

ORDINANCE NO. O-23-05

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

WHEREAS, the described tract of unincorporated property is one hundred percent (100%) surrounded by the municipal limits of the City of Winsted, MN; and

WHEREAS, said properties are not located within a flood plain or shoreland area; and

WHEREAS, the City of Winsted held a public hearing pursuant to the Minnesota Statutes 414.033 Subd. 2, on September 19, 2023, following thirty (30) days of written notice to the Township of Winsted and to all landowners within and contiguous to the area legally described, to be annexed; and

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

- 1. The City Council hereby determines that the property as hereinafter described is 100% surrounded by municipal limits and is or is about to become urban or suburban.
- 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 Winsted, Minnesota, are hereby extended to include the following described property to wit:

<u>ANNEXATION AREA 1: PARCEL 5 - PID 140100180, PARCEL 6 - 140100250 & PARCEL 7 - 140102100</u>

That part of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Commencing at the northeast corner of said Section 10; thence South 89 degrees 47 minutes 13 seconds West, assumed bearing along the north line of said NE1/4NE1/4 for 215.71 feet to the point of beginning; thence continue South 89 degrees 47 minutes 13 seconds West, along the last described north line for 167.06 feet, more or less, to the point of intersection with the west line of the East 382.76 feet of said NE1/4NE1/4; thence South 00 degrees 38 minutes 26 seconds East, along the last described west line for 495.00 feet; thence North 89 degrees 47 minutes 13 seconds East, parallel with the north line of said NE1/4NE1/4 for 257.77 feet; thence North 00 degrees 38 minutes 26 seconds West for 75.00 feet; thence South 89 degrees 29 minutes 12 seconds West for 91.72 feet; thence North 00 degrees 38 minutes 26 seconds West, parallel with the east line of the Northeast Quarter (NE1/4) of said Section 10 for 421.61 feet to the point of beginning.

That part of the Northeast Quarter of the Northeast Quarter of Section 10, Township 117, Range 27, McLeod County, Minnesota, described as follows: Commencing at the northeast corner of said Section 10; thence on an assumed bearing of South 89 degrees 47 minutes 13 seconds West along the north line of said Northeast Quarter of Section 10 a distance 208.71 feet to the point of beginning of the tract to be described; thence continuing South 89 degrees 47 minutes 13 seconds West along said north line of the Northeast Quarter of Section 10 a distance of 7.00 feet; thence South 00 degrees 38 minutes 26 seconds East parallel to the east line of said Northeast Quarter 421.61 feet; thence North 89 degrees 21 minutes 34 seconds East 215.70 feet to the east line of said Northeast Quarter of Section 10; thence North 00 degrees 38 minutes 26 seconds West along said east line of the Northeast Quarter of Section 10 a distance of 106.94 feet to a point 313.06 feet south of said northeast corner of Section 10 as measured along said east line; thence South 89 degrees 47 minutes 13 seconds West parallel to the north line of said Northeast Quarter 208.71 feet; thence North 00 degrees 38 minutes 26 seconds West parallel to said east line of the Northeast Quarter 313.06 feet to the point of beginning.

This tract contains 0.58 acres of land and is subject to right-of-way in existing Main Avenue and C.S.A.H. No. 1, and any and all easements of record.

AND

That part of the East Ten (10) acres of Northeast Quarter of Northeast Quarter (NE1/4 NE1/4) of Section Ten (10), Township One Hundred Seventeen (117) North, Range Twenty-seven (27) West, described as follows, to-wit: Beginning at a point Four Hundred Twenty (420) feet South and Fifty (50) feet West of the Northeast corner of said Section, Township and Range, and running West seventy-five (75) feet; thence South Seventy-five (75) feet; thence East Seventy-five (75) feet; thence North Seventy-five (75) feet to the place of beginning.

ANNEXATION AREA 2: PARCEL 8 - PID 140102600

Beginning at a point 340 feet South and 240 feet West of the Northeast corner of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117, Range 27, thence West on a line parallel with the North line of said tract to a point 834.8 feet East from the West line of said Southeast Quarter of Northeast Quarter; thence North on a line parallel with the East line of said tract, 170 feet; thence East on a line parallel with the North line of said tract to a point 240 feet West from the East line of said tract; thence South on a line parallel with the East line of said tract 170 feet to the point of beginning.

AND

A strip of land 40 feet in width, being Twenty (20) feet on each side of a center line described as follows: Beginning at a point on the East line of the Southeast Quarter of the Northeast Quarter, Section 10, Township 117, Range 27, 170 feet South from the Northeast corner thereof, thence West on a line parallel with the North line of said tract 220 feet; thence South on a line parallel with the East line of said tract 150 feet to a point there terminating.

AND

All that part of the North Half of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Beginning at a point on the East line of said Southeast Quarter of the Northeast Quarter, 340 feet South from the Northeast corner thereof; thence West on a line parallel with the North line of said southeast Quarter of the Northeast Quarter, 200.00 feet; thence North on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter, 20.00 feet; thence West, on a line parallel with the North line of said Southeast Quarter of the Northeast Quarter, 40.00 feet; thence South on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter of the Northeast Quarter to a point 834.8 feet East from the West line of said Southeast Quarter of the Northeast Quarter; thence South on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter, 32.00 feet; thence East on a line parallel with the North line of said Southeast Quarter of the Northeast Quarter of the Northeast Quarter to the East line of said Southeast Quarter of the Northeast Quarter; thence North on said East line, 32.00 feet to the point of beginning.

ANNEXATION AREA 3: PARCEL 9 - PID 140111300 & PARCEL 10 - 140111200

That part of the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 11, Township 117 North, Range 27 West, described as follows, to-wit: Commencing at a point on the South line of Baker Avenue (formerly Railroad Street), said point lying South of the center of Block 4 of BARRET'S THIRD ADDTION TO WINSTED, said point also being the Northwest corner of that certain tract described in Book 196 of Deeds, Page 153; thence West along the South line of said Baker Avenue, a distance of approximately 198.05 feet to the intersection of Baker Avenue with the Southerly extension of the centerline of Third Street in the City of Winsted; thence Southerly along the Southerly extension of the centerline of Third Street to the Southerly right-of-way line of the former Minneapolis Industrial Railway Company; thence East along the Southerly right-of-way line of the former Minneapolis Industrial Railway Company to a point being the Southwest corner of the tract described in that certain document recorded in Book 196 of Deeds, Page 153; thence North along the west line of the tract described in Book 196 of Deeds, Page 153 to the Northwest corner of the tract described in Book 196 of Deeds, Page 153, being the point of beginning of the tract described herein.

And

That part of the North Half of Southwest Quarter of Section 11, Township 117, Range 27, McLeod County, Minnesota, described as follows: Commencing at a point on the South line of Baker Avenue, (formerly Railroad Street), said point being 75 feet West of the Southerly extension of the West line of First Street in the City of Winsted; thence South 00 degrees 21 minutes 33 seconds West, along the West line of a tract recorded in Book 154 of Deeds, Page 389, a distance of 75 feet to the Southwest corner of said Tract recorded in Book 154 of Deeds, Page 389; thence South 89 degrees 38 minutes 27 seconds East along the South line of said Tract recorded in Book 154 of Deeds, Page 389, a distance of 140 feet; thence South 00 degrees 21 minutes 33 seconds West a distance of 88.79 feet, to the north line of said North Half of the Southwest Quarter, the point of beginning of the land to be described; thence continuing thence South 00 degrees 21 minutes 33 seconds West, a distance of 36.21 feet to the Southerly right of way line of the former Minneapolis Industrial Railway Company; thence North 89 degrees

38 minutes 27 seconds West along said Southerly right of way line a distance of 404.20 feet to a point being 1320 feet West of the East line of the Southwest Quarter of said Section 11; thence North 88 degrees 15 minutes 07 seconds West along said right of way line a distance of 219.47 feet to a point lying South of the center of Block 4 of "BARRETTS THIRD ADDITION TO WINSTED"; thence North a distance of 37.74 feet to said north line of the North Half of the Southwest Quarter; thence easterly along said North line of the North Half of the Southwest Quarter a distance of 623.88 feet to the point of beginning.

The above-described property consists of a total of 6.26 acres more or less. A copy of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries of the City of Winsted is attached hereto as Exhibit A.

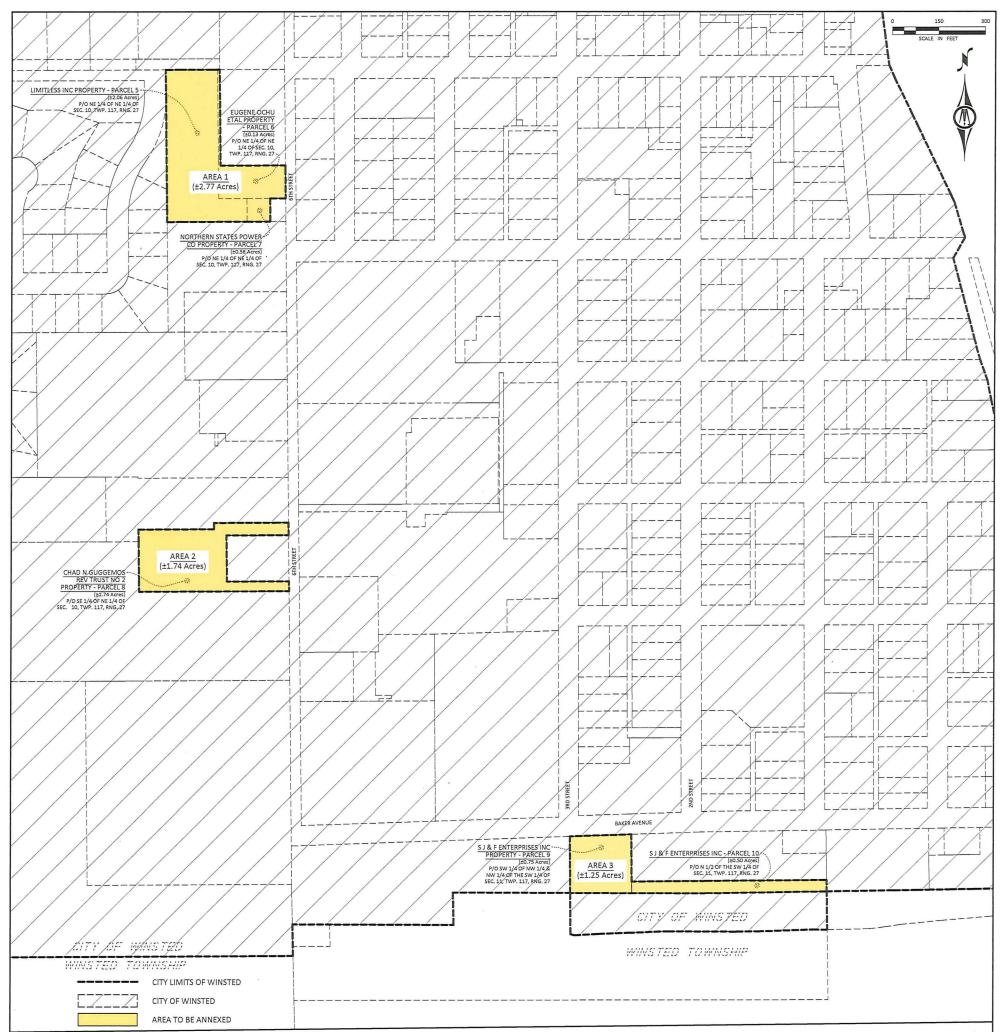
- 4. That the population of the area legally described herein and hereby annexed is 0.
- 5. That pursuant to Minnesota Statutes § 414.036 there are no special assessments assigned by the town to the annexed property.
- 6. That the City Clerk of the City of Winsted is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the McLeod County Auditor, and the Winsted Township Clerk.
- 7. 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 MAYOR AND COUNCIL OF THE CITY OF WINSTED, MINNESOTA, THIS 19th DAY OF SEPTEMBER, 2023.

Steve Stotko, Mayor

Attest:

Raquel Kirchoff, City Clerk-Treasure



LEGAL DESCRIPTIONS (AS PROVIDED - THIS DOES NOT PURPORT TO BE A BOUNDARY SURVEY)

AREA 1 - OVERALL DESCRIPTION FOR PARCELS 5, 6 & 7 (±2.77 Acres)

PARCEL 5 - PiD: 140100180 (±2.06 Acres)

That part of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

That part of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Commending at the northeast corner of said Section 10; thence South 89 degrees 47 minutes 13 seconds West, assumed bearing along the Iast described north line for 167.06 feet, more or less, to the point of intersection with the west line of the East 382,76 feet of Said NE1/4NE1/4 froz 257.77 feet; thence South 00 degrees 38 minutes 26 seconds Sets, along the last described west line for 495.00 feet; thence North 00 degrees 38 minutes 26 seconds West, parallel with the east line of the Northeast Quarter (NE1/4) of said Section 10 for 421.61 feet to the point of beginning.

PARCEL 5 - PID: 140100220 (1d. S8 Acres)

That part of the Northeast Quarter of Section 10, Township 117, Range 27, McLeod County, Minnesota, described as follows: Commencing at the northeast corner of said Section 10; thence on an assumed bearing of South 89 degrees 47 minutes 13 seconds West along the north line of said Northeast Quarter of Section 10 a distance 208.71 feet to the point of beginning of the tract to be described; thence continuing South 89 degrees 47 minutes 13 seconds West along said north line of the Northeast Quarter of Section 10 a distance of 100.94 feet to the east line of said Northeast Quarter 421.61 feet; thence North 89 degrees 21 minutes 34 seconds East 1215.70 feet to the east line of said Northeast Quarter of Section 10 a distance of 106.94 feet to a point 313.06 feet south of said northeast Quarter of Section 10 as measured along said east line; thence South 89 degrees 47 minutes 13 seconds West parallel to the north line of said Northeast Quarter of Section 10 as measured along said east line; thence South 89 degrees 47 minutes 13 seconds West parallel to said east line of the Northeast Quarter 208.71 feet; thence North 00 degrees 38 minutes 26 seconds West parallel to said east line of the Northeast Quarter 313.06 feet to the point of beginning.

This tract contains 0.58 acres of land and is subject to right-of-way in existing Main Avenue and C.S.A.H. No. 1, and any and all easements of record. AND

PARCEL 7 - PID: 140102100 (so.13 Acres)
That part of the East Ten (10) acres of Northeast Quarter (NE1/4 NE1/4) of Section Ten (10), Township One Hundred Seventeen (117) North, Range Twenty-seven (27) West, described as follows, to-wit: Beginning at a point Four Hundred Twenty (420) feet South and Fifty (50) feet West of the Northeast corner of said Section, Township and Range, and running West and the Company of the Compa

AESA 2 - PARCEL 8 - PID: 130102600 (±1.74 Acres) Beginning at a point 340 feet South and 240 feet West of the Northeast corner of the Southeast Quarter of Section 10, Township 117, Range 27, thence West on a line parallel with the North line of said tract to a point 834.8 feet East from the West line of said tract. Thence Save in a line parallel with the North line of said tract to a point 240 feet West from the East line of said tract. To feet to the point of beginning.

AND A strip of land 40 feet in width, being Twenty (20) feet on each side of a center line described as follows: Beginning at a point on the East line of the Southeast Quarter of the Northeast Quarter, Section 10, Township 117, Range 27, 170 feet South from the Northeast corner thereof, thence West on a line parallel with the North line of said tract 220 feet; thence South on a line parallel with the East line of said tract 150 feet to a point there terminating.

AND

All that part of the North Half of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows: Beginning at a point on the East line of said Southeast Quarter of the Northeast Quarter, 340 feet South from the Northeast Quarter, of the Northeast Quarter, 20.00 feet; thence West, on a line parallel with the North line of said Southeast Quarter of the Northeast Quarter, 20.00 feet; thence West on a line parallel with the North line of said Southeast Quarter, 20.00 feet; thence West on a line parallel with the Southeast Quarter of the Northeast Quarter, 20.00 feet; thence West on a line parallel with the North line of said Southeast Quarter of the Northeast Quar

AREA 3 - OVERALL DESCRIPTION FOR PARCELS 9 & 10 (±1.25 Acres) PARCEL 9 - PID 140111300 (±0.75 Acres)
That part of the Southwest Quarter of the City of Winsted; thence Southwest Quarter of Section 11, Township 117 North, Range 27 West, described as follows, to-wit Commencing at a point on the Southwert Quarter of the Southwest Quarter of the City of Winsted; thence Southwest Quarter of the City of Winsted; thence Southwest Quarter of Section 11, Township 117 North, Range 27 West, described as follows, to-wit Commencing at a point on the Southwest Quarter of the City of Winsted; thence Southwest Quarter of the City of Winsted; thence Southwest Quarter of Section 11, Township 117 North, Range 27 West, described in Book 196 of Deeds, Page 153; thence West along the Southwest Quarter of the City of Winsted; thence Southwest Quarter of the City of Winsted; thence Southwest Quarter of Section 11, Township 117 North, Range 27 West, described in Book 196 of Deeds, Page 153; thence West along the Southwest Quarter of the City of Winsted; thence Southwest Quarter of the City of Winsted; then

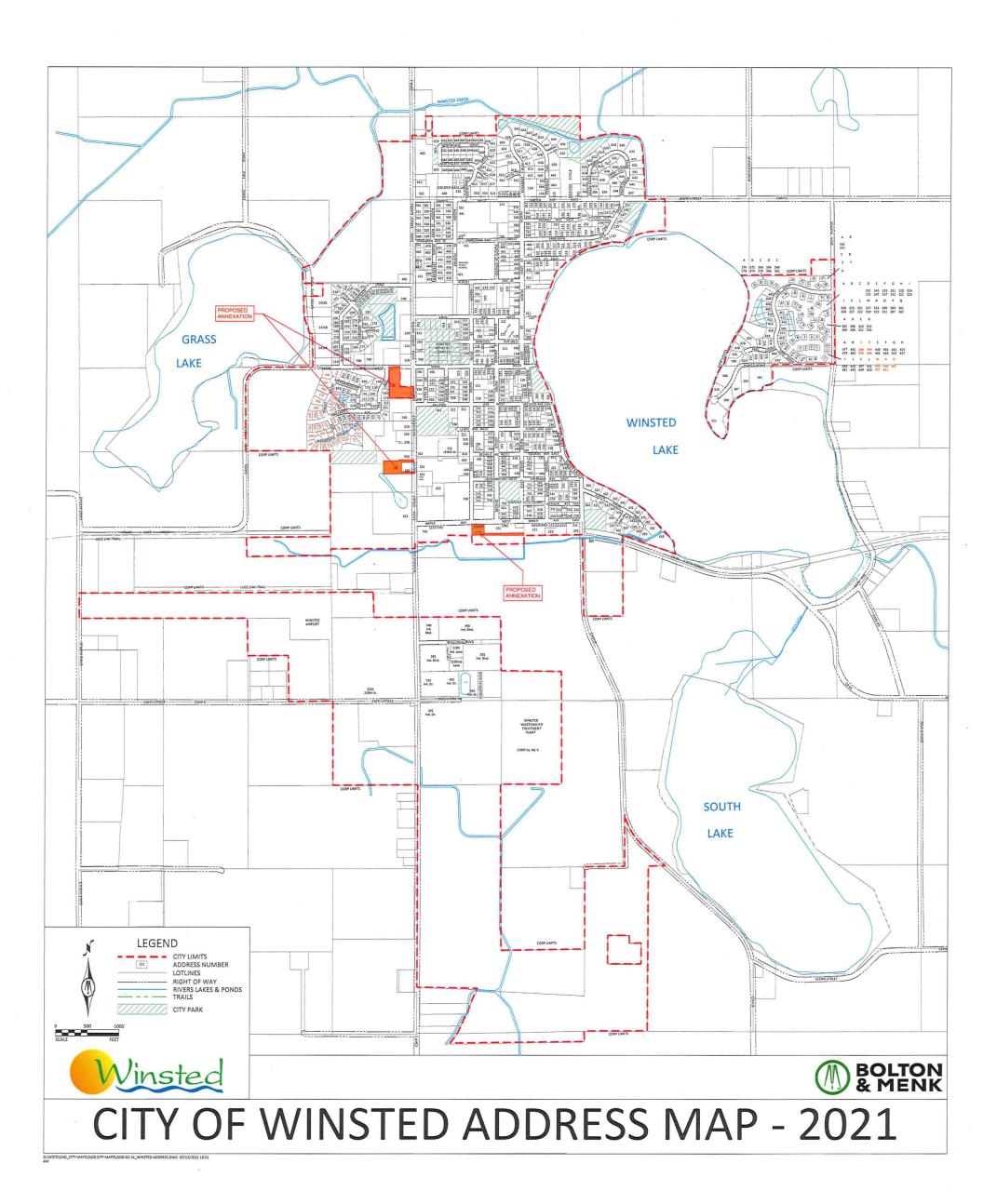
PARCEL 10 - PIO 140111200 [±0.50 Acres]
(Based on Contract for Deed Doc. No. 204815, which describes a larger parcel for the original purchase)
(Based on Contract for Deed Doc. No. 204815, which describes a larger parcel for the original purchase)
(That part of the North Half of Southwest Quarter of Section 11, Township 117, Tange 27, MeLead County, Minnesota, described as follows: Commencing at a point on the South line of Baker Avenue, (formerly Railroad Street), said point being 75 feet West of the Southwest Journal of Section 11, Township 117, Tange 27, MeLead County, Minnesota, described as follows: Commencing at a point on the South line of Saker Avenue, (formerly Railroad Street), said point being 75 feet West of the Southwest Journal of Section 11, Township 117, Tange 27, MeLead County, Minnesota, described as follows: Commencing at a point on the South line of Saker Avenue, (formerly Railroad Street), said point being 75 feet West of the Sat distance of 140 feet; thence South 00 degrees 21 minutes 33 seconds West, a long the West of Saker Avenue, (formerly Railroad Street), said point being 75 feet West of the Sat distance of 140 feet; thence South 00 degrees 22 minutes 33 seconds West, a distance of 180 feet of Saker Avenue, (formerly Railroad Street), said point being 75 feet West of the Sat distance of 140 feet; thence South 00 degrees 22 minutes 33 seconds West, a distance of 180 feet of Southwest Quarter (saker to the Southwest Quarter) and the Southwest Quarter of Saker and the Southwest Quarter of Saker and Saker a

ANNEXATION EXHIBIT WINSTED, MCLEOD COUNTY, MINNESOTA **BOLTON** & MENK

2638 SHADOW LANE SUITE 200 CHASKA, MN 55318 (952) 448-8838

NOT FOR CONSTRUCTION

FOR: CITY OF WINSTED





CITY OF WINSTED ORDINANCE NO. O-24-01

AN ORDINANCE OF THE CITY OF WINSTED, MINNESOTA, AMENDING ORDINANCE O-23-05 TO ADD LANGUAGE REGARDING LAND ALREADY WITHIN THE CITY IN ANNEXATION AREA 1, TO REMOVE LANGUAGE IN ANNEXATION AREA 2, AND TO REMOVE AREA 3.

THE CITY COUNCIL OF THE CITY OF WINSTED DO ORDAIN:

Annexation Area 1 of Ordinance O-23-05 is hereby amended to read as follows:

ANNEXATION AREA 1: PARCEL 5 – PID 140100180, PARCEL 6 – 140100250 & PARCEL 7 – 140102100 except land already within the city.

That part of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Commencing at the northeast corner of said Section 10; thence South 89 degrees 47 minutes 13 seconds West, assumed bearing along the north line of said NE1/4NE1/4 for 215.71 feet to the point of beginning; thence continue South 89 degrees 47 minutes 13 seconds West, along the last described north line for 167.06 feet, more or less, to the point of intersection with the west line of the East 382.76 feet of said NE1/4NE1/4; thence South 00 degrees 38 minutes 26 seconds East, along the last described west line for 495.00 feet; thence North 89 degrees 47 minutes 13 seconds East, parallel with the north line of said NE1/4NE1/4 for 257.77 feet; thence North 00 degrees 38 minutes 26 seconds West for 75.00 feet; thence South 89 degrees 29 minutes 12 seconds West for 91.72 feet; thence North 00 degrees 38 minutes 26 seconds West, parallel with the east line of the Northeast Quarter (NE1/4) of said Section 10 for 421.61 feet to the point of beginning.

And

That part of the Northeast Quarter of the Northeast Quarter of Section 10, Township 117, Range 27, McLeod County, Minnesota, described as follows: Commencing at the northeast corner of said Section 10; thence on an assumed bearing of South 89 degrees 47 minutes 13 seconds West along the north line of said Northeast Quarter of Section 10 a distance 208.71 feet to the point of beginning of the tract to be described; thence continuing South 89 degrees 47 minutes 13 seconds West along said north line of the Northeast Quarter of Section 10 a distance of 7.00 feet; thence South 00 degrees 38 minutes 26 seconds East parallel to the east line of said Northeast Quarter 421.61 feet; thence North 89 degrees 21 minutes 34 seconds East 215.70 feet to the east line of said Northeast Quarter of Section 10; thence North 00 degrees 38 minutes 26 seconds West along said east line of the Northeast Quarter of Section 10 a distance of 106.94 feet to a point 313.06 feet south of said northeast corner of Section 10 as measured along said east line; thence South 89 degrees 47 minutes 13 seconds West parallel to the north line of said Northeast Quarter 208.71 feet; thence North 00 degrees 38 minutes 26 seconds West parallel to said east line of the Northeast Quarter 313.06 feet to the point of beginning.

This tract contains 0.58 acres of land and is subject to right-of-way in existing Main Avenue and C.S.A.H. No. 1, and any and all easements of record.

AND

That part of the East Ten (10) acres of Northeast Quarter of Northeast Quarter (NE1/4 NE1/4) of Section Ten (10), Township One Hundred Seventeen (117) North, Range Twenty-seven (27) West, described as follows, to-wit: Beginning at a point Four Hundred Twenty (420) feet South and Fifty (50) feet West of the Northeast corner of said Section, Township and Range, and running West seventy-five (75) feet; thence South Seventy-five (75) feet; thence East Seventy-five (75) feet; thence North Seventy-five (75) feet to the place of beginning.

Annexation Area 2 of Ordinance O-23-05 is hereby amended to read as follows:

ANNEXATION AREA 2: PARCEL 8 – PID 140102600

Beginning at a point 340 feet South and 240 feet West of the Northeast corner of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117, Range 27, thence West on a line parallel with the North line of said tract to a point 834.8 feet East from the West line of said Southeast Quarter of Northeast Quarter; thence North on a line parallel with the East line of said tract, 170 feet; thence East on a line parallel with the North line of said tract to a point 240 feet West from the East line of said tract; thence South on a line parallel with the East line of said tract 170 feet to the point of beginning.

AND

All that part of the North Half of the Southeast Quarter of the Northeast Quarter of Section 10, Township 117 North, Range 27 West, McLeod County, Minnesota, described as follows:

Beginning at a point on the East line of said Southeast Quarter of the Northeast Quarter, 340 feet South from the Northeast corner thereof; thence West on a line parallel with the North line of said southeast Quarter of the Northeast Quarter, 200.00 feet; thence North on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter, 20.00 feet; thence West, on a line parallel with the North line of said Southeast Quarter of the Northeast Quarter, 40.00 feet; thence South on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter of the Northeast Quarter to a point 834.8 feet East from the West line of said Southeast Quarter of the Northeast Quarter; thence South on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter; thence South on a line parallel with the East line of said Southeast Quarter of the Northeast Quarter, 32.00 feet; thence East on a line parallel with the North line of said Southeast Quarter of the Northeast Quarter of the East line of said Southeast Quarter of the Northeast Quarter; thence North on said East line, 32.00 feet to the point of beginning.

Annexation Area 3 of Ordinance O-23-05 is hereby removed and no longer included within O-23-05:

The above-described properties consist of a total of 3.36 acres more or less, as amended. A copy of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries of the City of Winsted is attached hereto as Exhibit A.

The remainder of Ordinance O-23-05 remains in effect and is not affected by this Ordinance.

EFFECTIVE DATE. This ordinance shall become effective upon the date of its publication.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF WINSTED, MINNESOTA, THIS 19^{th} DAY OF MARCH, 2024.

Steve Stotko, Mayor

Attest:

Raquel Kirchoff, City Clerk-Treasurer

Exhibit A

