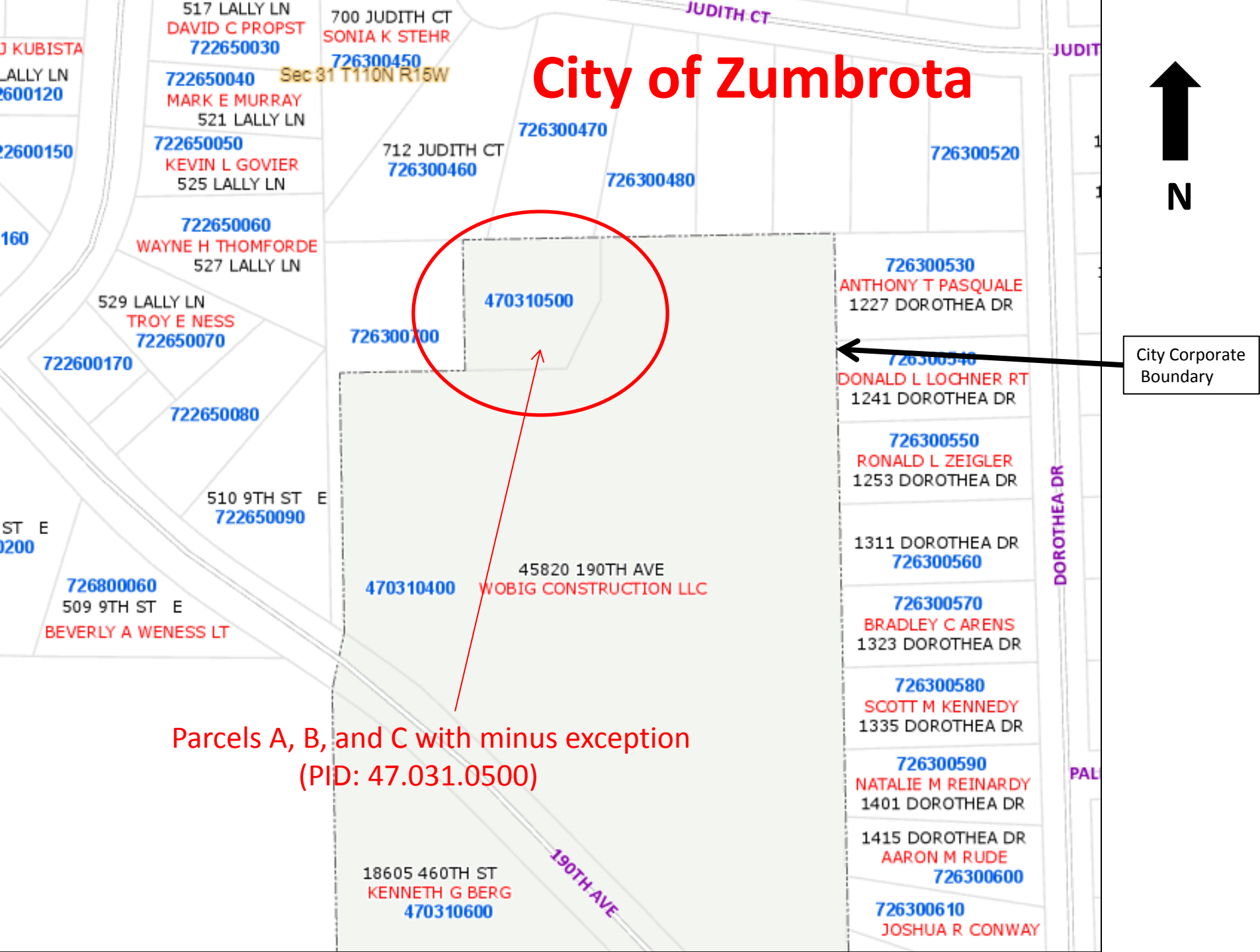


Bradley Drenckhahn  
Mayor

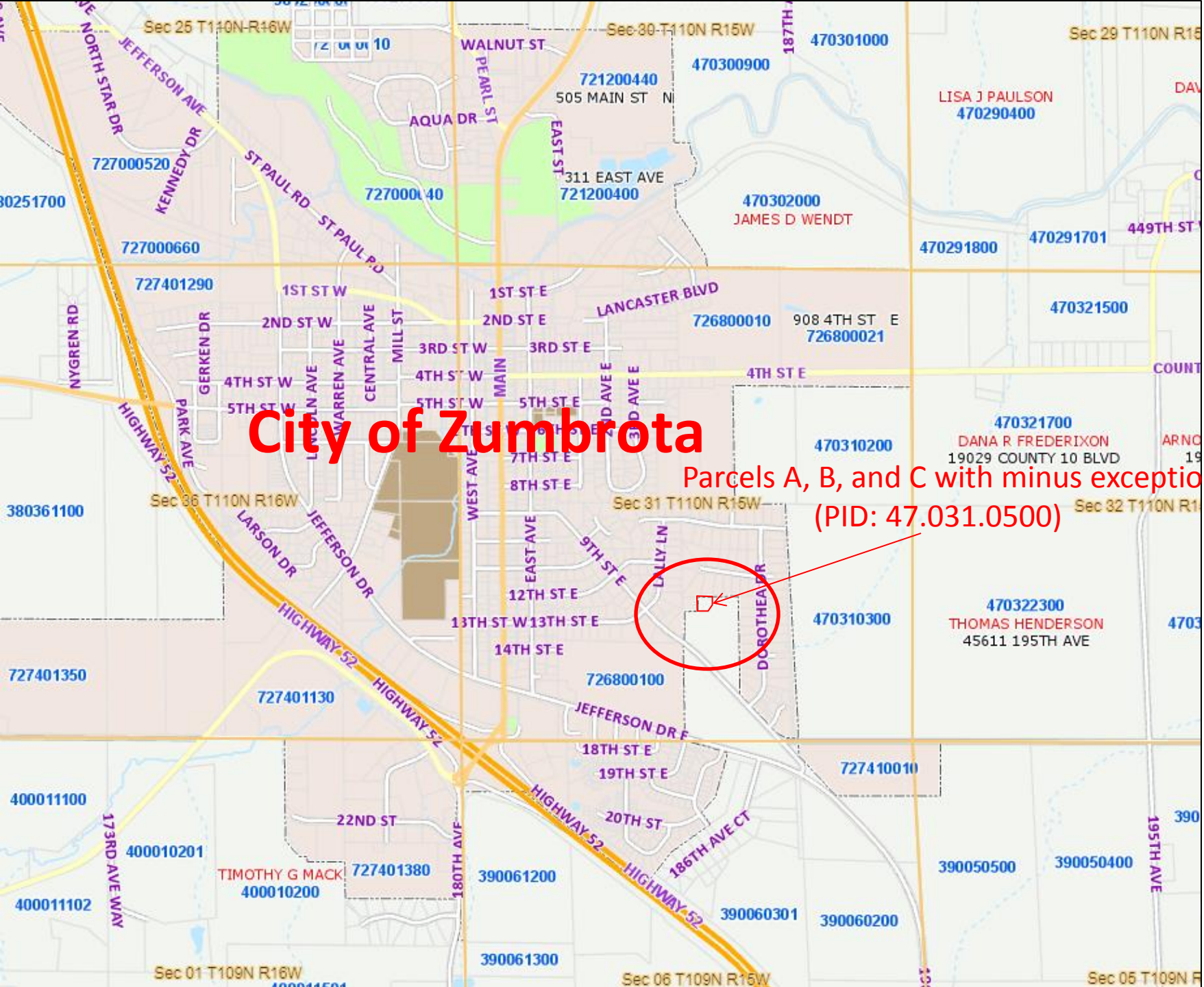
ATTEST:   
Neil Jensen  
City Administrator



# City of Zumbrota







# City of Zumbrota

Parcels A, B, and C with minus exception  
(PID: 47.031.0500)



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