

CITY OF FOLEY
COUNTY OF BENTON
STATE OF MINNESOTA

REC'D BY
MMB

APR 27 2005

ORDINANCE NUMBER 362

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF FOLEY TO INCLUDE CERTAIN UNINCORPORATED LAND
NOT EXCEEDING 200 ACRES IN AREA ABUTTING UPON CITY LIMITS

WHEREAS, a certain petition by Benton County was presented to the Foley Planning Commission and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is less than two hundred (200) acres in area, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the petition was signed by all the owners; and

WHEREAS, the land described in the petition abuts upon the city limits; therefore:

THE COUNCIL OF THE CITY OF FOLEY, MINNESOTA ORDAINS:

Section 1. That the City Council hereby determines that the annexation will be in the best interest of the City and territory affected; (2) that the territory described herein abuts upon the City limits and is urban in character; and (3) that none of said territory is included within the limits of any city, village or borough.

Section 2. Territory Annexed: The corporate limits of the City of Foley is hereby extended to include 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 hereof:

The Northwest Quarter of the Southwest Quarter (NW ¼ / SW ¼), except the East 68.45 feet lying north of the South 67.0 feet thereof, Section 23, Township 37 North, Range 29 West. Containing 37.9 acres, more or less.

The South 67.0 feet of the Northeast Quarter of the Southwest Quarter (NE ¼ / SW ¼), Section 23, Township 37 North, Range 29 West. Containing 2.03 acres, more or less.

The West 33.0 feet of the South 67.0 feet Northwest Quarter of the Southeast Quarter (NW ¼ / SE ¼), Section 23, Township 37 North, Range 29 West. Containing 0.05 acre, more or less.

The West 33.0 feet of the Southwest Quarter of the Southeast Quarter (SW ¼ / SE ¼), Section 23, Township 37 North, Range 29 West. Containing 1.0 acres, more or less.

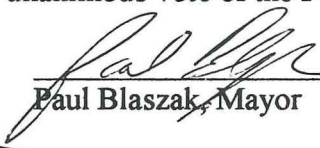
The East 33.0 feet of the Northwest Quarter (NW ¼), Section 26, Township 37 North, Range 29 West. Containing 2.0 acres, more or less.

Section 3. Zoning. The annexed territory shall be zoned "R-1" Single and Two Family Residential District, according to Ordinance No. 319, Section 11, Subdivision 2 (3), which provides that all land which may hereafter become a part of the City of Foley through annexation shall be automatically classified in the "R-1" Single and Two Family Residential District until otherwise changed by amendment procedure.

Section 4. Filing. The City Clerk is hereby directed to file a certified copy of this Ordinance with Municipal Planning – Municipal Boundary Adjustments, the Secretary of State, the County Auditor and Gilmanton Township.

Section 5. Effective Date. This Ordinance takes effect upon its passage and publication and filing of certified copies as directed in Section 4.

PASSED AND ADOPTED by unanimous vote of the Foley City Council, this 19th day of April, 2005.


Paul Blaszak, Mayor

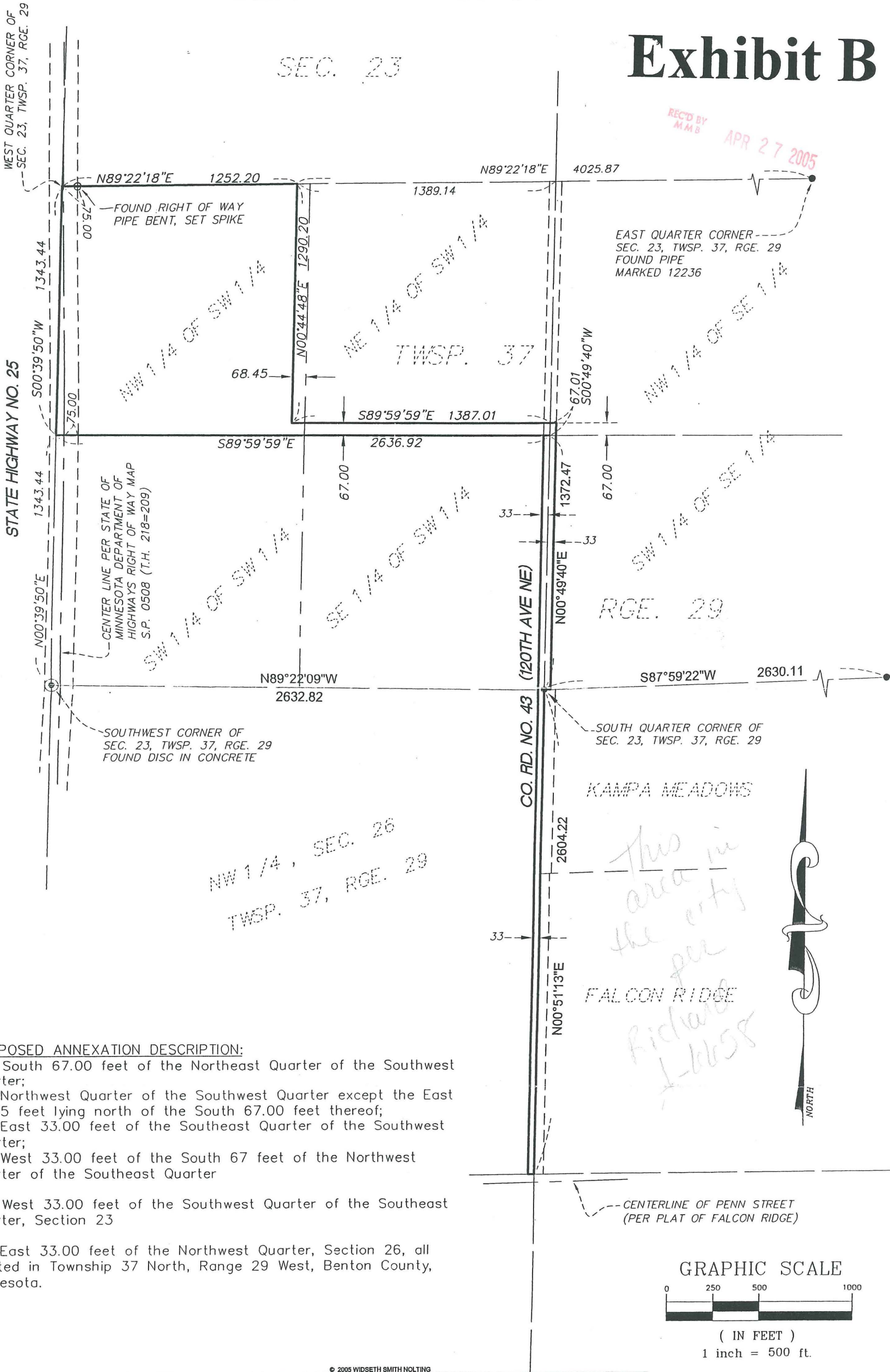
ATTEST:


Richard Zimmer, Clerk

CERTIFICATE OF SURVEY

Exhibit B

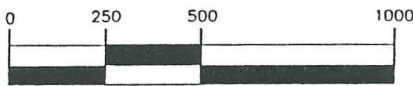
SEC. 23



PROPOSED ANNEXATION DESCRIPTION:

The South 67.00 feet of the Northeast Quarter of the Southwest Quarter;
the Northwest Quarter of the Southwest Quarter except the East 68.45 feet lying north of the South 67.00 feet thereof;
the East 33.00 feet of the Southeast Quarter of the Southwest Quarter;
the West 33.00 feet of the South 67 feet of the Northwest Quarter of the Southeast Quarter
and
The West 33.00 feet of the Southwest Quarter of the Southeast Quarter, Section 23
and
the East 33.00 feet of the Northwest Quarter, Section 26, all located in Township 37 North, Range 29 West, Benton County, Minnesota.

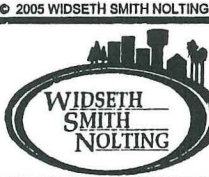
GRAPHIC SCALE



(IN FEET)
1 inch = 500 ft.

DATE: FEB. 2005
SCALE: AS SHOWN
DRAWN BY: RWS
CHECKED BY: GHS
FILE NUMBER: 492A003

PREPARED FOR: BENTON COUNTY
I HEREBY CERTIFY THAT THIS SURVEY, PLAN, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MN
Gary H. Stevenson
GARY H. STEVENSON DATE: 2-17-05 LIC. NO. 12684



ENGINEERS ALEXANDRIA
ARCHITECTS BEMIDJI
LAND SURVEYORS BRAINERD
ENVIRONMENTAL SERVICES CROOKSTON
GRAND FORKS
WWW.WSN.MN.COM

Bearings shown are based on the Benton County Coordinate System NAD 83 (1996 Adjustment)