

ORDINANCE NO. 158, THIRD SERIES

An Ordinance Extending the Corporate Limits of the City of Luverne to Include Certain Land Abutting the City of Luverne

WHEREAS, all property owners have filed a petition requesting the annexation to the City of Luverne of that certain real estate located within the County of Rock, State of Minnesota, described as follows, to wit:

That part of the Southwest Quarter (SW 1/4) of Section Ten (10), in Township One Hundred Two (102) North, of Range Forty-Five (45) West of the 5th P.M. lying South of the right-of-way line of the Chicago, Northwestern Railroad, except the tract described as follows: Commencing at a point where the North/South quarter line of Section Ten (10) (also being the center line of a township road) intersects the South right-of-way line of the Chicago, Northwestern Railroad; thence South 0° 0'0" East (assumed bearing) along the North/South quarter line of Section Ten (10) a distance of 42.47 feet to the point of beginning; thence South 62° 53'30" West along a line Southerly and parallel to the South right-of-way line of the Chicago, Northwestern Railroad a distance of 309.89 feet; thence South 0° 0'0" East (assumed bearing), along a line parallel to the North/South quarter line 256.71 feet; thence North 90° 0'0" East 275.85 feet to the North/South quarter line of Section Ten (10); thence North 0° 0'0" (assumed bearing) along the North/South quarter line of Section Ten (10) a distance of 397.92 feet to the point of beginning, subject to highway and utility easements of record, containing approximately 48.5 acres

and

WHEREAS, the property is unincorporated, abuts the limits of the City of Luverne, is not included within any other municipality, is not included in any boundary adjustment proceeding pending before the Minnesota Municipal Board, is included in an area that has been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, is consistent with said Orderly Annexation Agreement, has a population of 0, and is approximately 48.5 acres in size.

NOW, THEREFORE, THE CITY COUNCIL OF LUVERNE, MINNESOTA DOES HEREBY ORDAIN:

Section 1. The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is sixty (60) acres or less, that the property is included in an area designated for orderly annexation pursuant to Minnesota Statutes 414.0325, is consistent with the provisions of said Orderly Annexation Agreement, that the municipality has received a properly prepared Petition for Annexation from all of the owners of the property, and that the Petition complies with all of the provision of Minnesota Statute 414.033, Subd. 2 (3).

Sec. 2. The property is urban in nature or about to become so.

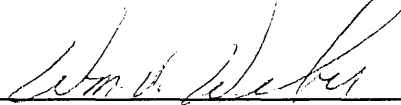
Sec. 3. The corporate limits of the City of Luverne are hereby extended to include the property and the same is hereby annexed to and included within the City of Luverne as if the property had originally been part thereof.

Sec. 4. The City Clerk is directed to file certified copies of this ordinance with the Minnesota Municipal Board, Luverne Township, the Rock County Auditor, and the Minnesota Secretary of State.


Sec. 5. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Sec. 4 and approval of the Ordinance by the Minnesota Municipal Board.

Sec. 6. That for purposes of zoning and in particular Luverne City Code, Chapter 11, and notwithstanding any provisions to the contrary contained therein, the property annexed by this ordinance shall be zoned as "I-2 General Industry District."

ADOPTED BY THE CITY COUNCIL, CITY OF LUVERNE, MINNESOTA, this 14th day of March, 1994.



William V. Weber, Mayor

ATTEST: 

Douglas F. Bunkers, City Administrator

Introduced: March 14, 1994

Passed: March 14, 1994

Published: March 17, 1994

Municipal Board Passage: _____

Effective: _____

REC'D. BY MAR 16 1994
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