

ORDINANCE NUMBER 4.24

An ordinance annexing land into the City of Fosston

Section 1. RECITALS.

A. WHEREAS, Orland J. Aspen and Linda K. Aspen, husband and wife, Petitioners, have filed a Petition for Annexation by the City of Fosston of the following described real property containing .73 acres, more or less, situated in Polk County, Minnesota:

The East Five (5) rods of the West Thirty (30) rods of the South Thirteen and one-third (13-1/3) rods of the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40) West of the Fifth Principal Meridian; and also

The West Sixty-two and one-half (62-1/2) feet of the following described tract: Commencing at a point 30 rods East of the Southwest corner of the Northwest Quarter of the Northwest Quarter (NW1/4NW1/4) of Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40) West; thence approximately 14 rods along the North line of Block 2, Stadvold and Lohn's Addition to Fosston, to the Northeast corner of said Block 2; thence North at right angles 13-1/3 rods; thence West at right angles approximately 14 rods; thence South at right angles 13-1/3 rods to the point of beginning.

B. WHEREAS, said Petitioners, Orland J. Aspen and Linda K. Aspen, are the sole owners of said property; and

C. WHEREAS, the members of the Fosston City Council are reasonably familiar with said property and believe same is now or is about to become urban or suburban in character; and

D. WHEREAS said tract abuts the City of Fosston, is unplatted and does not exceed two hundred (200) acres; and

E. WHEREAS, no part of said tract is included in another boundary adjustment proceeding pending before the Municipal Boundary Adjustments, and no other municipality borders said property; and

F. WHEREAS, members of the Fosston City Council have determined that annexation of the above described real property is and will be in the best interests of the City of Fosston, Minnesota, and of the territory effected; and

G. WHEREAS, petitioners have been served notice of electricity rate changes which will result from annexation as required by Minnesota Statute 414.033, Subd. 13. Petitioners have waived the 30 day notice requirement.

Section 2. THEREFORE, upon motion duly made, seconded and carried,

IT IS RESOLVED, and the City Council of the City of Fosston, Minnesota, hereby ordains and declares that the aforescribed tract be and is hereby annexed and included in the City of Fosston, Minnesota, as if it had originally been a part thereof.

Section 3. This ordinance shall be final and shall take effect and be in full force from and after the date on which it is passed, published, recorded and approved by the Municipal Boundary Adjustments.

Dated and passed by the City Council of the City of Fosston, Minnesota, on this 28th day of June, 2004.

CITY OF FOSSTON

By: Arvid Clementson
Arvid Clementson, Mayor

By: Charles Lucken
Charles Lucken, City Administrator

