

Proposed Ordinance No. 3/04

ORDINANCE NO. 1340

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF OWATONNA TO INCLUDE CERTAIN UNINCORPORATED LAND ABUTTING THE CITY OF OWATONNA

WHEREAS, all owners of the property described herein have petitioned for annexation of the described property to the City of Owatonna; and

WHEREAS, the property described lies in the Southeast Quarter of Section 33, Township 108 North, Range 20 West, Steele County, Minnesota and comprises 14.21 acres; and

WHEREAS, said property is suitably conditioned for and needs urban government; and

WHEREAS, no part of the property described herein is included within the limits of an incorporated city; and

WHEREAS, the City has authority, pursuant to Minnesota Statutes 414.033, Subdivision 2 (3) to declare the property described herein annexed to the City; and

WHEREAS, a public hearing on the annexation into the City of Owatonna of property herein described was held on March 16th, 2004, and notification requirements of Minnesota Statutes 414.033, Subd. 2b were satisfied; and

WHEREAS, the City of Owatonna is a city of the second class operating under a Home Rule Charter adopted pursuant to the provisions of the Constitution and Laws of the State of Minnesota.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF OWATONNA DO ORDAIN:

SECTION 1. The City Council hereby determines:

1. That the annexation will be to the best interest of the City of Owatonna and of the property affected.
2. All property owners have petitioned the City for annexation of this property and said property is suitably conditioned for and needs urban government.
3. That none of said properties are now included within the limits of any incorporated city.

SECTION 2. That the following described property, referred to in the preamble of this ordinance, situated in the County of Steele, State of Minnesota, to-wit:

Lot 3, Block 1, Rick Fretham Addition, Steele County, Minnesota and that portion of 26th Street NW road right-of-way lying adjacent to said Lot 3, Containing 1.19 acres; AND

All that part of the South Half of the South Half of the Southeast Quarter of the Southeast Quarter of Section 33, Township 108 North, Range 20 West, Steele County, Minnesota, described by:

Beginning at the southeast corner of said Southeast Quarter; thence North 89 degrees, 50 minutes, 22 seconds West, assumed bearing, 445.49 feet along the south line of said Southeast Quarter; thence North 0 degrees, 19 minutes, 56 seconds West 325.03 feet along a line parallel with the east line of said Southeast Quarter to the north line of said South Half of the South Half of the Southeast Quarter of the Southeast Quarter; thence South 89 degrees, 50 minutes, 17 seconds East 445.49 feet to the northeast corner of said South Half of the South Half of the Southeast Quarter of the Southeast Quarter; thence South 0 degrees, 19 minutes, 56 seconds East 325.02 feet to beginning, Containing 3.24 acres including road right-of-way; AND

All that part of the South Half of the South Half of the Southeast Quarter of the Southeast Quarter of Section 33, Township 108 North, Range 20 West, Steele County, Minnesota, described by:

Commencing at the southeast corner of said Southeast Quarter; thence North 89 degrees, 50 minutes, 22 seconds West, assumed bearing, 445.49 feet along the south line of said Southeast Quarter to the True Point of Beginning; thence North 0 degrees, 19 minutes, 56 seconds West 325.03 feet along a line parallel with the east line of said Southeast Quarter to the north line of said South Half of the South Half of the Southeast Quarter of the Southeast Quarter; thence North 89 degrees, 50 minutes, 17 seconds West 436.87 along the north line of said South Half of South Half of Southeast Quarter of the Southeast Quarter; thence South 0 degrees, 16 minutes, 18 seconds East 325.04 feet to the south line of said Southeast Quarter; thence South 89 degrees, 50 minutes, 22 seconds East 437.22 feet to beginning.

Containing 3.26 acres including road right-of-way; AND

All that part of the South Half of the South Half of the Southeast Quarter of the Southeast Quarter of Section 33, Township 108 North, Range 20 West, Steele County, Minnesota, described by:

Commencing at the southeast corner of said Southeast Quarter; thence North 89 degrees, 50 minutes, 22 seconds West, assumed bearing, 882.71 feet along the south line of said Southeast Quarter to the True Point of Beginning; thence North 0 degrees, 16 minutes, 18 seconds West 325.04 feet to the north line of said South Half of the South Half of the Southeast Quarter of the Southeast

Quarter; thence North 89 degrees, 50 minutes, 17 seconds West 436.87 to the northwest corner of said South Half of South Half of Southeast Quarter of the Southeast Quarter; thence South 0 degrees, 12 minutes, 40 seconds East 325.04 feet to the southwest corner of said Southeast Quarter of the Southeast Quarter; thence South 89 degrees 50 minutes 22 seconds East 437.22 feet to beginning.

Containing 3.26 acres including road right-of-way; AND

All that part of the Southeast Quarter of the Southeast Quarter of Section 33, Township 108 North, Range 20 West, Steele County, Minnesota, described by; Commencing at the southeast corner of said Southeast Quarter; thence North 0 degrees, 19 minutes, 56 seconds West, assumed bearing, 325.02 feet along the east line of said Southeast Quarter to the True Point of Beginning; thence North 0 degrees, 19 minutes, 56 seconds West 506.13 feet along the east line of said Southeast Quarter; thence North 89 degrees, 50 minutes, 17 seconds West 269.17 feet; thence South 2 degrees, 15 minutes, 03 seconds West 506.45 feet; thence South 89 degrees, 50 minutes, 17 seconds East 292.00 feet to said True Point of Beginning.

Containing 3.26 acres including road right-of-way.

be and the same hereby is annexed to the City of Owatonna and shall, upon the effective date of this ordinance, become a part of the City of Owatonna as effectively as if it had been originally a part thereof, and the corporate limits of said City of Owatonna are hereby extended to include said land.

TOTAL AREA – 14.21 acres.

SECTION 3. Zone Class shall be applied as follows:

Property being annexed shall be placed in the B-2 community business zoning district.

SECTION 4. This ordinance is enacted pursuant to the provisions of Minnesota Statutes, Chapter 414, Section 414.033, Subd. 2 (3).

SECTION 5. Upon its adoption, a certified copy of this ordinance shall be filed with each of the following:

Clinton Falls Town Clerk
Steele County Auditor
Minnesota Department of Boundary Adjustments

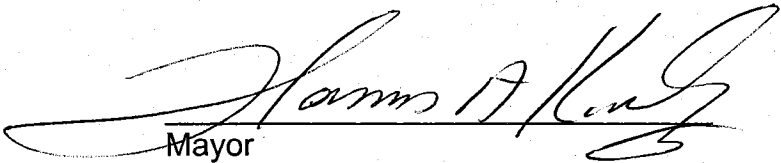
as provided by law.

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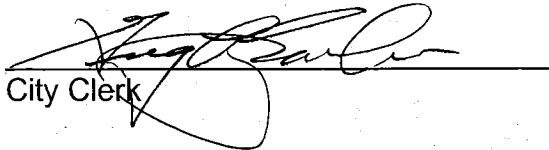
SECTION 6. This Ordinance shall take effect upon its passage, publication and approval by the Minnesota Department of Boundary Adjustments.

Passed and adopted this 6th day of April, 2004, with
the following vote: Aye 6; No 0; Absent 1.

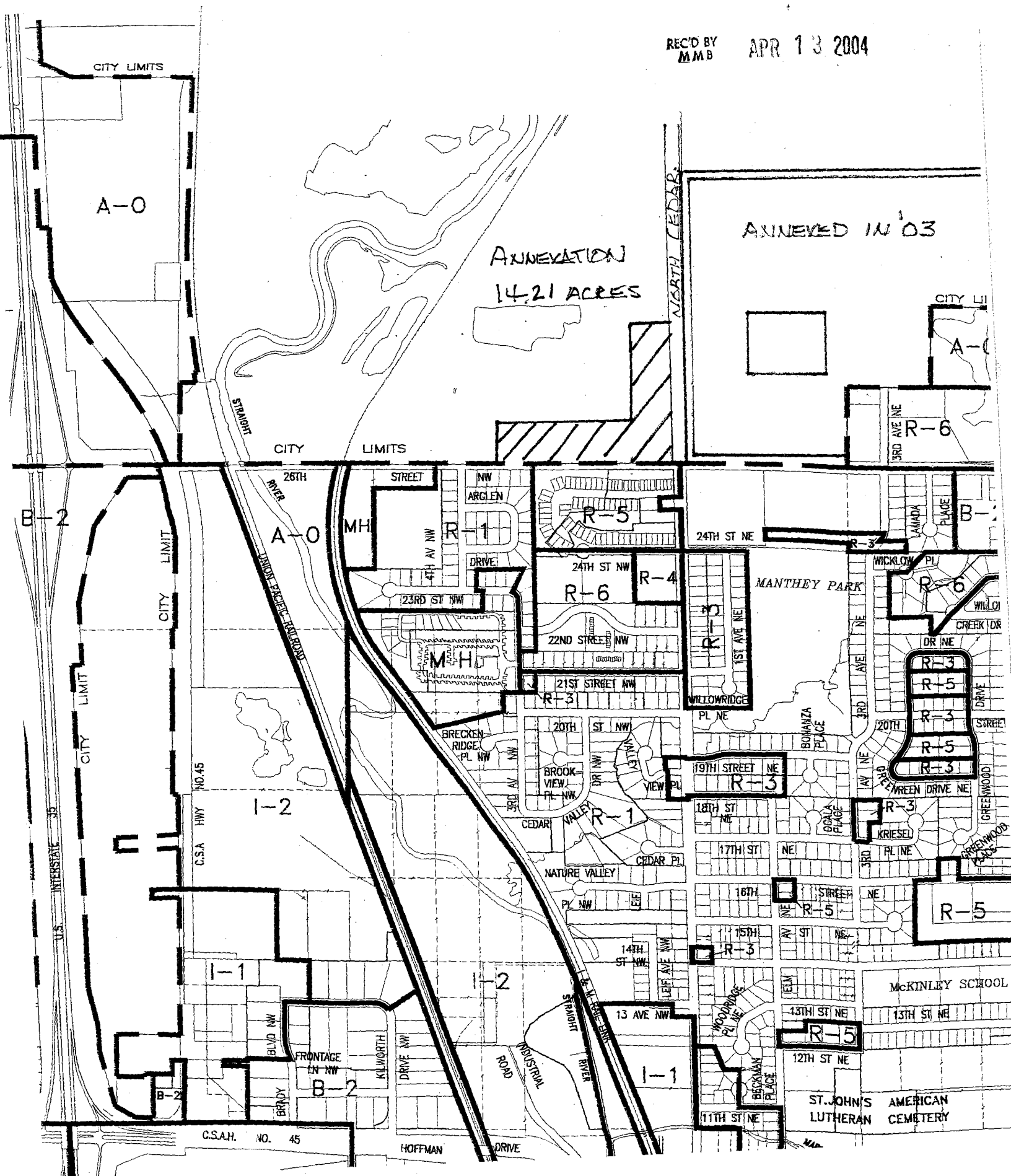
Approved and signed this 6th day of April, 2004.

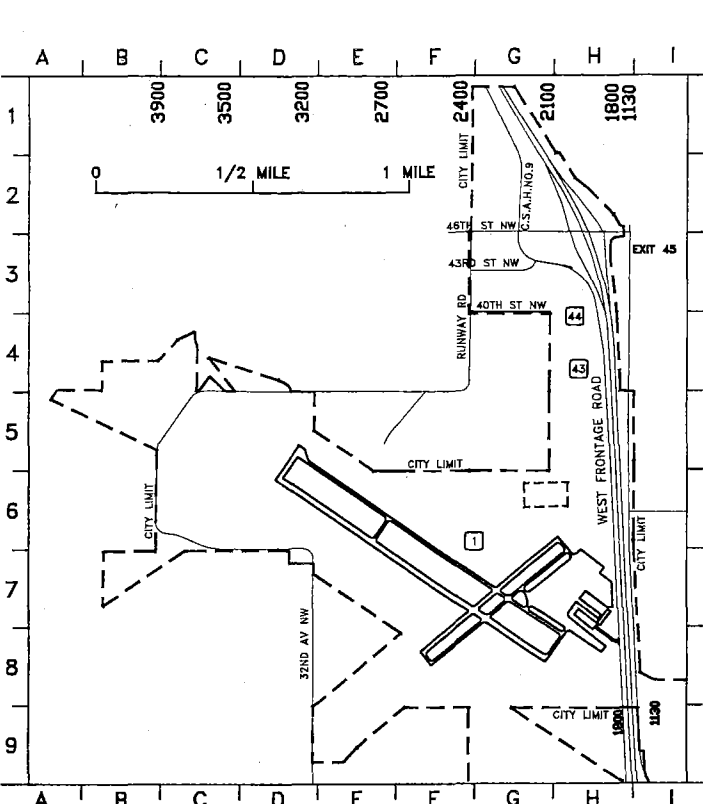

Mayor

ATTEST:


City Clerk

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CITY OF OWATONNA

