

JUN 21 2004

**ORDINANCE NO. 04-007, FOURTH SERIES
CITY OF NEW ULM, BROWN COUNTY, MINNESOTA**

**AN ORDINANCE FOR ANNEXATION OF PROPERTY TO THE CITY OF NEW ULM
PURSUANT TO MINNESOTA STATUTES SECTION 414.033.**

RECITALS

WHEREAS, the City of New Ulm has received a Petition for Annexation of certain properties located in Section 13, Township 110 North, Range 31 West (Milford Township), all in Brown County, Minnesota, legally described below, from the owners of such land, requesting that such properties be annexed to the City of New Ulm; and

WHEREAS, the subject property consists of less than 60 acres, abuts the city limits of the City of New Ulm, and is not presently served by public sewer facilities; and

WHEREAS, a public hearing was held on the petition for annexation before the City Council of the City of New Ulm on May 18, 2004 after proper notice under Minnesota Statutes section 414.033, subd. 2b; and

WHEREAS, the City Council of the City of New Ulm has deemed the described property to be urban or suburban in character or about to become so; and

WHEREAS, it is in the best interests of the City of New Ulm and its residents that the described property be annexed to and incorporated into the city limits of the City of New Ulm pursuant to Minn. Statutes, Section 414.033;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEW ULM:

SECTION I. That the following described property is hereby declared to be annexed to and incorporated into the City of New Ulm with the same force and effect as if such property had originally been part of the City of New Ulm:

(see attached Exhibit A for legal description)

SECTION II. That the City Engineer is hereby directed to make the changes to the official map of the City of New Ulm evidencing the annexation and zoning of the property described herein in and to the City of New Ulm.

SECTION III. That a copy of this ordinance shall be filed with Municipal Boundary Adjustments office of the Minnesota Department of Administration, the Brown County Auditor, the Brown County Recorder, the Milford Township Board, and the Secretary of State of the State of Minnesota.

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SECTION IV. That this ordinance shall take effect and be in force thirty days after passage, approval and publication of this ordinance and upon approval of said annexation by the State of Minnesota and filings as required by law.

Adopted by the City Council of the City of New Ulm this 15th day of June, 2004.



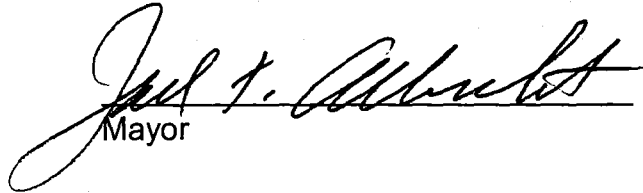
VICE President of the City Council

Attest:



Finance Director/City Clerk-Treasurer

Approved by the Mayor of the City of New Ulm this 15th day of June, 2004.


Mayor

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EXHIBIT A

PARCEL 1:

That part of the North Half of the Southeast Quarter of Section 13, Township 110 North Range 31 West, Brown County, Minnesota, described as:

Commencing at a concrete monument designating the East Quarter corner of Section 13; thence North 89 degrees 49 minutes 05 seconds West, (Minnesota County System of 1983, Brown County Zone), along the East – West center line of Section 13 a distance of 600.32 feet to the point of intersection with the westerly right of way line of North Highland Avenue, according to the plat of North Highland Avenue Second Addition, on file and of record with the Brown County Recorder; said point being the point of beginning; thence continuing North 89 degrees 49 minutes 05 seconds West, along said East – West center line, 1135.87 feet; thence South 37 degrees 02 minutes 38 seconds East, 1574.30 feet to the point of intersection with the westerly 100.00 foot wide right of way line of North Highland Avenue, according to the plat of North Highland Avenue Second Addition, on file and of record with the Brown County Recorder; thence continuing South 37 degrees 02 minutes 38 seconds East, along the westerly right of way line of said North Highland Avenue, a distance of 51.14 feet to a point on the westerly 50.00 foot wide right of way line of said North Highland Avenue; thence North 40 degrees 50 minutes 59 seconds East, along said right of way line, 38.52 feet to the point of curvature of a circular curve to the left; thence northeasterly and northerly, along said westerly right of way line, along a 450.00 foot radius curve, central angle = 54 degrees 07 minutes 26 seconds, an arc distance 425.09 feet to the point of tangency of said curve; thence North 13 degrees 16 minutes 27 seconds West, along the tangent of said curve, along said westerly right of way line, 387.25 feet to the point of curvature of a circular curve to the right; thence northerly and northeasterly, along said westerly right of way line, along a 550.00 foot radius curve, central angle = 54 degrees 40 minutes 58 seconds, an arc distance of 524.92 to the point of beginning. Containing 16.81 acres.

PARCEL 2:

That part of the Northeast Quarter of the Southeast Quarter of Section 13, Township 110 North Range 31 West, Brown County, Minnesota, described as:

Commencing at a concrete monument designating the East Quarter corner of Section 13; thence North 89 degrees 49 minutes 05 seconds West, (Minnesota County System of 1983, Brown County Zone), along the East – West center line of Section 13 a distance of 132.33 feet to the point of intersection with the center line of North Garden Street, according to the plat of North Highland Avenue Second Addition, on file and of record with the Brown County Recorder; said point being the point of beginning; thence continuing North 89 degrees 49 minutes 05 seconds West, along said East – West center line, 320.99 feet to the point of intersection with the easterly right of way line of North Highland Avenue, according to the plat of said North Highland Avenue Second Addition; said point being on a circular curve which center of radius bears South 36 degrees 09 minutes 38 seconds East; thence southwesterly and southerly, along said easterly right of way line, along a 450.00

foot radius curve, central angle = 67 degrees 06 minutes 54 seconds, an arc distance 527.12 feet to the point of tangency of said curve; thence South 13 degrees 16 minutes 27 seconds East, along the tangent of said curve, along said easterly right of way line, 387.25 feet to the point of curvature of a circular curve to the right; thence southerly, along said easterly right of way line, along a 550.00 foot radius curve, central angle = 06 degrees 21 minutes 06 seconds, an arc distance of 60.97 feet to the point of intersection with the northerly right of way line of Karl Drive, according to the plat of said North Highland Avenue Second Addition; thence North 87 degrees 14 minutes 54 seconds East, along said northerly right of way line, 324.15 feet to the point of curvature of a circular curve to the left; thence easterly and northeasterly, along said northerly right of way line, along a 300.00 feet; radius curve, central angle = 31 degrees 39 minutes 09 seconds, an arc distance of 165.73 feet to the point of tangency of said curve; thence North 55 degrees 35 minutes 44 seconds East, along the tangent of said curve, along said northerly right of way line, 55.06 feet to the point of intersection with the east line of the Southeast Quarter of Section 13; thence North 00 degrees 08 minutes 02 seconds East, along said east line, 611.14 feet to the point of intersection with the center line North Garden Street; thence North 34 degrees 24 minutes 16 seconds West, along said center line, 233.41 feet to the point of beginning. Containing 11.54 acres.

ACRES

ANNEXATION PARCEL 1
16.81 ACRES

ANNEXATION PARCEL 2
11.54 ACRES

OUTLOT A
VALLEY HEIGHTS
ADDITION
R=185.00
C=44.49
A=144.72
R=245.00
C=44.49
A=191.66
N 00°16'18"W
131.21
49.74
S 89°46'32"E
718.85
DEDICATED
FOR
STREET

VALLEY HEIGHTS DRIVE
R=251.20
C=41.07
A=191.66
R=245.00
C=44.49
A=191.66
R=185.00
C=44.49
A=144.72
N 00°16'18"E
132.06
50.26
S 89°46'32"E
21.96
S 00°05'10"W
121.96

BLOCK FOUR
OUTLOT A
VALLEY HEIGHTS
ADDITION
R=251.20
C=41.07
A=191.66
R=245.00
C=44.49
A=191.66
R=185.00
C=44.49
A=144.72
N 00°16'18"E
132.06
50.26
S 89°46'32"E
21.96
S 00°05'10"W
121.96

BLOCK THREE
OUTLOT A
VALLEY HEIGHTS
ADDITION
R=251.20
C=41.07
A=191.66
R=245.00
C=44.49
A=191.66
R=185.00
C=44.49
A=144.72
N 00°16'18"E
132.06
50.26
S 89°46'32"E
21.96
S 00°05'10"W
121.96

BLOCK TWO
OUTLOT A
VALLEY HEIGHTS
ADDITION
R=251.20
C=41.07
A=191.66
R=245.00
C=44.49
A=191.66
R=185.00
C=44.49
A=144.72
N 00°16'18"E
132.06
50.26
S 89°46'32"E
21.96
S 00°05'10"W
121.96

BLOCKS TWO, THREE, FOUR, AND VALLEY
HEIGHTS DRIVE OF OUTLOT A, VALLEY HEIGHTS
ADDITION, CITY OF NEW ULM.

TRUNK HIGHWAY NO. 147

S.E. CORNER
SEC. 13-110-31
(CONCRETE MON.)

