

ORDINANCE NO. 00-01

AN ORDINANCE EXTENDING THE CORPORATE LIMITS  
OF THE CITY OF WAVERLY  
TO INCLUDE CERTAIN UNINCORPORATED LAND  
ABUTTING THE CITY LIMITS

WHEREAS, on March 6, 2000, the City of Waverly received notice that the Petitioner intended to petition for annexation of the following legally described property; and,

WHEREAS, the City notified the Petitioner of Utility Rate Changes Due to the Petition for Annexation on or about March 22, 2000 and within 30 days of receiving the Petition; and,

WHEREAS, a Petition requesting annexation of the legally described property was presented to the Council on or about May 6, 2000, and at least 60 days after the City received notice of the Petitioner's intent to petition for annexation; and,

WHEREAS, the property is legally described as:

See attached Exhibit A

WHEREAS, the aforementioned legally described land is 44.70 acres in size; and,

WHEREAS, the petition was signed by all owners of the aforementioned legally described properties; and,

WHEREAS, the aforementioned legally described property abuts the city limits; and,

WHEREAS, a public hearing was duly held on June 13, 2000, by the governing body of the City of Waverly, Minnesota, on the proposed annexation after at least 30 days' notice by certified mail to persons entitled to notice; and,

WHEREAS, no valid objections to the annexation have been received from the town board, or the government body of any municipality whose boundaries abut upon the boundaries of the properties;

WHEREAS, the Council of the City of Waverly conducted a vote on this matter at a special meeting held on June 16, 2000 at 8:30 a.m.;

NOW, THEREFORE, the Council of the City of Waverly, Minnesota, ordains:

Section 1. Character of the Property. The City Council hereby determines that:

1. the property abuts the City limits of the City of Waverly;
2. that none of the property is presently a part of any populated city, any agricultural preserve, nor is the property in any area designated for orderly annexation;
3. the property is urban or suburban in character, and is ripe for residential development;

4. the existing township government is not adequate to protect the public health, safety and welfare or to provide municipal services required to develop the property;
5. the property does not presently receive sewer or water services. The City of Waverly is capable of providing sewer and water services to the property in the reasonably foreseeable future;
6. the City of Waverly will make sewer and water, street improvements, administrative services, police protection, park recreation, maintenances and fuel services available to the property at its' discretion and upon the same basis as such services are offered to property which is already part of the City of Waverly through, but not limited to, special assessments, connection fees, access charges, impact fees, and general taxes.

Section 2. Property Annexed. The corporate limits of the City of Waverly are hereby extended to include the aforementioned legally described property, and the same property is hereby annexed to and included within the City of Waverly as effectually as if it had originally been a part thereof.

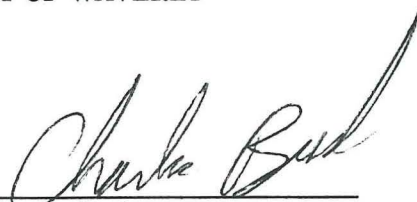
Section 3. Filing. The City Clerk is hereby directed to file certified copies of this ordinance with the Minnesota Planning Municipal Boundary Adjustments, the Secretary of State, the Town Clerk, and the City Auditor.

Section 4. Effective Date. This Ordinance shall take effect upon its passage and publication, upon the filing of the certified copies as directed in Section 3, and upon approval of the Ordinance by the Minnesota Planning Municipal Boundary Adjustments.

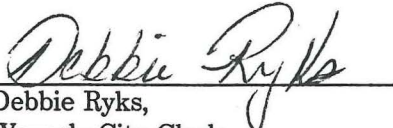
Adopted by the Council this 16th day of June 2000.

CITY OF WAVERLY

By

  
Charles Bush,  
Mayor

ATTEST:

  
Debbie Ryks,  
Waverly City Clerk

## EXHIBIT A .

*That part of the Northeast Quarter of Section 4, Township 118, Range 26, Wright County, Minnesota, described as follows:*

*Commencing at the northwest corner of said Northeast Quarter; thence South 89 degrees 11 minutes 35 seconds East, assumed bearing, along the north line of said Northeast Quarter, a distance of 594.00 feet to the east line of a tract recorded in Book 86 of Deeds, page 964 and the actual point of beginning; thence South 01 degrees 29 minutes 12 seconds East, along the east line of said tract recorded in Book 86 of Deeds, page 964, a distance of 512.51 feet; thence South 89 degrees 11 minutes 35 seconds East, along the north line of said tract, a distance of 369.59 feet to the east line of said tract; thence South 00 degrees 08 minutes 43 seconds East, along said east line, a distance of 425.88 feet to the south line of said tract; thence North 89 degrees 11 minutes 35 seconds West, along said south line of said tract, a distance of 414.59 feet to the west line of said tract; thence North 00 degrees 08 minutes 43 seconds West, along said west line, a distance of 245.05 feet; thence North 89 degrees 11 minutes 35 seconds West, a distance of 330.00 feet to the east line of Lot A of the Northwest Quarter of said Northeast Quarter; thence South 00 degrees 08 minutes 43 seconds East, along said east line, a distance of 66.00 feet to the south line of said Lot A; thence North 89 degrees 11 minutes 35 seconds West, along said south line, a distance of 197.99 feet to the east line of the west 2 rods of said Northeast Quarter; thence South 00 degrees 08 minutes 45 seconds East, along said east line, a distance of 66.02 feet to the north line of BROLL'S FIRST ADDITION, according to the recorded plat thereof; thence South 89 degrees 11 minutes 35 seconds East, along said north line, a distance of 197.99 feet to the east line of said BROLL'S FIRST ADDITION; thence South 00 degrees 08 minutes 43 seconds East, along said east line, a distance of 753.43 feet to the north line of the south 17 rods of the north 112.65 rods of said Northeast Quarter; thence South 89 degrees 11 minutes 35 seconds East, along said north line, a distance of 33.54 feet to the east line of the west 264.50 feet of said Northeast Quarter; thence South 00 degrees 08 minutes 44 seconds East, along said east line, a distance of 280.54 feet to the south line of the north 112.65 rods of said Northeast Quarter; thence North 89 degrees 11 minutes 35 seconds West, along said south line, a distance of 44.11 feet to the northeasterly line of an easement recorded in Book 110, page 467; thence South 44 degrees 34 minutes 52 seconds East, along said northeasterly line, a distance of 318 feet, more or less, to the shoreline of Carrigan Lake; thence northeasterly, along said shoreline to the west line of CARRIGAN SHORES, according to the recorded plat thereof; thence northerly along said west line to the north line of said Northeast Quarter; thence westerly, along said north line of said Northeast Quarter to the point of beginning. Subject to easements, restrictions and reservations of record, if any.*

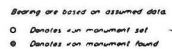
**EXCEPT:**

*That part of the Northeast Quarter of Section 4, Township 118, Range 26, Wright county, Minnesota, described as Parcel No. 23, Minnesota Department of Transportation Right of Way Plat No. 86-48.*

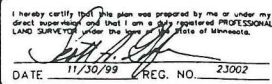


REC'D. BY JUL 03 2000  
MMB

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REVISIONS



DESIGNED	SAG
DRAWN	CEJ
CHECKED	SAG
BOOK / PAGE (308 file)	

PREPARED FOR :

*Tom Ryan*

DATE  
11/30/99

JOB NO.  
86762

GRAPHIC SCALE



The northwest corner of the Northeast Quarter, Section 4, Township 118, Range 26, Wright County, Minnesota.  
(Cast iron Monument.)

