

ORDINANCE NO. 73 SECOND SERIES
AN ORDINANCE EXTENDING
THE CORPORATE LIMITS OF THE
CITY OF PINE ISLAND
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 2(3)

WHEREAS, a certain Petition dated October 29, 2002, requesting annexation of the territory hereinafter described, a preliminary notice of which was duly presented to the City Council of the City of Pine Island on the 17th day of December, 2002; said property being described on Exhibit A attached hereto and made a part hereof.

WHEREAS, pursuant to the Order for Hearing by the City Council of the City of Pine Island dated January 21st, 2003, notice of the same was given by certified mail as required by law, to all owners of lands located within the area proposed for annexation, the owners of all lands abutting the area proposed for annexation, and the affected units of government; and

WHEREAS, the City Council having held a hearing on the aforescribed Petition for the Annexation of Land on the 21st day of January, 2003.

THE CITY COUNCIL OF THE CITY OF PINE ISLAND, MN FINDS THE FOLLOWING:

(1) That the Petition for Annexation of Land dated October 29, 2002, above described is complete in all respects as required by Minnesota Statutes 414.033, Subd. 2(3), and

(2) That the lands proposed for annexation and described in the above referred to Petition about the City of Pine Island, MN, comprise an area consisting of 20.25 acres more or less, and is an area not presently served by public sewer and water facilities; and

(3) That the Petition for Annexation above referred to has been signed by all of the property owners of the lands located within the area proposed for annexation in the above described Petition; and

(4) That the area proposed for annexation in the above described Petition is currently unplatted and is about to become urban or suburban in character; and

(5) All of the property proposed for annexation in the above described Petition lies within the Township of New Haven, County of Olmsted, State of Minnesota and is as described in the above referred to Petition; and

(6) That the property sought to be annexed by the above described Petition abuts upon the existing City Limits of the City of Pine Island, MN along its South easterly boundary of the existing City Limits, and that none of said territory is included within the corporate limits of any incorporated City; and

(7) That the population of property sought to be annexed is zero; and

(8) The property sought to be annexed is owned by the following persons:

Glenda Robertson
11516 Melcheart Place
Hill City SD 57745

(9) That the City does not believe that the cost of electrical utility service to the area described in the Petition will change as a result of the annexation of said property to the City and therefore, Minnesota Statutes 414.033, Subd. 13, is not applicable.

(10) That the property described in said Petition is not covered by any Community-Based Planning Pilot Projects.

THE CITY COUNCIL OF THE CITY OF PINE ISLAND, HAVING CONSIDERED ALL OF THE TESTIMONY OFFERED RELATIVE TO THE MATTER OF THE "PETITION FOR ANNEXATION OF LAND" ABOVE DESCRIBED, ORDAINS AS FOLLOWS:

Section 1. That all of the heretofore stated Findings are incorporated herein and made a part hereof as if included in their entirety.

Section 2. The corporate limits of the City of Pine Island, MN are hereby extended to include the unplatted land described as follows and the same is hereby

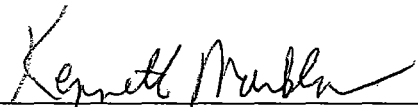
extended to and included within the City of Pine Island as effectively as if it had originally been a part thereof:

SEE ATTACHED EXHIBIT 'A'

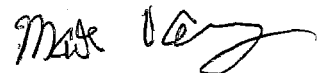
Section 3. The City Clerk/Administrator of the City of Pine Island, MN, is hereby directed to file certified copies of this Ordinance and all other required documents, with the Minnesota Planning/Office of Strategic & Long Range Planning and other required Governmental Units and Agencies.

Section 4. This Ordinance takes effect upon its passage and publication and the final approval thereof by the Minnesota Planning/Office of Strategic & Long Range Planning, as required by law.

Adopted by the Council this 21st day of January, 2003.


Kenneth Markham, Mayor

ATTEST:

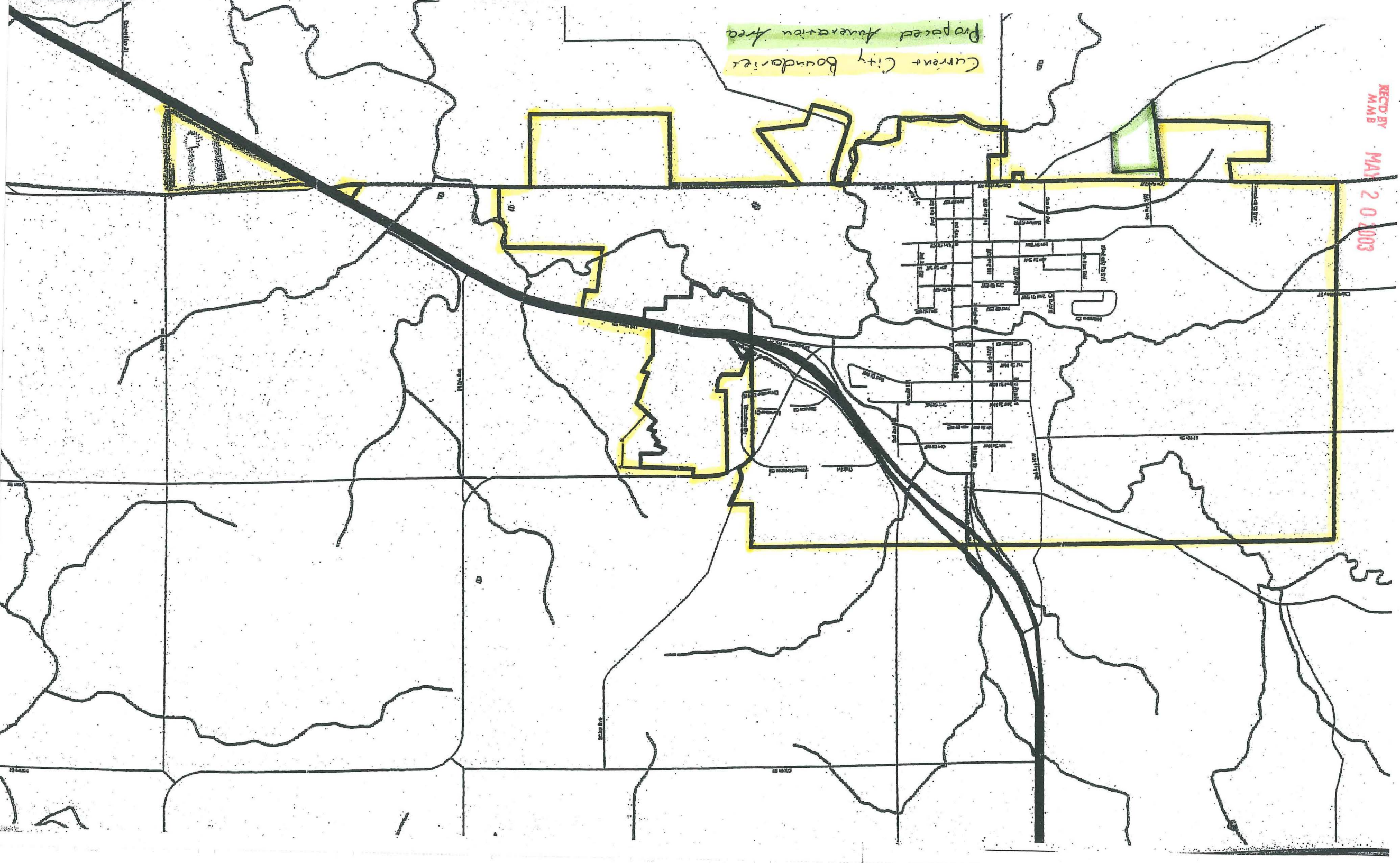
BY: 
Mark Vahlsing
City Clerk/Administrator

Published in the News Record on the 5th day of February, 2003.

REC'D BY
M.M.B

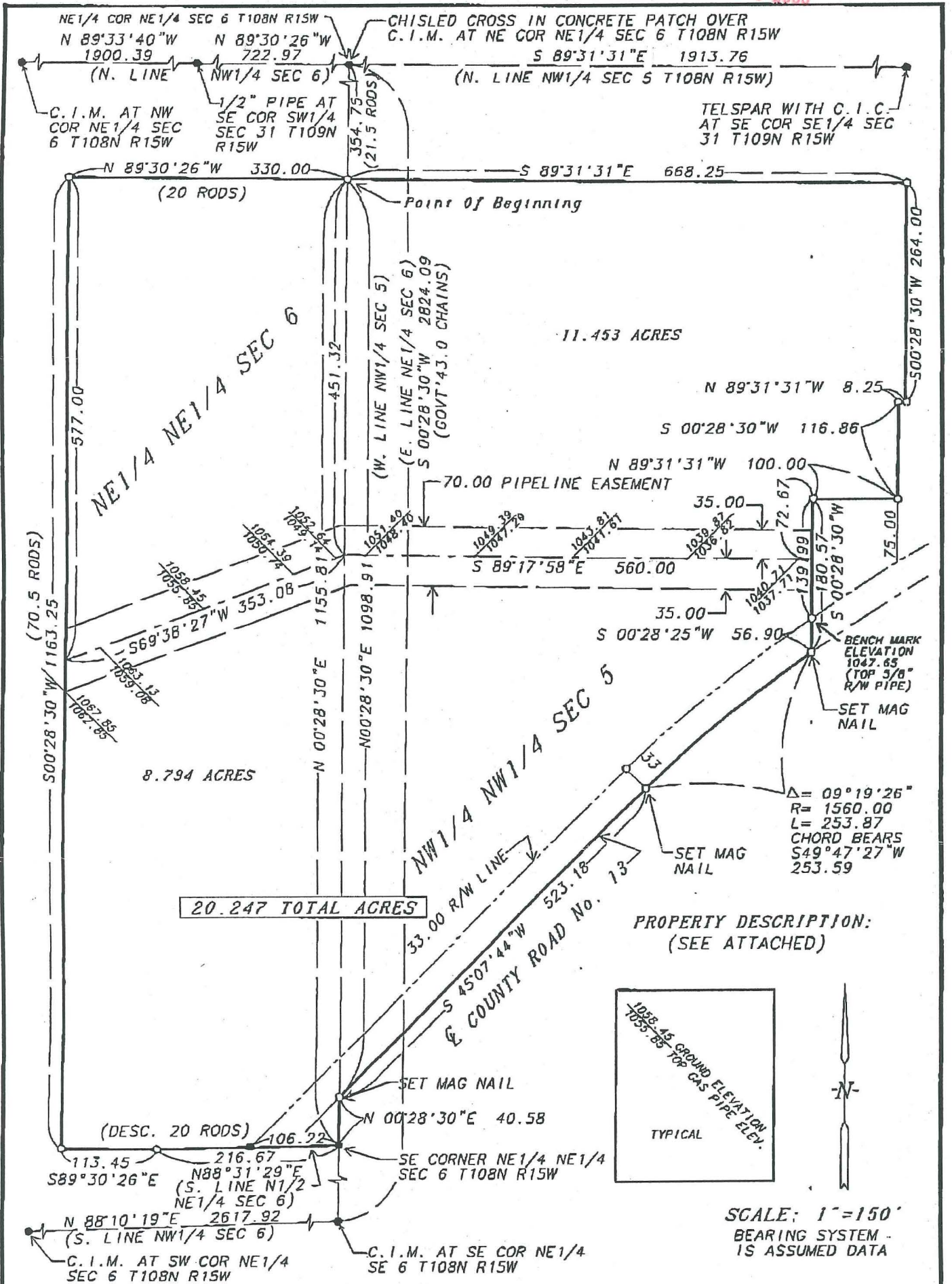
MAY 20 2003

Current City Boundaries
Proposed Annexation Area

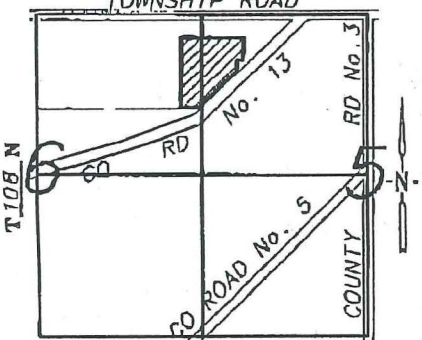


REC'D BY
MMB

MAY 20 2003



VICINITY MAP SCALE 1"=3000'



R 15 W OLMSTED COUNTY

● - FOUND MONUMENT ○ - SET 1/2" PIPE WITH LS NO. 14888

SURVEY FOR: GLENDIA (NESBITT) ROBERTSON

SURVEYOR'S CERTIFICATE

I HEREBY CERTIFY THAT THIS SURVEY, PLAN, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

Vincent Fangman

VINCENT A. FANGMAN LS. NO. 14888

DATE 3/14/2002

PINE ISLAND, MN

DRAWN BY: N. FANGMAN

DATE: 3-14-2002

JOB NO. 02-32

FANGMAN FILE NO. BK. 8 PG. 281

Current City Limits

Proposed Auction Area

Wrong
may

MAY 01 2003

EXHIBIT A

Property Description For: Glenda (Nesbitt) Robertson

That part of the Northwest Quarter of the Northwest Quarter of Section 5, Township 108 North, Range 15 West, Olmsted County, Minnesota described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 5; thence $S00^{\circ}28'30''W$, assumed bearing, along the west line of said Northwest Quarter, 354.75 feet for a point of beginning; thence $S89^{\circ}31'31''E$, parallel with the north line of said Northwest Quarter, 668.25 feet; thence $S00^{\circ}28'30''W$, parallel with the west line of said Northwest Quarter, 264.00 feet; thence $N89^{\circ}31'31''W$, parallel with the north line of said Northwest Quarter, 8.25 feet to a point being 660.00 feet east of the west line of said Northwest Quarter; thence $S00^{\circ}28'30''W$, parallel with the west line of said Northwest Quarter, 116.86 feet to a point being 75.00 feet north of the north right of way line of County Road No. 13; thence $N89^{\circ}31'31''W$, parallel with the north line of said Northwest Quarter, 100.00 feet; thence $S00^{\circ}28'30''W$, parallel with the west line of said Northwest Quarter, 180.57 feet to the center line of County Road No. 13 (described in the next two courses); thence southwesterly 253.87 feet along a curve, not tangent to the last described course, concave to the southeast, central angle of $09^{\circ}19'26''$, radius of 1560.00 feet, and chord of said curve bears $S49^{\circ}47'27''W$, 253.59 feet; thence $S45^{\circ}07'44''W$, 523.18 feet to the west line of said Northwest Quarter; thence $N00^{\circ}28'30''E$, along said west line, 1098.91 feet to the point of beginning. Containing 11.453 acres, more or less.

Also that part of the Northeast Quarter of the Northeast Quarter of Section 6, Township 108 North, Range 15 West, Olmsted County, Minnesota described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 6; thence $S00^{\circ}28'30''W$, assumed bearing, along the east line of said Northeast Quarter, 354.75 feet for a point of beginning; thence $N89^{\circ}30'26''W$, parallel with the north line of said Northeast Quarter, 330.00 feet; thence $S00^{\circ}28'30''W$, parallel with the east line of said Northeast Quarter, 1163.25 feet; thence $S89^{\circ}30'26''E$, parallel with the north line of said Northeast Quarter, 113.45 feet to the south line of the Northeast Quarter of said Northeast Quarter; thence $N88^{\circ}31'29''E$, along said south line, 216.67 feet to the southeast corner of the Northeast Quarter of said Northeast Quarter; thence $N00^{\circ}28'30''E$, along the east line of said Northeast Quarter, 1155.81 feet to the point of beginning. Containing 8.794 acres, more or less.

Containing in all 20.247 acres, more or less. Being subject to an easement for the County Road No. 13 right of way over the southeasterly boundary thereof. Also being subject to easements, restrictions, and covenants of record.