

FEB 03 2003

AN ORDINANCE EXTENDING THE CORPORATE LIMITS
OF THE CITY OF WILLMAR

WHEREAS, Gary and Irene Nelson (petitioners) have filed a petition dated November 20, 2002, requesting that certain land, as legally described below:

That part of the West Half of the Northwest Quarter and that part of Government Lot 2 of Section 26, Township 119, Range 35, Kandiyohi County, Minnesota described as follows: Commencing at the Northwest corner of said West Half of the Northwest Quarter; thence on an assumed bearing of South 88 degrees 51 minutes 19 seconds East, along the North line of said Northwest Quarter, a distance of 133.00 feet to the Point of Beginning of the land to be described; thence South 0 degrees 14 minutes 02 seconds West, parallel with the southerly extension of the West line of the Southwest Quarter of Section 23 in said Township 119, Range 35, a distance of 63.13 feet; thence South 88 degrees 51 minutes 19 seconds East, parallel with said North line of the Northwest Quarter, a distance of 444.47 feet; thence South 73 degrees 45 minutes 25 seconds East a distance of 30.24 feet; thence South 88 degrees 51 minutes 19 seconds East, parallel with said North line, a distance of 10.54 to an intersection with the extension South of the East line of the West 617.00 feet the said Southwest Quarter of Section 23; thence South 0 degrees 14 minutes 02 seconds West, along said extension, a distance of 344.90 feet to and intersection with the North line of the South 898.00 feet of the Northwest Quarter of said Northwest Quarter; thence South 89 degrees 36 minutes 01 seconds East along said North line a distance of 229.69 feet to an intersection with the East line of the West 855.76 feet of said Northwest Quarter of the Northwest Quarter; thence South 1 degree 28 minutes 48 seconds West, along said East line a distance of 908.38 feet to an intersection with the North line of the highway right of way; thence North 89 degrees 05 minutes 02 seconds East, along said highway right of way, a distance of 35.03 feet; thence North 1 degree 28 minutes 48 seconds East, parallel with said East line, a distance of 69.77 feet; thence North 88 degrees 31 minutes 12 seconds West a distance of 20.00 feet; thence North 1 degree 28 minutes 48 seconds East, parallel with said East line a distance of 456.04 feet to an intersection with the South line of the North 794.06 feet of said Northwest Quarter; thence South 88 degrees 51 minutes 19 seconds East parallel with said North line a distance of 563.52 feet to an intersection with the East line of the West 1434.27 feet of said Northwest Quarter; thence North 1 degree 28 minutes 48 seconds East along said East line a distance of 794.08 feet to an intersection with the North line of said Northwest Quarter; thence North 88 degrees 51 minutes 19 seconds West along said North line a distance of 1301.29 feet to the Point of Beginning.

EXCEPT that part of the above described property which lies West of the extension South of the East line of the West 617.00 feet of said Southwest Quarter of Section 23.

be annexed to the City of Willmar; and

WHEREAS, Petitioners represent that they are the sole owners of the property, that the property is unincorporated, abuts the limits of the City of Willmar, is not included within any other municipality, is less than sixty (60) acres, is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, is not presently served by public sewer facilities, and is approximately ~~14.316~~ acres in size.

13.42

NOW, THEREFORE, the City Council of Willmar, Minnesota, hereby determines, ordains, and declares as follows:

Section 1. STATUTORY COMPLIANCE. The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is sixty (60) acres or less, that the property is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, that the property is not presently served by public sewer facilities, that the municipality has received a properly prepared Petition for Annexation from the sole owners of the property, and that the Petition complies with all of the provisions of Minnesota Statute 414.033. The property owners waived notice pursuant to Minnesota Statute 414.033 subd.13 as the utilities serving the site will not change.

Section 2. BEST INTEREST OF THE CITY OF WILLMAR AND AREA TO BE ANNEXED. The property is urban in nature or about to become so. The annexation will be in the best interest of the City of Willmar, Minnesota, and of the area affected.

Section 3. ANNEXATION. The corporate limits of the City of Willmar are hereby extended to include the property, and the same is hereby annexed to and included within the City of Willmar as if the property had originally been part thereof.

Section 4. ZONING. The above-described real estate shall be zoned GB - General Business.

Section 5. ACREAGE. The property conditioned for annexation has an area of 13.42 acres.

Section 6. EFFECTIVE DATE. This Ordinance shall be filed and shall take effect and be in full force and effect from and after filing a certificate thereof with Minnesota Planning, the County of Kandiyohi, Minnesota, and the Secretary of State of the State of Minnesota, and from and after its adoption and publication.

This Ordinance introduced by Councilman: Reese

This Ordinance introduced on: December 18, 2002

This Ordinance published on: January 2, 2003

This Ordinance given a hearing on: January 13, 2003

This Ordinance adopted on: January 13, 2003

This Ordinance published on: January 29, 2003

included in legal description, but was annexed previously

REC'D BY
MMB

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City of Willmar



North Line Sec 23 T119N 35W

Super 8 926-0010

Minke 926-0040

Apple Amer. 926-0025

M&I Trust 926-0020

Proposed Annexation

Walmart 926-0050

NO.

T.H.

T.H. 23-77 BY-PASS
DR.