

ORDINANCE NO. 254- 3RD SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING A PORTION OF THE NORTHEAST QUARTER OF SECTION THIRTEEN (13), TOWNSHIP ONE HUNDRED FIFTY ONE (151) NORTH OF RANGE FIFTY (50) WEST OF THE FIFTH PRINCIPAL MERIDIAN, RHINEHART TOWNSHIP, POLK COUNTY, MINNESOTA, INTO THE CITY OF EAST GRAND FORKS, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. This annexation ordinance is being passed and adopted pursuant to the provisions of Minnesota statute §414.033, Subdivision 2, Subparagraph (3).

Section 2. On or about October 31, 2001, the City of East Grand Forks, Minnesota received a "Petition for Annexation of Real Property into the City of East Grand Forks, Minnesota" dated October 31, 2001, signed by Robert E. Peabody and Jeanine H. Peabody, husband and wife, East Grand Forks, Minnesota.

Section 3. The area described in the Petition is under the control of the Petitioners, abuts the limits of the City of East Grand Forks, Minnesota, contains 60 acres or less, is not presently served by public sewer facilities, and is unpopulated.

Section 4. Pursuant to Minnesota statute §414.033, Subdivision 2, Subparagraph (3), a public hearing of the Petition was held by the East Grand Forks City Council at its regularly scheduled meeting commencing at 7:30 o'clock p.m. on December 20, 2001, notice of such hearing being mailed by certified return receipt requested mail on November 9, 2001, to Rhinehart Township and to all landowners within and contiguous to the area to be annexed. No objections to the Petition were heard by the East Grand Forks City Council at the public hearing.

Section 5. In their Petition the Petitioners waived the 30 day notice required by Minnesota statute §414.033, Subdivision 13, that the cost of electric utility service to the Petitioners may change if the subject real property is annexed into the City.

Section 6. The City hereby annexes real property situated in the Township of Rhinehart, County of Polk, State of Minnesota, legally described as follows, to-wit:

The North Half of the Northwest Quarter of the Northeast Quarter (N1/2 NW1/4 NE1/4) of Section Thirteen (13) Township One Hundred Fifty One (151) North of Range Fifty (50) West of the Fifth Principal Meridian in Polk County, Minnesota, containing 20 acres, more or less, according to the United States Government Survey thereof.

FEB 11 2002

Section 7. The City Administrator is hereby directed to file certified copies of this Ordinance with the Minnesota Municipal Board, Rhinehart Township, the Polk County Auditor, and the Minnesota Secretary of State.

Section 8. City Code Chapter 1 entitled "Definitions and General Provisions Applicable to Entire City Code Including Penalty for Violation" is hereby adopted in its entirety, by reference, as though repeated verbatim herein.

Section 9. This ordinance shall take effect and be in force from and after its passage and publication and be given the Number 254, 3rd Series, and after its approval by the Minnesota Municipal Board.

Voting Aye: Driscoll, Holy, Galstad, Beauchamp, Grassel, Trembath, Tweten

Voting Nay: None

Absent: None

The President declared the Ordinance passed.

Passed: January 8, 2002.

Attest:

Craig Mattson
Administrator/Clerk-Treasurer

R.C. Beauchamp
President of Council

I hereby approve the foregoing Ordinance this 8th day of December, 2002.

Lynn Hauss
Mayor

East Grand Forks Annexation Map

REC'D BY
MMB

FEB 11 2002

