

OCT 07 2003

ORDINANCE NO. 2003-18**CITY OF ROGERS
HENNEPIN COUNTY
STATE OF MINNESOTA****AN ORDINANCE AMENDING ORDINANCE No. 2002-08,
GRANTING A PETITION FOR ANNEXATION PURSUANT
TO MINNESOTA STATUTES § 414.033, SUBD. 2(3),
AND ANNEXING 45 ACRES TO THE CITY**

1. WHEREAS, the owner of certain real property (the Annexed Land) brought a petition requesting annexation by ordinance to the City of Rogers (the City) pursuant to Minnesota Statutes § 414.033, subd. 2(3); and

2. WHEREAS, the City approved said request for annexation of 60-acres by annexation Ordinance No. 2002-08; and

3. WHEREAS, the Annexed Land has been excluded from the petition for incorporation initiated by Hassan Township dated October 11, 2002 and said annexation has been approved by the Minnesota Office of Strategic & Long Range Planning Boundary Adjustments Division ("Board") through an Order on Motion issued by the Hon. Allan W. Klein dated July 1, 2003; and

4. WHEREAS, the Board has requested that the final legal description of the Annexed Land be revised to correct any possible ambiguities and to more closely follow existing section lines; and

5. WHEREAS, by letter dated July 22, 2003, the land owner formally requested that the City amend annexation Ordinance No. 2002-08 to conform to the Board's request; and

6. WHEREAS, the revised legal description for the Annexed Land describes an approximately 45 acre parcel which is depicted on Exhibit A attached hereto; and

7. WHEREAS, the corrected legal description for the Annexed Land is set forth on Exhibit B.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ROGERS ORDAINS AS FOLLOWS:

- (1) The Annexed Land as designated in Exhibits A and B is hereby annexed by ordinance to the City of Rogers pursuant to Minn. Stat. § 414.033, subd. 2(3).
- (2) City staff is authorized and directed to take all necessary actions in furtherance of this ordinance, including immediate delivery of the annexation ordinance to the Hennepin County Auditor, and filing with the Minnesota Office of Strategic

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and Long Range Planning, Boundary Adjustments Division, Hassan Township,
and the Minnesota Secretary of State.

- (3) This ordinance shall take effect and be in force from and after its passage and publication.

Passed and adopted by the City Council of Rogers this 23rd day of September, 2003.

By: Larry J. Stanley
Its Mayor

ATTEST:

Larry Doboszenski
City Clerk

EXHIBIT B
AMENDED LEGAL DESCRIPTION
OF PROPERTY

That part of the North Half of the Northeast Quarter of Section 13, Township 120, Range 23, according to the United States Government Survey thereof, lying South of the center line of HCSAH No. 144, Plat 52 (141st Avenue North) and West of the center line of HCSAH No. 13, Plat 29 (Brockton Lane North), Hennepin County, Minnesota.

| Address | Tax ID | Owner |
|---|--|--|
| 14080 Brockton Lane North, Hassan Township, MN | Part of Tax Parcel 13-120- 23-11-0001 | Vincent E. Egan 16861 North Diamond Lake Road Dayton, MN 55327 |

EXHIBIT A
DEPICTION OF PROPERTY

1 1/2 SEC. 13 T. 120 R. 23

LEGEND

SEVEN SIXES DISTRICT BOUNDARY
EIGHT DISTRICT BOUNDARY
NINETEEN DISTRICT BOUNDARY
THIRTY DISTRICT BOUNDARY

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