

REC'D. BY
M/18 AUG 05 1999

CITY OF FOLEY
COUNTY OF BENTON
STATE OF MINNESOTA

ORDINANCE NUMBER 291

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF FOLEY TO INCLUDE CERTAIN UNINCORPORATED LAND
NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON CITY LIMITS

WHEREAS, a certain petition by Independent School District #0051, dated May 4, 1999, and presented to the Foley Planning Commission on June 14, 1999, and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is less than two hundred (200) acres in area, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the petition was signed by all the owners; and

WHEREAS, the land described in the petition abuts upon the city limits; therefore:

THE COUNCIL OF THE CITY OF FOLEY, MINNESOTA ORDAINS:

Section 1. That the City Council hereby determines that the annexation will be in the best interest of the City and territory affected; (2) that the territory described herein abuts upon the City limits and is urban in character; and (3) that none of said territory is not included within the limits of any city, village or borough.

Section 2. Territory Annexed. The corporate limits of the City of Foley is hereby extended to include land described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part hereof:

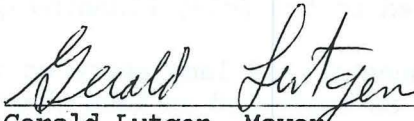
That part of the East Half of Section Twenty-six (26), Township Thirty-seven (37) North, Range Twenty-nine (29) West, Fourth Principal Meridian, Benton County, Minnesota described as follows: Commencing at the southeast corner of the Northeast Quarter of said Section 26 (east quarter corner), said corner being on the as-traveled centerline of Penn Street, formerly County Road Number 43; thence South 87 degrees 59 minutes 18 seconds West, assumed bearing, along said centerline, a distance of 239.42 feet to the southerly extension of the west line of the East 239.25 feet of the Northeast Quarter of said Section 26; thence North 00 degrees 10 minutes 24 seconds East, along said west line of the East 239.25 feet and its southerly extension, a distance of 367.02 feet to the northwest corner of the South 363.00 feet of the East 239.25 feet of the said Northeast Quarter; thence North 88 degrees 55 minutes 55 seconds East, along the north line of the South 363.00 feet, a distance of 239.31 feet to the east line of the said Northeast Quarter; thence North 00 degrees 10 minutes 24 seconds East, along said east line, a distance of 797.23 feet to the actual point of beginning; thence South 87 degrees 59 minutes 18 seconds West, parallel with the centerline of Penn Street, a distance of 2,627.99 feet to the west line of the said Northeast Quarter; thence North 00 degrees 09 minutes 07 seconds East, along said west line, a distance of 498.00 feet; thence North 87 degrees 59 minutes 18 seconds East a distance of 2,628.17 feet to the east line of the said Northeast Quarter; thence South 00 degrees 10 minutes 24 seconds West, along said east line, a distance of 498.01 feet to the point of beginning. Subject to easements of record.

Section 3. Zoning. The annexed territory shall be zoned "A-1" Agricultural District, according to Ordinance No. 167, Section 7, Subdivision 2, which provides that all land which may hereafter become a part of the City of Foley through annexation shall be automatically classified in the "A-1" Agricultural District until otherwise changed by amendment procedure.

Section 4. Filing. The City Clerk is hereby directed to file a certified copy of this Ordinance with the Municipal Board, the Secretary of State, the County Auditor and Gilmanton Township.

Section 5. Effective Date. This Ordinance takes effect upon its passage and publication and filing of certified copies as directed in Section 4.

PASSED AND ADOPTED by unanimous vote of the Foley City Council, this 20th day of July, 1999.


Gerald Lutgen, Mayor

ATTEST:


Richard Zimmer, Clerk

REC'D. BY
MMB

