

ORDINANCE NO. 2018-4

AN ORDINANCE OF THE CITY OF BUFFALO, MINNESOTA ANNEXING LAND LOCATED IN BUFFALO TOWNSHIP, WRIGHT COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033, SUBD. 3 PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, the area proposed for annexation is legally described in Exhibit A hereto (the "Property"). Said Property is 60% or more bordered by the City of Buffalo and less than 40 acres.

WHEREAS, the owners of the Property are as follows:

Tract:

Property: 220 State Highway 25 NE, PID: 202000323300 (14.97 acres)

Owner: Zion Evangelical Lutheran Church

Property: XXX State Highway 25 NE, PID: 202000323302 (15.06 acres)

Owner: Andrew J. & Sherilyn Burgdorf

Property: XXX State Highway 25 NE, PID: 202000323301 (3.58 acres)

Owner: MN Department of Transportation

Total acreage: 33.61 acres.

WHEREAS, the Property proposed for annexation is not presently within the corporate limits of any incorporated city. The Property is located in Buffalo Township.

WHEREAS, the City is authorized to annex by ordinance such areas of land that are 60 percent or more bordered by the municipality and less than 40 acres in size following service of notice of intent to annex upon the town board and the chief administrative law judge;

WHEREAS, the Property is unincorporated and abuts the corporate limits of the City of Buffalo, Minnesota, on the City's south side;

WHEREAS, the Property is not appropriate for annexation by ordinance pursuant to Minn. Stat. § 414.033, Subd. 2(3);

WHEREAS, the Property is not included in any area that has already been designated for orderly annexation pursuant to § 414.0325, nor in any other proceeding currently pending before the Office of Administrative Hearings –

Municipal Boundary Adjustment Unit; and

WHEREAS, the City gave notice of intent to annex by ordinance to the Town of Buffalo and the Chief Administrative Law Judge on or about January 12, 2018 and to the City's knowledge, no objections have been filed;

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

1. The City Council hereby determines that the Property as hereinafter described is 60% surrounded by land within the municipal limits of the City of Buffalo and is therefore urban or suburban in character or about to become so.
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 Buffalo, Minnesota, are hereby extended to include the Property described in Exhibit A attached hereto and incorporated herein by reference.

The Property consists of a total of 33.61 acres, more or less. A copy of the corporate boundary map showing the Property to be annexed and its relationship to the corporate boundaries is attached hereto as Exhibit B.

4. That the population of the area legally described and hereby annexed is 0.
5. The Township share of the 2018 property taxes for the Property were in the amount of \$397.32. The City of Buffalo, pursuant to Minnesota Statutes § 414.036, with respect to the property taxes payable on the Property legally described herein, hereby annexed, shall make a cash payment to Buffalo Township in accordance with the following schedule:

\$794.64 due and payable in 2 equal annual installments to Buffalo Township on or before December 31 of each year 2019 and 2020.

6. That pursuant to Minnesota Statutes § 414.036 there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.
7. That the City Administrator of the City of Buffalo 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 Wright County Auditor, and the Buffalo 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 majority vote of the Buffalo City Council this 21st day of May, 2018.


By: Teri Lachermeier, Its Mayor

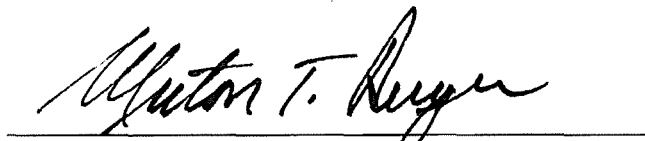

Merton T. Auger, Its City Administrator

EXHIBIT A

202000323300 (Zion Evangelical Lutheran Church)

THAT PART OF THE NORTH 656.65 FEET OF GOVERNMENT LOT 1, SECTION 32, TOWNSHIP 120, RANGE 25, WRIGHT COUNTY, MINNESOTA, THAT LIES EASTERLY OF A LINE RUNNING PARALLEL WITH AND 75.00 FEET EASTERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT ON THE NORTH LINE OF SECTION 32 A DISTANCE OF 35.80 FEET EAST OF THE NORTHWEST CORNER; THENCE RUNNING SOUTHERLY TO A POINT ON THE EAST AND WEST QUARTER LINE OF SECTION 32 A DISTANCE OF 47.30 FEET EAST OF THE WEST QUARTER CORNER; THENCE CONTINUING SOUTHERLY ALONG THE LAST DESCRIBED COURSE A DISTANCE OF 2800.00 FEET AND THERE TERMINATING.

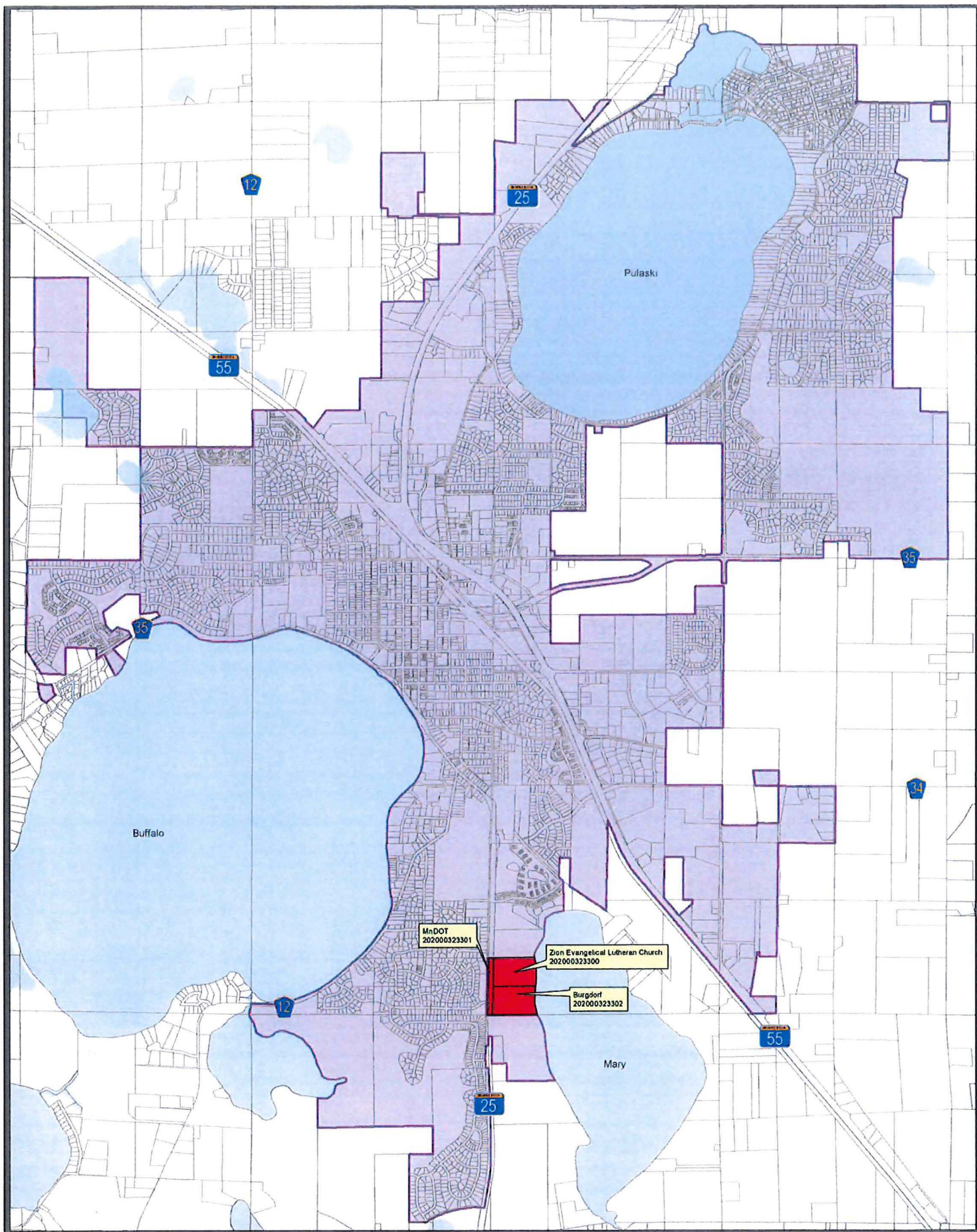
202000323302 (Burgdorf)

THAT PART OF GOVERNMENT LOT 1, SECTION 32, TOWNSHIP 120, RANGE 25, WRIGHT COUNTY, MINNESOTA, THAT LIES SOUTH OF THE NORTH 656.65 FEET THEREOF AND EASTERLY OF A LINE RUNNING PARALLEL WITH AND 75.00 FEET EASTERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT ON THE NORTH LINE OF SECTION 32 A DISTANCE OF 35.80 FEET EAST OF THE NORTHWEST CORNER; THENCE RUNNING SOUTHERLY TO A POINT ON THE EAST AND WEST QUARTER LINE OF SECTION 32 A DISTANCE OF 47.30 FEET EAST OF THE WEST QUARTER CORNER; THENCE CONTINUING SOUTHERLY ALONG THE LAST DESCRIBED COURSE A DISTANCE OF 2800.00 FEET AND THERE TERMINATING.

202000323301 (MNDOT)

THAT PART OF GOVERNMENT LOT 1, SECTION 32, TOWNSHIP 120, RANGE 25, WRIGHT COUNTY, MINNESOTA WHICH LIES WESTERLY OF A LINE RUNNING PARALLEL WITH AND 75 FEET EASTERLY OF THE FOLLOWING DESCRIBED LINE: BEGINNING AT A POINT ON THE NORTH LINE OF SECTION 32 A DISTANCE OF 35.8 FEET EAST OF NORTHWEST CORNER; THENCE RUNNING SOUTHERLY TO A POINT ON THE EAST AND WEST 1/4 LINE OF SECTION 32 A DISTANCE OF 47.3FT EAST OF WEST 1/4 CORNER THENCE CONTINUING SOUTHERLY ALONG THE LAST DESCRIBED COURSE 2800 FEET AND THERE TERMINATING.

EXHIBIT B
MAP



**BUFFALO TOWNSHIP PARCELS/
BUFFALO CORPORATE LIMITS
EXHIBIT B**



- Subject Parcels
- Parcels
- City of Buffalo Corporate Limits

GIS data is data generated by a computer database or system that is designed to electronically capture, organize, store, update, manipulate, analyze, and display all forms of geographically referenced information that is compiled from private or public sources, either alone or in cooperation with other public or private entities, for use by a municipality. GIS data is accurate for its intended use by a municipality and may be inaccurate for other uses.

April 15,
2018

RESOURCES:

COORDINATOR: BRYAN
SAR 1123 PAVAN
MAY 2018
DATA SOURCE:
MILWAUKEE COUNTY
CITY OF BUFFALO ENGINEERING

