

ORDINANCE NO. 2003-03

AN ORDINANCE EXTENDING THE CORPORATE LIMITS
OF THE CITY OF WAVERLY
TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND
40.65 ACRES IN AREA ABUTTING THE CITY LIMITS

WHEREAS, the City Council received a request on June 30, 2003 from the landowner for annexation of the territory hereinafter described, and;

WHEREAS, the territory is legally described as:

That part of the West Half of the Northeast Quarter of Section 5, Township 118, Range 26 described as follows:

Commencing at a point on the West line of Northeast Quarter of said Section 5 and on the south side of the railway right of way and where said west line of said right of way line intersect; thence South 60 rods; thence East parallel with the railway right of way 40 rods; thence North 60 rods to railroad right of way; thence North $85\ 1/2^\circ$ West 40 rods along south side of said right of way to place of beginning.

Also the following tract: Commencing at the Southwest corner of Northeast Quarter of said Section 5; thence East 905.2 feet; thence North 1401.5 feet; thence North $85^\circ\ 30'$ West 908 feet to a point on the North and South quarter section line; thence South to place of beginning, and also Lot A in Northwest Quarter of Northeast Quarter of Section 5, all in Section 5, Township 118, Range 26.

EXCEPT for those parcels noted in Book 332 of Deeds, page 781, Book 288 of Deeds, page 706 and Book 292 of Deeds, page 988.

Wright County, Minnesota.

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 territory to be annexed; and

WHEREAS, a public hearing was duly held on August 28, 2003, by the governing body of the City of Waverly, Minnesota, on the proposed annexation after at least 30 days' notice by certified mail; and

WHEREAS, the territory described in the petition abuts the city limits at the southwesterly boundary thereof;

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

Section 1. Character of Territory. The City Council hereby determines (1) that the territory

described herein abuts upon the City limits and is or is about to become urban or suburban in character; (2) that none of the territory is now included within the limits of any city, nor of any agricultural preserve; and (3) the territory to be annexed is not presently served by public sewer facilities and public sewer facilities are not otherwise available.

Section 2. Population. The population of the territory is zero.

Section 3. Territory Annexed. The corporate limits of the City are hereby extended to include the unplatted land described above and the same is hereby annexed to and included within the City as effectually as if it had originally been a part thereof.

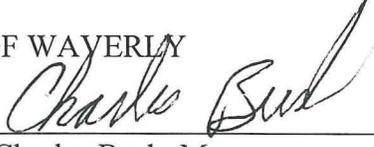
Section 4. Filing. The City Clerk is hereby directed to file a certified copy of this ordinance with Minnesota Planning and, after receiving its approval, to file certified copies with the Secretary of State, the Town Clerk, and the County Auditor.

Section 5. Effective Date. This Ordinance shall take effect upon its passage and publication and the filing of the certified copies as directed in Section 3, and approval of the Ordinance by Minnesota Planning.

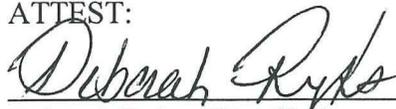
Adopted by the Council this 28th day of August, 2003.

CITY OF WAVERLY

By: _____


Charles Bush, Mayor

ATTEST:



Deborah Ryks, City Clerk

REC'D BY
MMB

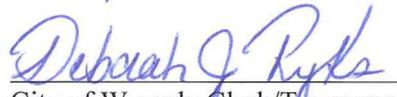
OCT 20 2003

STATE OF MINNESOTA)
COUNTY OF WRIGHT) SS.
CITY OF WAVERLY)

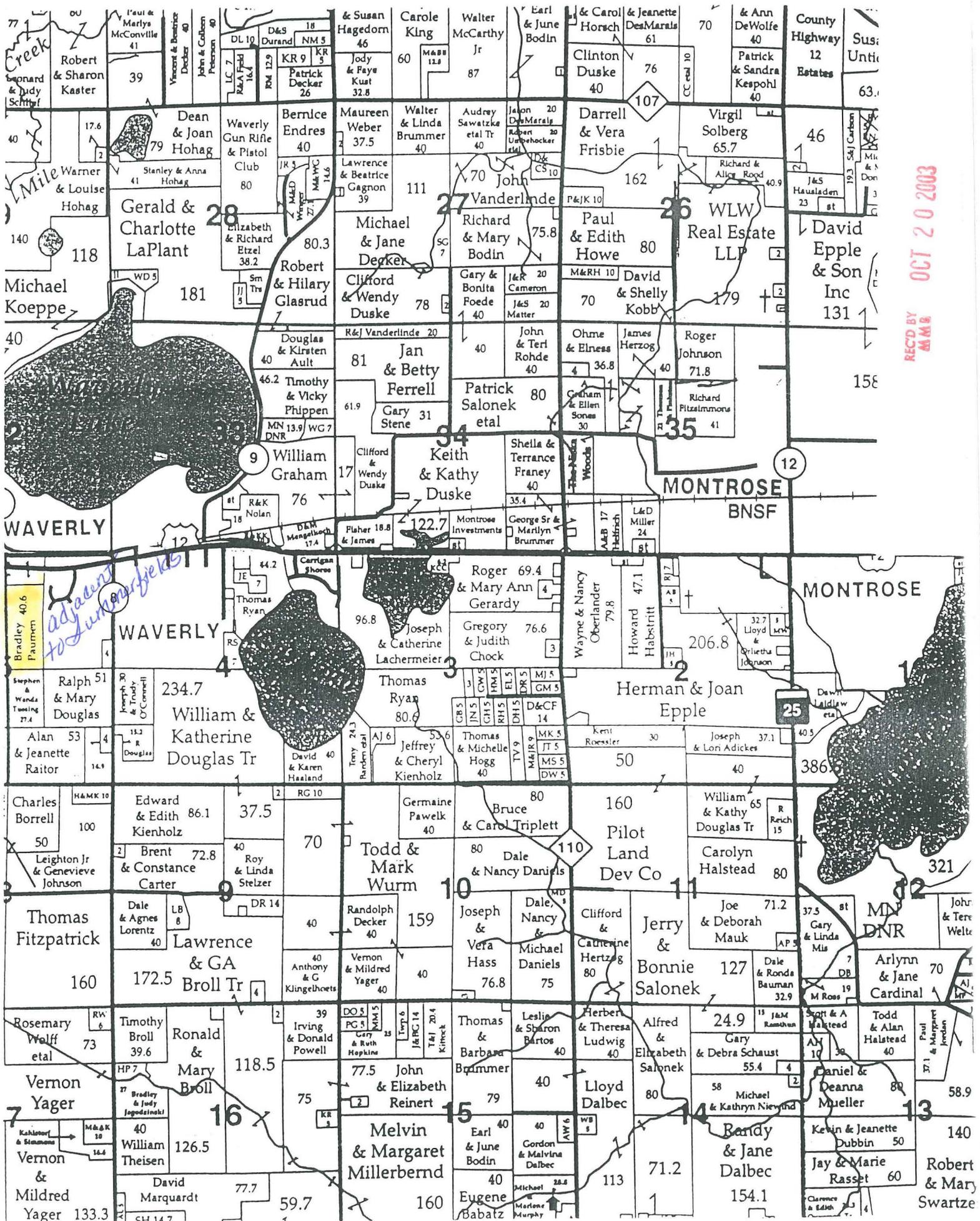
CITY OF WAVERLY
OFFICE OF CITY CLERK

I, Deborah Ryks, Clerk/Treasurer for the City of Waverly, with and in for said City, do hereby certify that I have compared the foregoing copy and Ordinance Extending the Corporate Limits of the City of Waverly to Include Certain Unincorporated Unplatted Land 40.65 Acres in Area Abutting the City Limits with the original record thereof preserved in my office and do find the same to be a true and correct copy thereof.

IN TESTIMONY WHEREOF, I have hereunto subscribed my hand at Waverly, Minnesota, in the County of Wright on the 25th day of September, 2003.



City of Waverly Clerk/Treasurer



RECD BY MAIL OCT 20 2003

adjacent to lumber fields

MN DNR

AP 5

AM 10

AM 10

AM 10

AM 10