

REC'D. BY
MMR JUL 12 1996

ORDINANCE NO. 203
AN ORDINANCE EXTENDING
THE CORPORATE LIMITS OF THE CITY OF LAKE CITY
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 3

THE CITY OF LAKE CITY DOES ORDAIN:

WHEREAS, certain Petitions dated October 19, 1995, October 23, 1995 and November 3, 1995, requesting annexation of the territory hereinafter described, were duly presented to the City Council of the City of Lake City, the originals of which were filed with the Municipal Board of the State of Minnesota on January 26, 1996 and February 5, 1996; and

WHEREAS, the area proposed for annexation in the above referred to Petitions lies entirely within the Township of Florence, County of Goodhue, State of Minnesota and is described as follows:

That part of the E-1/2 of the SE-1/4 of Section 31 and that part of the SW-1/4 of the SW-1/4 of Section 32, all in Township 112 N, Range 12 W, Goodhue County, MN, also being part of Lots 9, 22, 23, 24, 25, 26 and 27, of the AUDITOR'S SUBDIVISION OF CENTRAL POINT, according to the plat thereof filed in the Goodhue County Recorder's Office, described as follows:

Commencing at the SW corner of the SE-1/4 of the SE-1/4 of said Section 31; thence on an assumed bearing of N 89 deg. 17'58"E, along the S line of the SE-1/4 of the SE-1/4 of said Section 31, a distance of 200 ft., more or less, to the centerline of Gilbert Creek, being the point of beginning of the land to be described; thence Ely, NEly, NWly and Nly, along said centerline of Gilbert Creek to the intersection with a line parallel with and distant 50.00 ft. Nly from the centerline of County Road No. 5, as measured at a right angle to said centerline; thence Ely parallel with the centerline of said County Road No. 5, to the SWly right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence SEly, along said SWly railroad right-of-way line to the S line of the SW-1/4 of the SW-1/4 of said Section 32; thence Wly, along said S line, to the SE corner of said Section 31; thence S 89 deg. 17'58" W, along the S line of the SE-1/4 of said Section 31, to the point of beginning; and

WHEREAS, the perimeter of the area proposed for annexation as above described, by the City of Lake City, is 60% or more bordered by the City; and

WHEREAS, the area proposed to be annexed as hereinbefore described, is approximately 37 acres in size; and

WHEREAS, the area proposed to be annexed as above described, is currently unplatted, but is in the process of being platted, and is about to become urban or suburban in character; and

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WHEREAS, a Notice of Intent to Annex the property aforescribed was served on the Goodhue County, MN Auditor and the Florence Township Clerk, by placing a copy of the Petition for Annexation of Lands and a copy of a cover letter to the State of Minnesota Municipal Board dated January 26, 1996, in the U.S. Mails on the 26th day of January 1996, a copy of a Certificate of Service thereof being dated February 5, 1996 and having been filed with the State of Minnesota Municipal Board on the 5th day of February, 1996; and

WHEREAS, the Township of Florence has not filed any objections to the aforescribed Petitions for Annexation with the City of Lake City or the State of Minnesota Municipal Board; and

WHEREAS, the 90 days provided for the Township of Florence to serve objections with the Minnesota Municipal Board to the Petition for Annexation has now expired; and

WHEREAS, the area proposed for annexation is not appropriate for annexation by Ordinance under Subdivision 2, Clause (3) of M.S. 414.033.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LAKE CITY, MN ORDAINS:

Section (1) The City Council determines:

- (1) The perimeter of the area to be annexed by the City is 60% or more bordered by the City of Lake City;
- (2) The area proposed to be annexed is approximately 37 acres in size;
- (3) The City served a Notice of Intent to Annex the property hereinbefore described on Florence Township and the State of Minnesota Municipal Board by placing copies of the Petitions for Annexation in the U.S. Mail on January 26, 1996;
- (4) The area proposed for annexation is not appropriate for annexation by Ordinance under Subdivision 2, Clause (3) of M.S. 414.033;
- (5) That the Florence Town Board has not filed objections to the Petitions for Annexation with the State of Minnesota Municipal Board or the City of Lake City and further, that the 90 days for the filing of said objections has expired.

Section (2) That the population of the territory proposed for annexation is zero.

Section (3) That the territory proposed for annexation is not included within the corporate limits of any incorporated City nor does the same abut the boundaries of any incorporated City other than the City of Lake City, MN.

Section (4) That the corporate limits of the City of Lake City, MN are hereby extended to include the unplatted lands described as follows, and the same are hereby extended to and included within the City of Lake City, MN as effectively as if they had originally been a part thereof:

That part of the E-1/2 of the SE-1/4 of Section 31 and that part of the SW-1/4 of the SW-1/4 of Section 32, all in Township 112 N, Range 12 W, Goodhue County, MN, also being part of Lots 9, 22, 23, 24, 25, 26 and 27, of the AUDITOR'S SUBDIVISION OF CENTRAL POINT, according to the plat thereof filed in the Goodhue County Recorder's Office, described as follows:

Commencing at the SW corner of the SE-1/4 of the SE-1/4 of said Section 31; thence on an assumed bearing of N 89 deg. 17'58"E, along the S line of the SE-1/4 of the SE-1/4 of said Section 31, a distance of 200 ft., more or less, to the centerline of Gilbert Creek, being the point of beginning of the land to be described; thence Ely, NEly, NWly and Nly, along said centerline of Gilbert Creek to the intersection with a line parallel with and distant 50.00 ft. Nly from the centerline of County Road No. 5, as measured at a right angle to said centerline; thence Ely parallel with the centerline of said County Road No. 5, to the SWly right-of-way line of the Chicago, Milwaukee, St. Paul and Pacific Railroad; thence SEly, along said SWly railroad right-of-way line to the S line of the SW-1/4 of the SW-1/4 of said Section 32; thence Wly, along said S line, to the SE corner of said Section 31; thence S 89 deg. 17'58" W, along the S line of the SE-1/4 of said Section 31, to the point of beginning; and

Section (5) That the City Clerk/Finance Director is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Board, the Goodhue County Auditor, the Clerk of the Township of Florence, the Secretary of State of the State of Minnesota, and the County Recorder of the County of Goodhue, MN.

Section (6) This Ordinance takes effect upon its passage and publication and the filing of the certified copies as heretofore directed in Section (5) and the approval of this Ordinance by the Minnesota Municipal Board.

Introduced by the City Council this 25th day of June, 1996.
Adopted by the City Council this 9th day of July, 1996.



Willard Bremer, Mayor

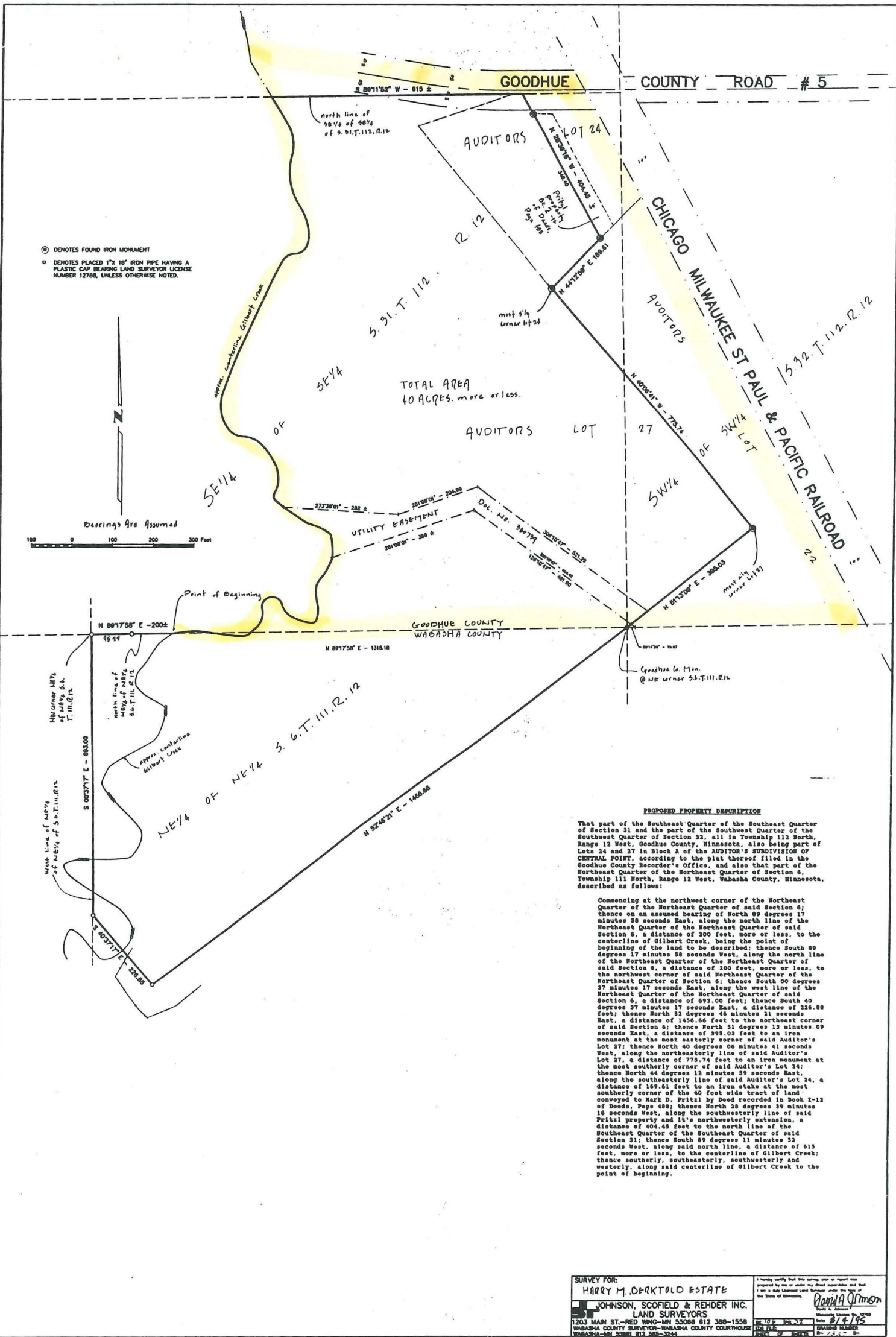
ATTEST:



Bruce Schumacher, Clerk/Finance Director

Published in the Lake City Graphic the 27th day of June, 1996.
Published in the Lake City Graphic the 11th day of July, 1996.

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⊙ DENOTES FOUND IRON MONUMENT
○ DENOTES PLACED 1" X 1/8" IRON PIPE HAVING A PLASTIC CAP BEARING LAND SURVEYOR LICENSE NUMBER 12788, UNLESS OTHERWISE NOTED.

Bearings Are Assumed

0 100 200 300 Feet

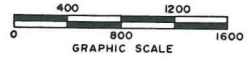
PROPOSED PROPERTY DESCRIPTION

That part of the Southeast Quarter of the Southeast Quarter of Section 31 and the part of the Southwest Quarter of the Southwest Quarter of Section 32, all in Township 112 North, Range 12 West, Goodhue County, Minnesota, also being part of Lots 24 and 27 in Block A of the AUDITOR'S SUBDIVISION OF CENTRAL POINT according to the plat thereof filed in the Goodhue County Recorder's Office, and also that part of the Northeast Quarter of the Northeast Quarter of Section 6, Township 111 North, Range 12 West, Wabasha County, Minnesota, described as follows:

Commencing at the northwest corner of the Northeast Quarter of the Northeast Quarter of said Section 6; thence on an assumed bearing of North 89 degrees 17 minutes 38 seconds East, along the north line of the Northeast Quarter of the Northeast Quarter of said Section 6, a distance of 200 feet, more or less, to the centerline of Gilbert Creek, being the point of beginning of the land to be described; thence South 89 degrees 17 minutes 38 seconds West, along the north line of the Northeast Quarter of the Northeast Quarter of said Section 6, a distance of 200 feet, more or less, to the northeast corner of said Northeast Quarter of the Northeast Quarter of Section 6; thence South 00 degrees 37 minutes 17 seconds East, along the west line of the Northeast Quarter of the Northeast Quarter of said Section 6, a distance of 893.00 feet; thence South 40 degrees 37 minutes 17 seconds East, a distance of 226.08 feet; thence North 33 degrees 46 minutes 31 seconds East, a distance of 1436.66 feet to the northeast corner of said Section 6; thence North 31 degrees 13 minutes 09 seconds East, a distance of 395.03 feet to an iron monument at the most easterly corner of said Auditor's Lot 27; thence North 40 degrees 06 minutes 41 seconds West, along the northeasterly line of said Auditor's Lot 27, a distance of 775.74 feet to an iron monument at the most southerly corner of said Auditor's Lot 24; thence North 44 degrees 12 minutes 39 seconds East, along the southeasterly line of said Auditor's Lot 24, a distance of 169.61 feet to an iron stake at the most southerly corner of the 40 foot wide tract of land conveyed to Mark D. Pritzel by Deed recorded in Book 2-12 of Deeds, Page 498; thence North 28 degrees 39 minutes 18 seconds West, along the southwesterly line of said Pritzel property and its northeasterly extension, a distance of 404.45 feet to the north line of the Southeast Quarter of the Southeast Quarter of said Section 31; thence South 89 degrees 11 minutes 32 seconds West, along said north line, a distance of 615 feet, more or less, to the centerline of Gilbert Creek; thence southerly, southeasterly, southwesterly and westerly, along said centerline of Gilbert Creek to the point of beginning.

<p>SURVEY FOR: HARRY M. DEKRTOLD ESTATE</p>		<p>I hereby certify that this survey, map or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.</p>
<p>JOHNSON, SCOFIELD & REHDER INC. LAND SURVEYORS 1203 MAIN ST. - RED WING, MN 55069 612 388-1558 WABASHA COUNTY SURVEYOR - WABASHA COUNTY COURTHOUSE WABASHA - MN 55981 612 845-3144</p>		<p><i>David A. Johnson</i> Surveyor Date: 1/24/95 Book: _____ Page: _____</p>

RECEIVED BY JAN 29 1996
M M R



LEGEND
VACATED STREET

