

ORDINANCE NO. 1.7020**AN ORDINANCE OF THE CITY OF MADELIA, MINNESOTA ANNEXING LAND LOCATED IN MADELIA TOWNSHIP, WATONWAN 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 (herein or attached exhibit) be annexed to the City of Madelia, Watonwan County, Minnesota, was duly presented to the Council of the City of Madelia on the 28th day of September, 2020; and

WHEREAS, said property is unincorporated and abuts the City of Madelia on its northern 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 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 Madelia held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on September 28th, 2020, following thirty (30) days written notice by certified mail to the Madelia Township Board and to all landowners within and contiguous to the area legally described (herein or 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 MADELIA 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 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 Statute § 414.0325.
3. The corporate limits of the City of Madelia, Minnesota, are hereby extended to include the following described property, said land abutting the City of Madelia 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:

LEGAL DESCRIPTION

That part of the Northeast Quarter of the Southwest Quarter of Section 22, Township 107 North, Range 30 West, City of Madelia, Watonwan County, Minnesota, described as follows:

Beginning at a point 201.00 feet west of the Southeast Corner of Block 1 of Gilbert's Second Addition to the Village of Madelia, according to the recorded plat thereof; thence on an assumed bearing of South 89 degrees 31 minutes 17 seconds West, along the south line of said Block 1 of Gilbert's Second Addition, a distance of 60.00 feet to an iron monument; thence South 0 degrees 11 minutes 56 seconds West a distance of 152.15 feet to an iron monument; thence South 89 degrees 57 minutes 37 seconds East a distance of 60.00 feet to an iron monument located on a line between an iron monument located 202.00 feet west of the west line of Benzel Avenue Northwest intersected to the north line of a railroad right of way and the point of beginning; thence North 0 degrees 11 minutes 56 seconds East, along said last described line, a distance of 152.70 feet to the point of beginning, containing 0.21 acres, subject to easements now of record in said county and state.

LEGAL DESCRIPTION

The part of the Northeast Quarter of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter of Section 22, Township 107 North, Range 30 West, City of Madelia, Watonwan County, Minnesota, described as follows:

Commencing at a point 201.00 feet west of the Southeast Corner of Block 1 of Gilbert's Second Addition to the Village of Madelia, according to the recorded plat thereof; thence on an assumed bearing of South 89 degrees 31 minutes 17 seconds West, along the south line of said Block 1 of Gilbert's Second Addition, a distance of 60.00 feet to an iron monument;

thence South 0 degrees 11 minutes 56 seconds West a distance of 152.15 feet to an iron monument, said iron monument being the point of beginning of the tract to be described; thence continuing South 0 degrees 11 minutes 56 seconds West a distance of 237.26 feet to an iron monument located on the north right of way line of a railroad; thence North 66 degrees 07 minutes 05 seconds East, along said north right of way line, a distance of 65.72 feet to a point located 202.00 feet west of the west line of Benzel Avenue Northwest; thence North 0 degrees 11 minutes 56 seconds East a distance of 210.61 feet to an iron monument; thence North 89 degrees 57 minutes 37 seconds West a distance of 60.00 feet to the point of beginning, containing 0.31 acres, subject to easements now of record in said county and state.

The above described property consists of a total of .52 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 (herein or attached exhibit) and hereby annexed is zero.
5. The City of Madelia, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described (herein or attached exhibit), hereby annexed, shall make annual payments to the Madelia Township of \$8.07 over the next two years.
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 (herein or attached exhibit) there are no special assessments or debt incurred by the Madelia Township on the subject are for which reimbursement is required.
7. That the City Clerk of the City of Madelia 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 Watonwan County Auditor, and the Madelia 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 Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of Madelia, Minnesota, this 28th day of September, 2020.



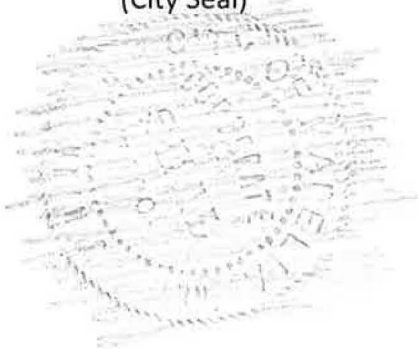
Mayor

Attest:



City Clerk

(City Seal)



OFFICIAL PLAT

REGISTERED LAND SURVEY NO. 4
PART OF THE S.W. 1/4, SEC. 22, T. 107 N., R. 30 W.
CITY OF MADEIRA
WATONWAN COUNTY, MINNESOTA

BLOCK 9

BLOCK B

BLOCK 1

SW COR GILBERT'S 2ND ADD.
COMPUTED 185.00 N OF 11E
NW, 1/16 COR SEC 32,
PRR PLAT BRUSHSON

| TRAC I E | LEGAL DESCRIPTION |
|----------|-------------------|
| | |

[illegible]

TRACT F
LEGAL DESCRIPTION

[illegible]

N.E. 1/4 S.W. 1/4

S.E. 1/4 S.W. 1/4

TRACT B
1281 ACRES TOTAL
PROJ ACQUITTANCE 1942/79 (4 P)

TRACT D
197-10003

SHEET
2 of 2

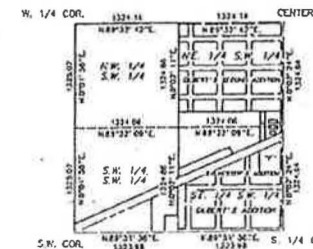
ANDSEN
318 EAST BLUE EARTH AVENUE
FAIRBANKS, MINNESOTA 56401
TEL: (507) 235-3700

- DENOTES IRON MONUMENTS FOUND
ON SET IN PREVIOUS SURVEY.

DEVICES FOR MONUMENTS SET
MARKED WITH REG. NO. 50875
UNLESS OTHERWISE SHOWN

REMARKS ARE ORIENTED TO THE
WALTON COUNTY COORDINATE
SYSTEM HADJIS 1982 ADJUSTMENT

VICINITY MAP
W. 1/4, SEC. 22-107-30
MADEIRA, WATKINSON COUNTY, MINNESOTA



CENTER OF SEC. 22
FOUND A 3/4" PTH ROD
(1" DEEP)

2.5. 1/16 COR SEC. 22
COMPUTED WOMAN BETWEEN THE
CENTER AND 5 1/4 COR SEC. 22

Q. M. 156
P. 104. Q.
H.R.

5. 1/4 CON. SEC. 22
COMBINED POSITION
2 1/2 IN. DIAMETER X 1 IN. THK
AT 2 1/2 IN. NORTH COMBINED
WITH TWO 1/2 IN. DIAMETER X 1 IN.
THK AT EACH END OF THE LEGS
OF THE MONUMENT AT THE END OF THE ROAD

