

ORDINANCE NO. 2020-02

AN ORDINANCE OF THE CITY OF SHERBURN, MINNESOTA ANNEXING LAND LOCATED IN JAY TOWNSHIP, MARTIN COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES SECTION 414.033, SUBD. 2(3), PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, a Petition signed by all property owners, requesting that property legally described on the attached exhibit herein be annexed to the City of Sherburn, was duly presented to the City Council of the City of Sherburn on the 18th day of May, 2020; and,

WHEREAS, said property is unincorporated and abuts the City of Sherburn on its West 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 vacant and annexation is requested to facilitate the extension of City services for commercial/industrial development of the property; and,

WHEREAS, the City of Sherburn held a public hearing pursuant to Minnesota Statutes 414.033, Subd. 2 (b) on the 22nd day of June, 2020, following thirty (30) days written notice by certified mail to the Township of Jay, Martin County, Minnesota, and to all landowners within and contiguous to the area legally described on the attached exhibit, to be annexed; and,

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

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF SHERBURN 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 and that commercial use is being proposed for said property, the construction of which requires or will need city services, including public sewer facilities.
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 Statutes Section 414.0325.
3. The corporate limits of the City of Sherburn, Minnesota, are hereby extended to include the following described property, said land abutting the City of Sherburn 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 property owners of the land, to-wit:

That part of the Southeast Quarter of the Southeast Quarter of Section 1 Township 102 North, Range 33 West, Martin County, Minnesota, described as follows:

Beginning at the Southeast corner of said Section 1; thence on an assumed bearing of North 00 degrees 54 minutes 00 seconds East, along the east line of said Section 1, a distance of 489.60 feet to the intersection with the southwesterly line of a tract as recorded in Document No. 274370; thence North 14 degrees 13 minutes 36 seconds West, along said southwesterly line, a distance of 357.70 feet; thence North 89 degrees 00 minutes 00 seconds West, a distance of 306.66 feet; thence South 0 degrees 54 minutes 00 seconds West, a distance of 833.83 feet to the south line of said Section 1; Thence South 89 degrees 52 minutes 07 seconds East, along said south line, a distance of 400.00 feet to the point of the beginning

The above described property consists of 7.65 acres more or less. Copies of the corporate boundary map showing the property to be annexed with its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

4. That the City Clerk of the City of Sherburn 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 Jay 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 of the City of Sherburn, Minnesota, this 22nd day of June, 2020.

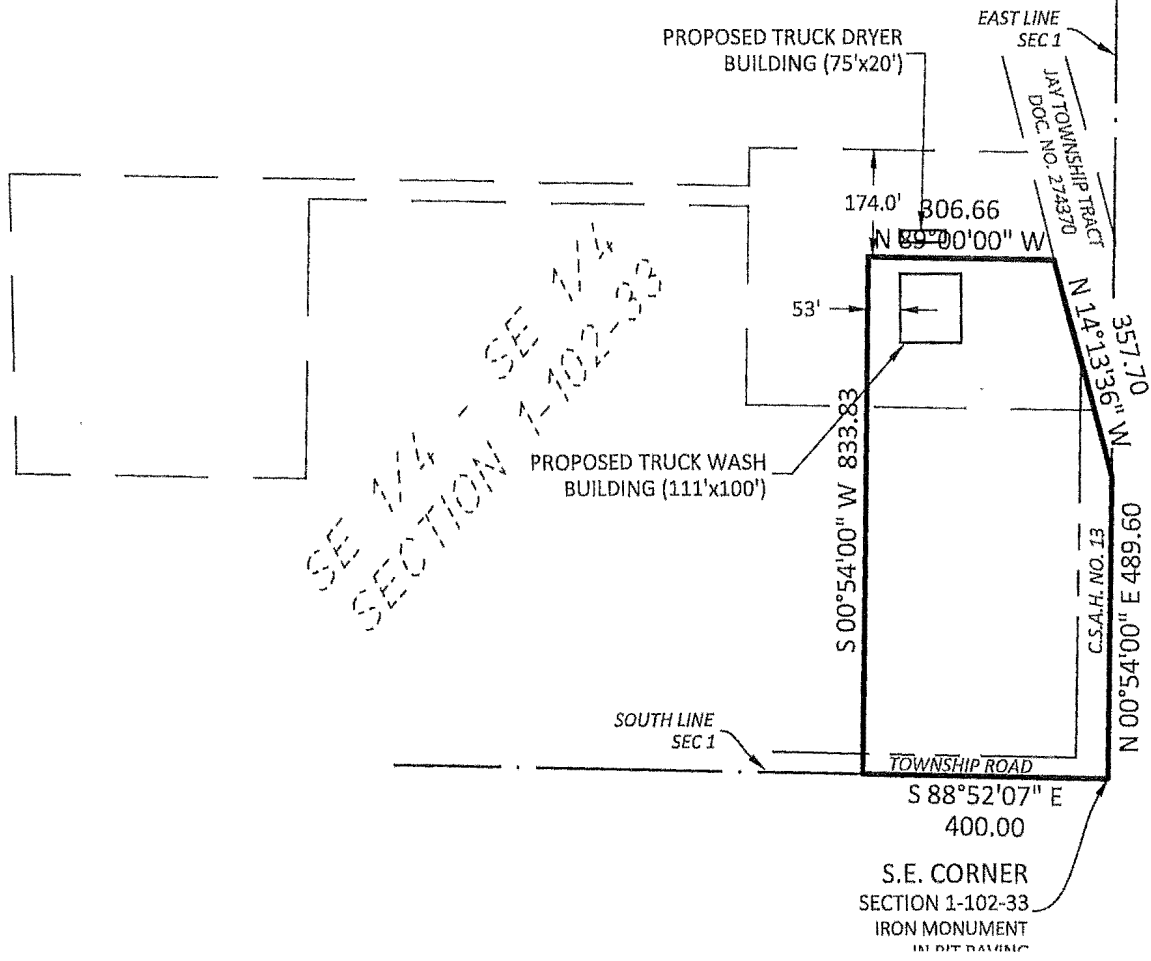


Mayor – Robert Roesler

ATTEST:



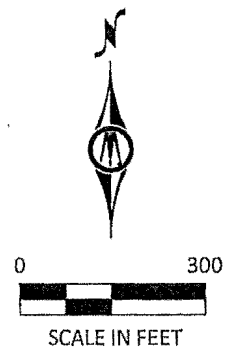
City Administrator-Brad Hughes



LEGAL DESCRIPTION

That part of the Southeast Quarter of the Southeast Quarter of Section 1, Township 102 North, Range 33 West, Martin County, Minnesota, described as follows:

Beginning at the Southeast corner of said Section 1; thence on an assumed bearing of North 00 degrees 54 minutes 00 seconds East, along the east line of said Section 1, a distance of 489.60 feet to the intersection with the southwesterly line of a tract as recorded in Document No. 274370; thence North 14 degrees 13 minutes 36 seconds West, along said southwesterly line, a distance of 357.70 feet; thence North 89 degrees 00 minutes 00 seconds West, a distance of 306.66 feet; thence South 0 degrees 54 minutes 00 seconds West, a distance of 833.83 feet to the south line of said Section 1; thence South 89 degrees 52 minutes 07 seconds East, along said south line, a distance of 400.00 feet to the point of beginning.



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ANNEXATION EXHIBIT
CITY OF SHERBURN, MINNESOTA

SE 1/4 - SE 1/4
SECTION 1, T102N, R33W
CITY OF SHERBURN, MINNESOTA



1501 SOUTH STATE STREET, SUITE 100
FAIRMONT, MINNESOTA 56031
(507) 238-4738

FOR: SHERBURN, CITY OF

Legend

| | |
|-------------------------|--------------------|
| B - Business | Parcel |
| I - Industrial | Municipal Boundary |
| R-1 - Residential | Lakes & Rivers |
| R-2 - Multi-Family | Rivers & Streams |
| R-3 - Mobile Home Parks | Railroads |
| | |

Source: Martin County MnDNR, MnDOT

