

CITY OF FARIBAULT

ORDINANCE 2003-29

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS
OF THE CITY OF FARIBAULT
TO INCLUDE CERTAIN UNPLATTED LAND
NOT EXCEEDING 60 ACRES IN AREA
ABUTTING THE CORPORATE LIMITS
AND ESTABLISHING ZONING
(Anderka/Heers Corporation)**

WHEREAS, a certain petition dated the 14th day of October, 2003, requesting annexation of the territory hereinafter described, was duly presented to the City Council on the 14th day of October, 2003; and

WHEREAS, the petition was signed by the owners of said property; and

WHEREAS, the City Council adopted Resolution 2003-169, Receiving And Filing A Petition For Annexation And Initiating Annexation Proceedings; and

WHEREAS, notice of the intent to annex the property was sent to Cannon City Township officials on October 10, 2003; and

WHEREAS, the land described in the petition abuts the corporate limits of the City of Faribault.

THE CITY OF FARIBAULT ORDAINS:

Section 1: The City Council hereby determines: 1) the territory described herein abuts upon the city limits and is urban or suburban in character; and 2) none of the territory is now included within the limits of any city.

Section 2: The population of the territory is 2. ✓

REC'D BY
MMB

DEC 7 8 2003

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

Part of the North Half of the Northwest Quarter of Section 19, T110N-R20W, Rice County, Minnesota, and more specifically described and shown in the attached **Exhibit A**.

Section 4: Zoning. The property being annexed will be zoned R-1A, Single and Two Family Residential District, and TUD, Transitional Urban Development District, as shown on the survey attached **Exhibit B**, and described as per the attached **Exhibit C and Exhibit D**. The intent of the R-1A district is to provide for an environment of predominantly low density, single family detached and attached dwellings, and directly related, complementary uses. The intent of the TUD district is to preserve areas within the city that are suitable for agricultural and open space uses, to prevent scattered non-farm development, and to serve as a holding zone for lands where future urban expansion is possible, but not yet appropriate, due to the unavailability of urban level facilities and services.

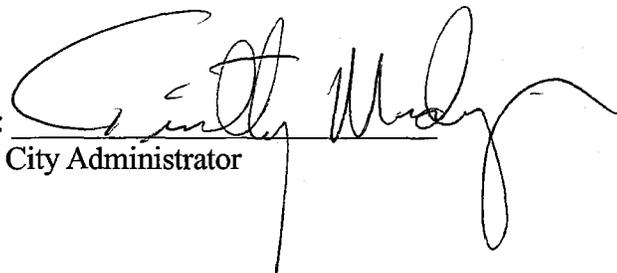
Section 5: Filing. The City Administrator is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board, the Cannon City Town Clerk, the Rice County Auditor, and the Rice County Recorder.

Section 6: Effective Date. This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 5, and approval of the ordinance by the Minnesota Municipal Board.

First Reading: October 28, 2003
Second Reading: November 10, 2003
Publication Date: November 14, 2003

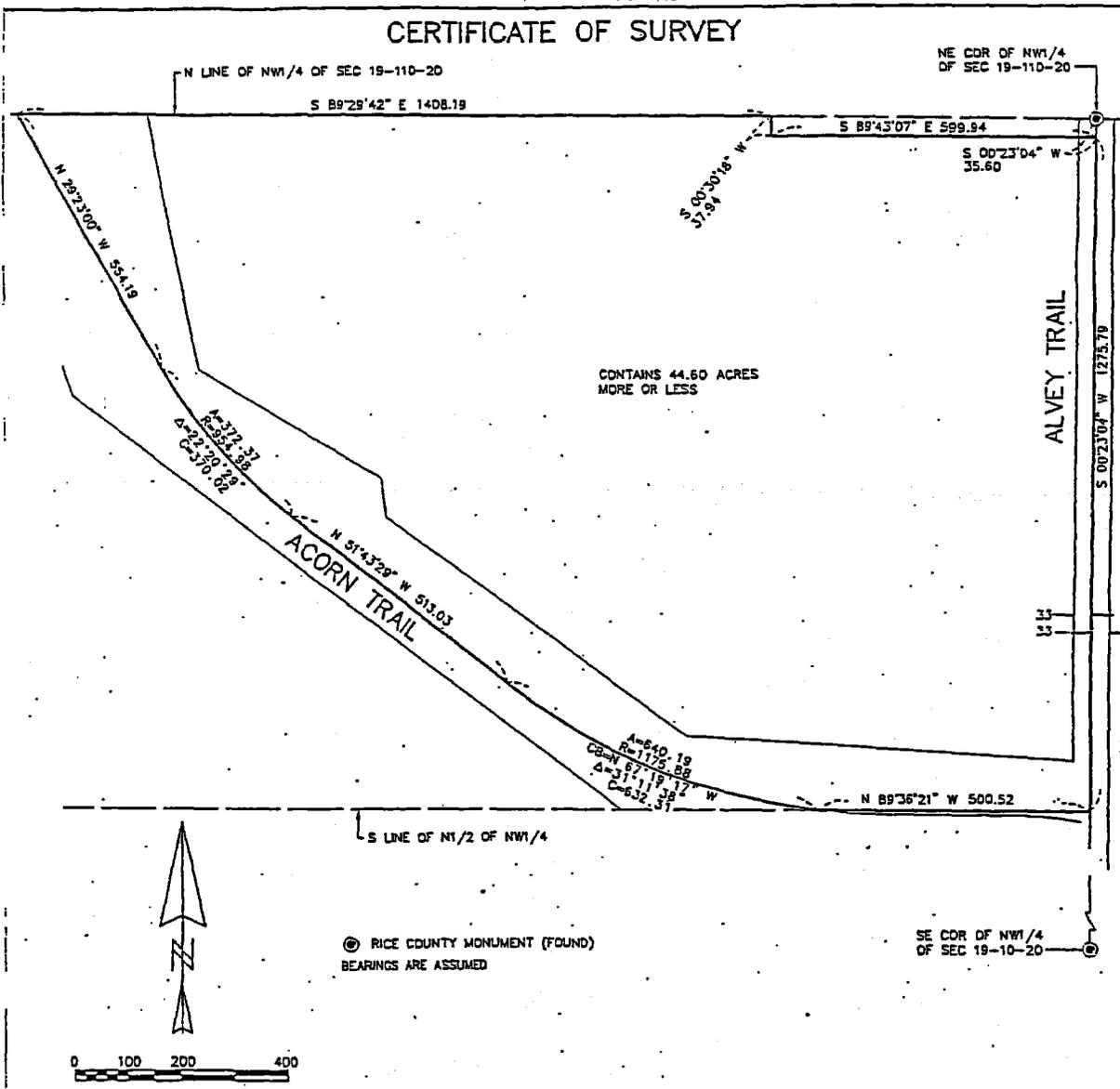


Mayor

ATTEST: 

City Administrator

CERTIFICATE OF SURVEY



LEGAL DESCRIPTION. Heers

All that part of the North Half of the NW1/4 of Section 19, T 110 N, R 20 W, Rice County, Minnesota, described by:

Commencing at the northeast corner of said NW1/4; thence S 00'23'04" W, assumed bearing, 35.60 feet along the east line of said NW1/4 to the True Point of Beginning; thence S 00'23'04" W 1275.79 feet to the southeast corner of said N1/2 of NW1/4; thence N 89'36'21" W 500.52 feet along the south line of said N1/2 of NW1/4 to the centerline of Acorn Trail; thence northwesterly along said centerline and along a nontangential curve concave to the northeast, central angle 3171'38", radius 1175.88 feet, chord N 67'19'17" W 632.31 feet, arc length 640.19 feet; thence N 51'43'29" W 513.03 feet along said centerline; thence northwesterly along said centerline and along a tangential curve concave to the northeast, central angle 22'20'29", radius 954.98 feet, arc length 372.37 feet; thence N 29'23'00" W 554.19 feet along said centerline to the north line of said NW1/4; thence S 89'29'42" E 1408.19 feet along the north line of said NW1/4; thence S 00'30'18" W 37.94 feet; thence S 89'43'07" E 599.94 feet to said True Point of Beginning.

Containing 44.60 acres, more or less

Subject to a public road easement along the southwesterly line and along the east line of the above described parcel.
Subject to other easements and restrictions of record, if any.

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.
John C. Hosfield
John C. Hosfield

HOSFIELD & ASSOCIATES
PROFESSIONAL LAND SURVEYORS
415 WEST NORTH STREET
OWATONNA, MINNESOTA 55068
(612) 937-1400

SCALE	1" = 200'
DRAWN BY	BLK
DATE	9-04-03
REVISED	

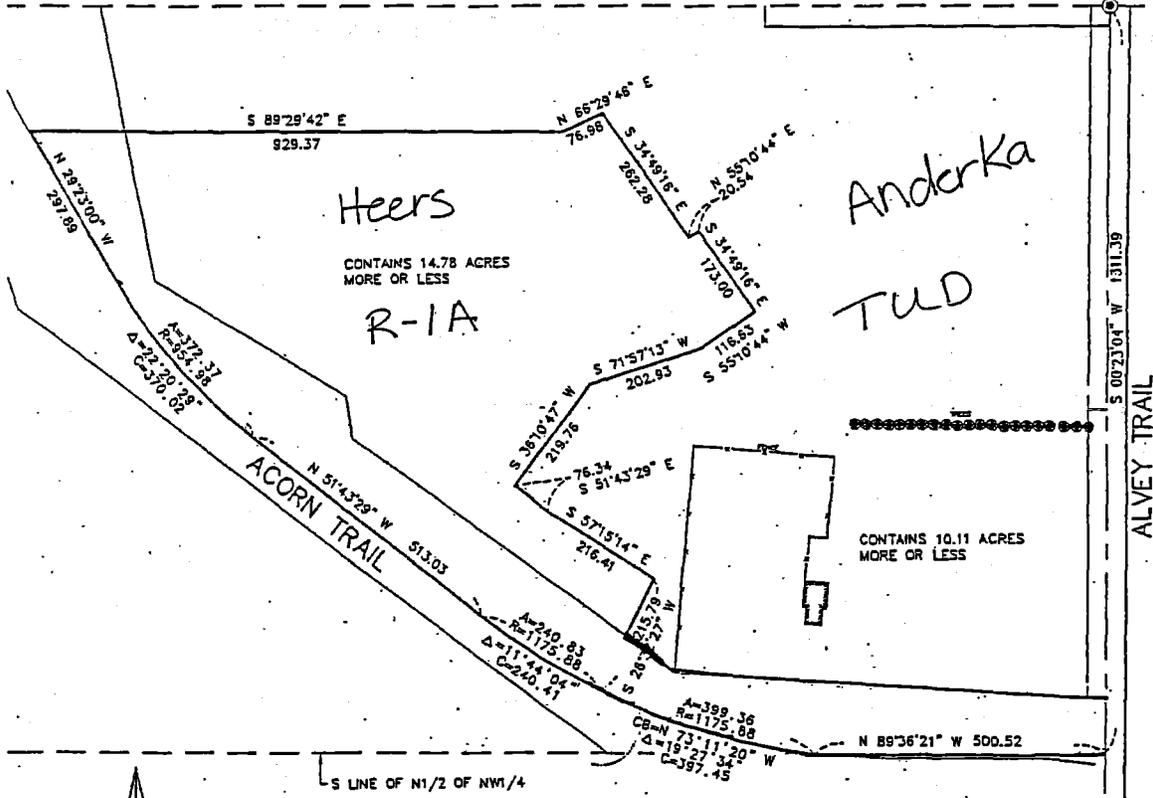
REC'D BY
BMB

DEC 18 2003

EXHIBIT B
ORDINANCE 2003-29

CERTIFICATE OF SURVEY

NE COR OF NW1/4
OF SEC 19-10-20



S LINE OF N1/2 OF NW1/4

⊙ RICE COUNTY MONUMENT (FOUND)
BEARINGS ARE ASSUMED

SE COR OF NW1/4
OF SEC 19-10-20

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

HOSFIELD & ASSOCIATES
PROFESSIONAL LAND SURVEYORS

SCALE	1" = 200'
DRAWN BY	BLK
DATE	8-26-07

EXHIBIT C
ORDINANCE 2003-29

REC'D BY
MMB

DEC 18 2003

Property to be Zoned R-1A, Single and Two Family Residential:

All that part of the North Half of the NW ¼ of Section 19, T 110 N, R 20 W, Rice County, Minnesota, described by:

Commencing at the northeast corner of said NW ¼; thence S 00°23'04" W, assumed bearing, 1311.39 feet to the southeast corner of said N ½ of NW ¼; thence N 89°36'21" W 500.52 feet along the south line of said N ½ of NW ¼ to the centerline of Acorn Trail; thence northwesterly along said centerline and along a non-tangential curve concave to the northeast, central angle 19°27'34"; radius 1175.88 feet, chord N 73°11'20" W 397.45 feet, arc length 399.36 feet to the True Point of Beginning; thence northwesterly along said centerline and along a tangential curve concave to the northeast, central angle 11°44'04", radius 1175.88 feet, arc length 240.83 feet; thence N 51°43'29" W 513.03 feet along said centerline; thence northwesterly along said centerline and along a tangential curve concave to the northeast, central angle 22°20'29", radius 954.98 feet, arc length 372.37 feet; thence N 29°23'00" W 297.89 feet along said centerline; thence S 89°29'42" E 929.37 feet; thence N 66°29'46" E 76.98 feet; thence S 34°49'16" E 262.28 feet; thence N 55°10'44" E 20.54 feet; thence S 34°49'16" E 173.00 feet; thence S 55°10'44" W 116.63 feet; thence S 71°57'13" W 202.93 feet; thence S 36°10'47" W 219.76 feet; thence S 51°43'29" E 76.34 feet; thence S 57°15'14" E 216.41 feet; thence S 26°32'27" W 215.79 feet to said True Point of Beginning.

Containing 14.78 acres more or less

Subject to a public road easement along the southwesterly line on the above described parcel.
Subject to other easements and restrictions of record, if any.

REC'D BY
MME

DEC 7 8 2003

EXHIBIT D
ORDINANCE 2003-29

Property to be Zoned TUD, Transitional Urban Development:

All that part of the North Half of the NW $\frac{1}{4}$ of Section 19, T 110 N, R 20 W, Rice County, Minnesota, described by:

Commencing at the northeast corner of said NW $\frac{1}{4}$; thence S $00^{\circ}23'04''$ W, assumed bearing, 35.60 feet along the east line of said NW $\frac{1}{4}$ to the True Point of Beginning; thence S $00^{\circ}23'04''$ W 1275.79 feet to the southeast corner of said N $\frac{1}{2}$ of NW $\frac{1}{4}$; thence N $89^{\circ}36'21''$ W 500.52 feet along the south line of said N $\frac{1}{2}$ of NW $\frac{1}{4}$ to the centerline of Acorn Trail; thence northwesterly along said centerline and along a non-tangential curve concave to the northeast central angle $19^{\circ}27'34''$, radius 1175.88 feet, chord N $73^{\circ}11'20''$ W 397.45 feet, arc length 399.36 feet thence N $26^{\circ}32'27''$ E 215.79 feet; thence N $57^{\circ}15'14''$ W 216.41 feet; thence N $51^{\circ}43'29''$ W 76.34 feet; thence N $36^{\circ}10'47''$ E 219.76 feet; thence N $71^{\circ}57'13''$ E 202.93 feet; thence N $55^{\circ}10'44''$ E 116.63 feet; thence N $34^{\circ}49'16''$ W 173.00 feet; thence S $55^{\circ}10'44''$ W 20.54 feet; thence N $34^{\circ}49'16''$ W 262.28 feet; thence S $66^{\circ}29'46''$ W 76.98 feet; thence N $89^{\circ}29'42''$ W 929.37 feet to the centerline of said Acorn Trail; thence N $29^{\circ}23'00''$ W 256.30 feet along the centerline of said Acorn Trail to the north line of said NW $\frac{1}{4}$; thence S $89^{\circ}29'42''$ E 1408.19 feet along the north line of said NW $\frac{1}{4}$; thence S $00^{\circ}30'18''$ W 37.94 feet; thence S $89^{\circ}43'07''$ E 599.94 feet to said True Point of Beginning.

Containing 29.82 acres more or less.

Subject to a public road easement along the southwesterly line and along the east line of the above described parcel. Subject to other easements and restrictions of record, if any.