

CITY OF WELCOME**ORDINANCE NO. 48****AN ORDINANCE OF THE CITY OF WELCOME, MINNESOTA ANNEXING
LAND LOCATED IN ROLLING GREEN TOWNSHIP, MARTIN COUNTY,
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, a petition signed by all the property owners, requesting that property legally described on the attached Exhibit A be annexed to the City of Welcome Minnesota, was duly presented to the Council of the City of Welcome on the 22nd day of October, 2019; and

WHEREAS, said property is unincorporated and abuts the City of Welcome on its eastern 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 shoreland area; and

WHEREAS, said property is currently agricultural and annexation is requested to facilitate the extension of city services for the commercial development of the property; and

WHEREAS, the City of Welcome held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on November 26, 2019, following thirty (30) days written notice by certified mail to the Town of Rolling Green and to all landowners within and contiguous to the area legally described on the attached Exhibit A, 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 WELCOME HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature in that commercial use is being proposed for said property, the construction of which requires the construction of facilities on property currently within the City of Welcome and on the property, legally described on Exhibit A, which requires city services and annexation so that petitioner's property can be consolidated.
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 Welcome, Minnesota, are hereby extended to include the following described property, said land abutting the City of Welcome and being 120 acres or less in area, and is not presently served by public sewer facilities or 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:

That part of the Northwest Quarter of the Northwest Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, more particularly described as follows:

Commencing the northwest corner of the Northwest Quarter of said Section 6; thence South 00 degrees 21 minutes 00 seconds West, bearings based on the Martin County Grid System, along the west line of said Northwest Quarter, a distance of 489.00 feet; thence South 89 degrees 39 minutes 00 seconds East, a distance of 50.00 feet to the east right-of-way line of State Trunk Highway 263 as described in Document Number 244740 and a southwesterly corner of the parcel described in Document Number 2015R-424455 and the point of beginning; thence continuing South 89 degrees 39 minutes 00 seconds East, along a southerly line of said parcel as described in Document Number 2015R-424455, a distance of 292.00 feet to the intersection with a westerly line of said parcel as described in Document Number 2015R-424455; thence North 00 degrees 21 minutes 00 seconds East, along the northerly extension of the land described westerly line, a distance of 482.07 feet, to the north line of said Northwest Quarter; thence North 88 degrees 29 minutes 24 seconds West, along north line, a distance of 159.05 feet to the northeasterly extension of the easterly right-of-way line of State Highway 263 as described in Document Number 244740; thence South 45 degrees 55 minutes 48 seconds West, along said easterly right-of-way line and its extension, a distance of 186.19 feet; thence South 00 degrees 21 minutes 00 seconds West, along said easterly right-of-way line, a distance of 354.98 feet to the point of beginning.

Containing 132,786 square feet or 3.04835 acres, more or less.

Subject to existing easements or restrictions of record, if any.

The above described property consists of a total of 3.04835 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.

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

5. The City of Welcome, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described in the attached Exhibit A, hereby annexed, shall make a cash payment to the Town of Rolling Green in accordance with the following schedule:

Reimbursement of the 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, in a total amount equivalent to that payable under the former law, but adjusted to be paid in substantially equal payments over two to eight years in accordance with the 2006 amendments to Minn. Stat. §414.036.

6. 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 in the attached Exhibit A there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

7. That the City Clerk of the City of Welcome 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 Martin County Auditor, and the Rolling Green Township Clerk.

8. 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 of the City of Welcome, Minnesota, this 3rd day of December, 2019.



Mayor

ATTEST:



City Clerk

(City Seal)

Introduced: November 26, 2019

Adopted: December 3, 2019

Published: December 11, 2019

EXHIBIT A

That part of the Northwest Quarter of the Northwest Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, more particularly described as follows:

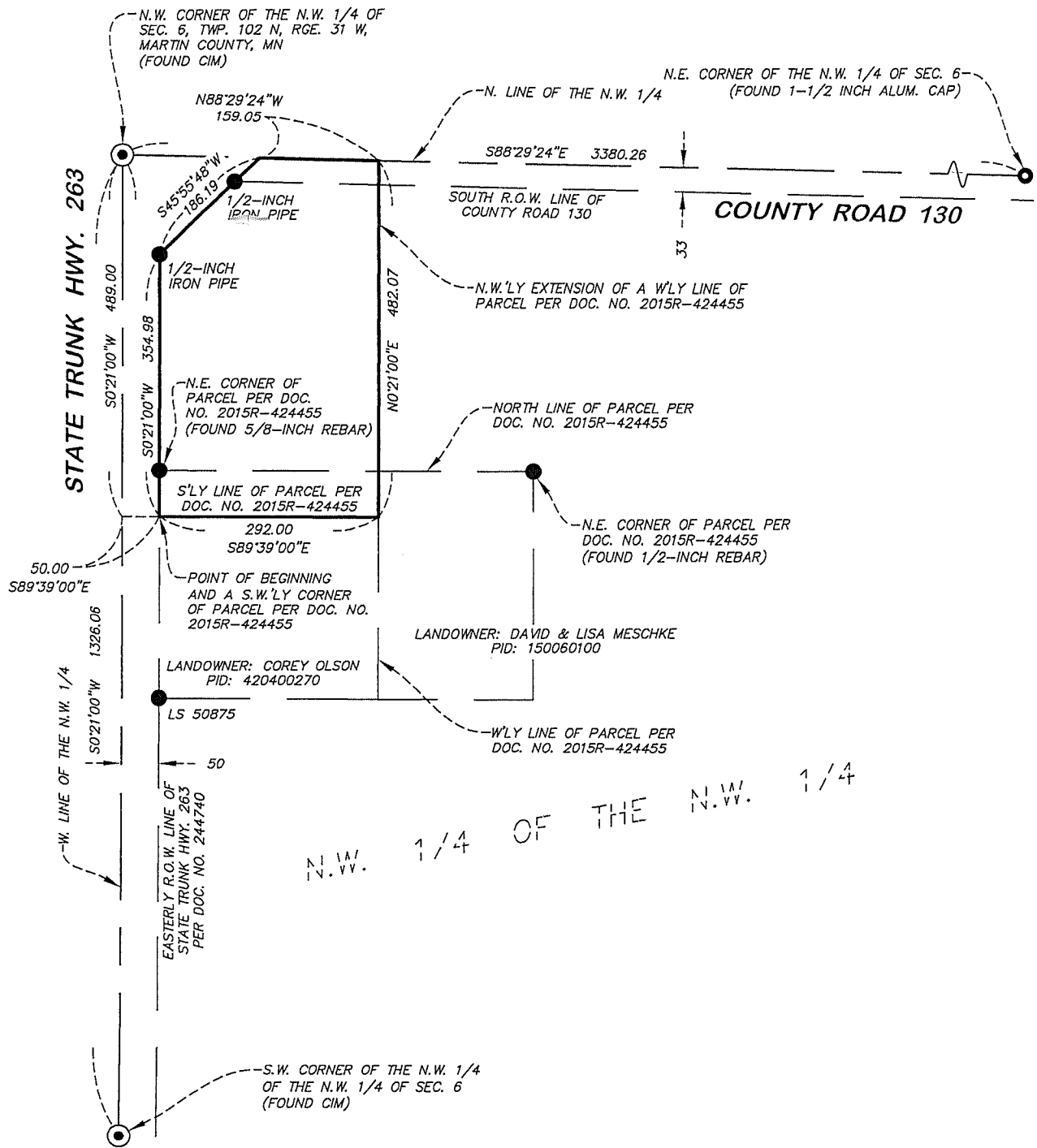
Commencing the northwest corner of the Northwest Quarter of said Section 6; thence South 00 degrees 21 minutes 00 seconds West, bearings based on the Martin County Grid System, along the west line of said Northwest Quarter, a distance of 489.00 feet; thence South 89 degrees 39 minutes 00 seconds East, a distance of 50.00 feet to the east right-of-way line of State Trunk Highway 263 as described in Document Number 244740 and a southwesterly corner of the parcel described in Document Number 2015R-424455 and the point of beginning; thence continuing South 89 degrees 39 minutes 00 seconds East, along a southerly line of said parcel as described in Document Number 2015R-424455, a distance of 292.00 feet to the intersection with a westerly line of said parcel as described in Document Number 2015R-424455; thence North 00 degrees 21 minutes 00 seconds East, along the northerly extension of the land described westerly line, a distance of 482.07 feet, to the north line of said Northwest Quarter; thence North 88 degrees 29 minutes 24 seconds West, along north line, a distance of 159.05 feet to the northeasterly extension of the easterly right-of-way line of State Highway 263 as described in Document Number 244740; thence South 45 degrees 55 minutes 48 seconds West, along said easterly right-of-way line and its extension, a distance of 186.19 feet; thence South 00 degrees 21 minutes 00 seconds West, along said easterly right-of-way line, a distance of 354.98 feet to the point of beginning.

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CERTIFICATE OF SURVEY

-FOR-



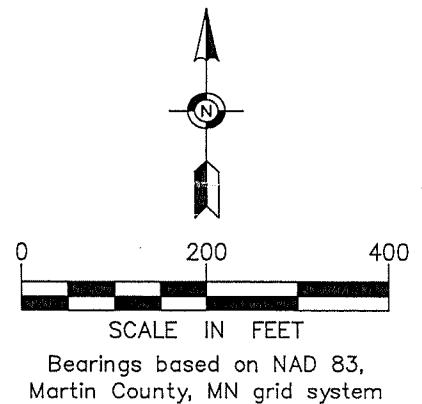
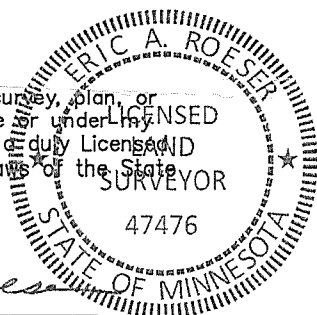
N.W. 1/4 OF THE N.W. 1/4

I hereby certify that this survey, plan, or report was prepared by me or under my supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Date: July 30, 2019

Eric A. Roeser

Eric A. Roeser
Minnesota License No. 47476



CERTIFICATE OF SURVEY
WELCOME OFFICE PROPERTY
N.W. 1/4 OF THE N.W. 1/4 OF
SECTION 6,
TOWNSHIP 102 N, RANGE 31 W,
MARTIN COUNTY, MINNESOTA



FILE NO.

SHEET 1 OF 2



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WWW.EFNSURVEY.COM
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G025/54

CERTIFICATE OF SURVEY

-FOR-



That part of the Northwest Quarter of the Northwest Quarter of Section 6, Township 102 North, Range 31 West, Martin County, Minnesota, more particularly described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 6; thence South 00 degrees 21 minutes 00 seconds West, bearings based on the Martin County, Minnesota Grid System, along the west line of said Northwest Quarter, a distance of 489.00 feet; thence South 89 degrees 39 minutes 00 seconds East, a distance of 50.00 feet to the east right-of-way line of State Trunk Highway 263 as described in Document Number 244740 and a southwestern corner of the parcel as described in Document Number 2015R-424455 and the point of beginning; thence continuing South 89 degrees 39 minutes 00 seconds East, along the southerly line of said parcel as described in Document Number 2015R-424455, a distance of 292.00 feet to the intersection with a westerly line of said parcel as described in Document Number 2015R-424455; thence North 00 degrees 21 minutes 00 seconds East, along the northerly extension of the last described westerly line, a distance of 482.07 feet, to the north line of said Northwest Quarter; thence North 88 degrees 29 minutes 24 seconds West, along said north line, a distance of 159.05 feet to the northeasterly extension of the easterly right-of-way line of State Highway 263 as described in Document Number 244740; thence South 45 degrees 55 minutes 48 seconds West, along said easterly right-of-way line and its extension, a distance of 186.19 feet; thence South 00 degrees 21 minutes 00 seconds West, along said easterly right-of-way line, a distance of 354.98 feet to the point of beginning.

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