

ORDINANCE NO. 276 - 3RD SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING PART OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND PART OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION TWENTY-SIX (26), TOWNSHIP ONE HUNDRED FIFTY-TWO (152) NORTH, RANGE FIFTY (50) WEST OF THE 5TH PRINCIPAL MERIDIAN, GRAND FORKS TOWNSHIP, POLK COUNTY, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. This annexation ordinance is being passed and adopted pursuant to the provisions of Minnesota Statute §414.033, Subd. 2 (1).

Section 2. The City of East Grand Forks, Minnesota (hereinafter referred to as the "City") acquired the title to the area to be annexed via that certain Warranty Deed dated May 12, 1909, and recorded May 15, 1909 in the Office of the Polk County, Minnesota, Recorder in Book 128 of Deeds on page 357.

Section 3. The area to be annexed abuts the City, contains approximately 10.0 acres, more or less, and is not presently served by public sewer facilities.

Section 4. The notice requirement of Minnesota Statute §414.033, Subd. 2b is not applicable to the City's adoption of this ordinance since the subject property is being annexed pursuant to the provisions of Minnesota Statute §414.033, Subd. 2 (1).

Section 5. The notice requirement of Minnesota Statute §414.033, Subd. 3 is not applicable to the City's adoption of this ordinance since the perimeter of the area to be annexed is less than 60 percent bordered by the City.

Section 6. The area to be annexed is unpopulated.

Section 7. The City hereby annexes real property situated in the County of Polk, State of Minnesota, legally described as follows, to-wit:

The West nine (9) acres of the Northwest Quarter of the Southeast Quarter (NW1/4 SE1/4) and the West one (1) acre of the Southwest Quarter of the Southeast Quarter (SW1/4 SE1/4) of Section 26, Township 152 North, Range 50 West of the 5th Principal Meridian, more particularly described as follows: Commencing at the Northwest corner of the Southeast Quarter of said Section 26; thence Easterly along the Northerly line of said Southeast Quarter a distance of 18 rods; thence at right angles southerly and parallel with the westerly line of said Southeast Quarter a distance of 80 rods; thence at right angles westerly and parallel

with the Northerly line of said Southeast Quarter a distance of 16 rods; thence at right angles southerly and parallel with the Westerly line of said Southeast Quarter a distance of 80 rods to the Southerly line of said Southeast Quarter; thence at right angles westerly along the southerly line of said Southeast Quarter a distance of two rods to the Southwest corner of said Southeast Quarter; thence northerly along the westerly line of said Southeast Quarter a distance of 160 rods to the place of beginning.

Section 8. The City Administrator is hereby directed to file certified copies of this ordinance with the Director of the Minnesota Office of Strategic and Long Range Planning, with Grand Forks Township, with the Polk County Auditor, and with the Minnesota Secretary of State.

Section 9. City Code Chapter 1 entitled "Definitions and General Provisions Applicable to Entire City Code Including Penalty for Violation" is hereby adopted in its entirety, by reference, as though repeated verbatim herein.

Section 10. This ordinance shall take effect and be in force from and after its passage and publication and be given the Number **276 - 3rd Series**, and after its approval by the Director of the Minnesota Office of Strategic and Long Range Planning.

VOTING AYE: Trembath, Tweten, Driscoll, Holy, Gander, Beauchamp, and Grassel

VOTING NAY: None

ABSENT: None

The President declared the Ordinance passed.

ATTEST:

PASSED: December 18th, 2003.

Craig J. Mattson
City Administrator

R.C. Beauchamp 5/10/04
President of Council

I hereby approve the foregoing Ordinance this 18th day of December, 2003.

Allyn Stors
Mayor

26

