

ORDINANCE NO. 11,002.00**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF CLEVELAND TO INCLUDE CERTAIN LAND NOT EXCEEDING 60 ACRES IN AN AREA ABUTTING UPON THE CITY LIMITS**

WHEREAS, a certain petition dated February 28, 2005 requesting annexation to the territory hereinafter described was duly presented to the City Council on March 1, 2005; and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is 2 acres of land, no part of which included within the limits of an incorporated city, village, or borough; and

WHEREAS, the petition is signed by all owners; and

WHEREAS, the property abuts the City of Cleveland; and

WHEREAS, the area to be annexed is 60 acres or less; and

WHEREAS, the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, pursuant to Minnesota Statute, a property meeting these conditions is deemed to be urban or suburban in character or about to become so.

WHEREAS, a public hearing was held on April 4, 2005 after giving 30 days written notice by certified mail to Cleveland Township and to all landowners within and contiguous to the area to be annexed.

The City Council of Cleveland, Minnesota does ordain:

Section 1. The City Council hereby determines (1) that the annexation will be in the best interests of the City and the area to be annexed; (2) that the property described herein abuts the City limits, and is about to become urban or suburban in character; and (3) that none of said property is now included within the limits of any city, village, or borough.

Section 2. Area Annexed. The corporate limits of the City of Cleveland are hereby extended to include the land described as follows and the same is hereby annexed to and included within the City as if it had originally been a part thereof;

Beginning at a point on the North (N) line of the Northeast One Quarter (NE1/4) of the Southwest One Quarter (SW1/4) of Section Number 21, Township Number 110 North (N), Range Number 25 West (W), said point being 568.00 feet West (W) of the Center of said Section Number 21,

MAY 12 2005

thence continuing West (W) on said North (N) line 291.00 feet, thence South (S) 355.00 feet, thence East (E) 212.00 feet, thence North (N) 27 degrees 05 minutes East (E) 174.15 feet, thence North (N) 200.00 feet to the place of beginning.

Containing 2.00 acres and being part of the Northeast One Quarter (NE1/4) of the Southwest One Quarter (SW1/4) of said Section Number 21, Township Number 110 North (N), Range Number 25 West (W), Le Sueur County, Minnesota.

Section 3. Filing. The City Administrator is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Boundary Adjustments Office, the Secretary of State, and the County Auditor.

Section 4. Effective Date of Annexation. This ordinance takes effect thirty days after its passage and publication and the filing of certified copies as directed in Section 3 and approval by the Minnesota Municipal Boundary Adjustments Office.

Adopted by the City Council of Cleveland, Minnesota this 4th day of April, 2005.



Richard Walter, Mayor

Attest:



Gwyn Ploog, City Clerk

I, Gwyn Ploog, City Clerk / Treas., certify that this is true and correct copy of the ordinance.



Gwyn Ploog, City Clerk / Treas.

5-9-05
Date

* TRACT NUMBER | HT = MULTIPLE TRACT NUMBER | HEL = HIGHLY ERODIBLE LAND | MW = MINIMAL EFFECT WETLAND (EXEMPT) |
 W = WETLAND | CW = CONVERTED WETLAND | NHCL = NON-HIGHLY ERODIBLE | MWC, MWN, MWR = SPECIAL COND. (SEE SCS) |
 FW = FARMED WETLAND | NA = NON-AGRICULTURAL | PC = PRIOR CONVERTED WETLAND | NC = NON-CROPLAND | PHOTO NO. |
 NW = NON-WETLAND | AW = ARTIFICIAL WETLAND | ECW = EXEMPT (COMMENCED) CONVERTED WETLAND |

COUNTY

Le Sueur

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ISCALE | *NOV. 1995* | YR.

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WARNING: Contact NRCS before draining, dredging, filling, or leveling any wet areas or wetland coded fields or improving, modifying or maintaining and existing drainage system



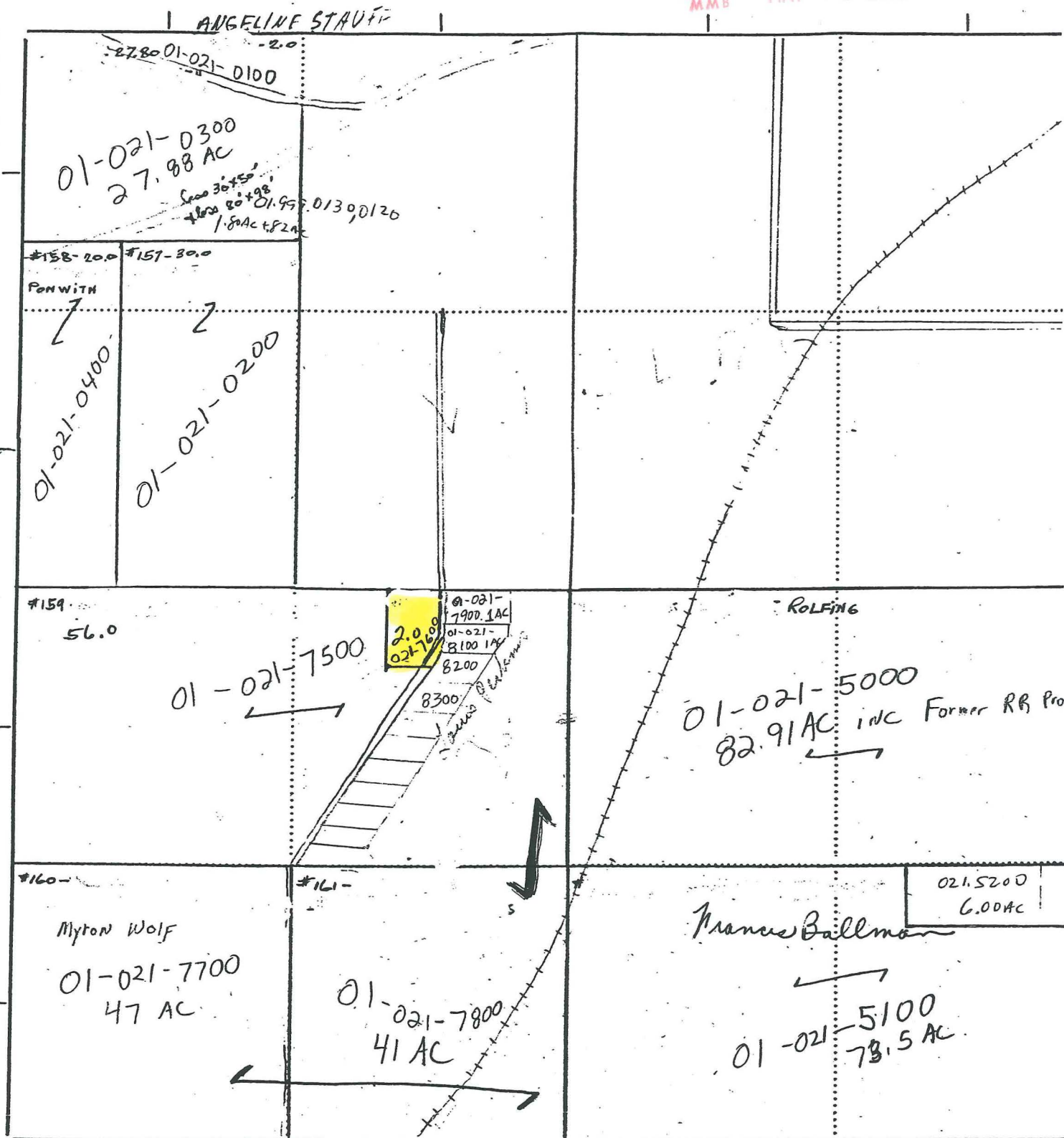
District Town of Cleveland

Section 21

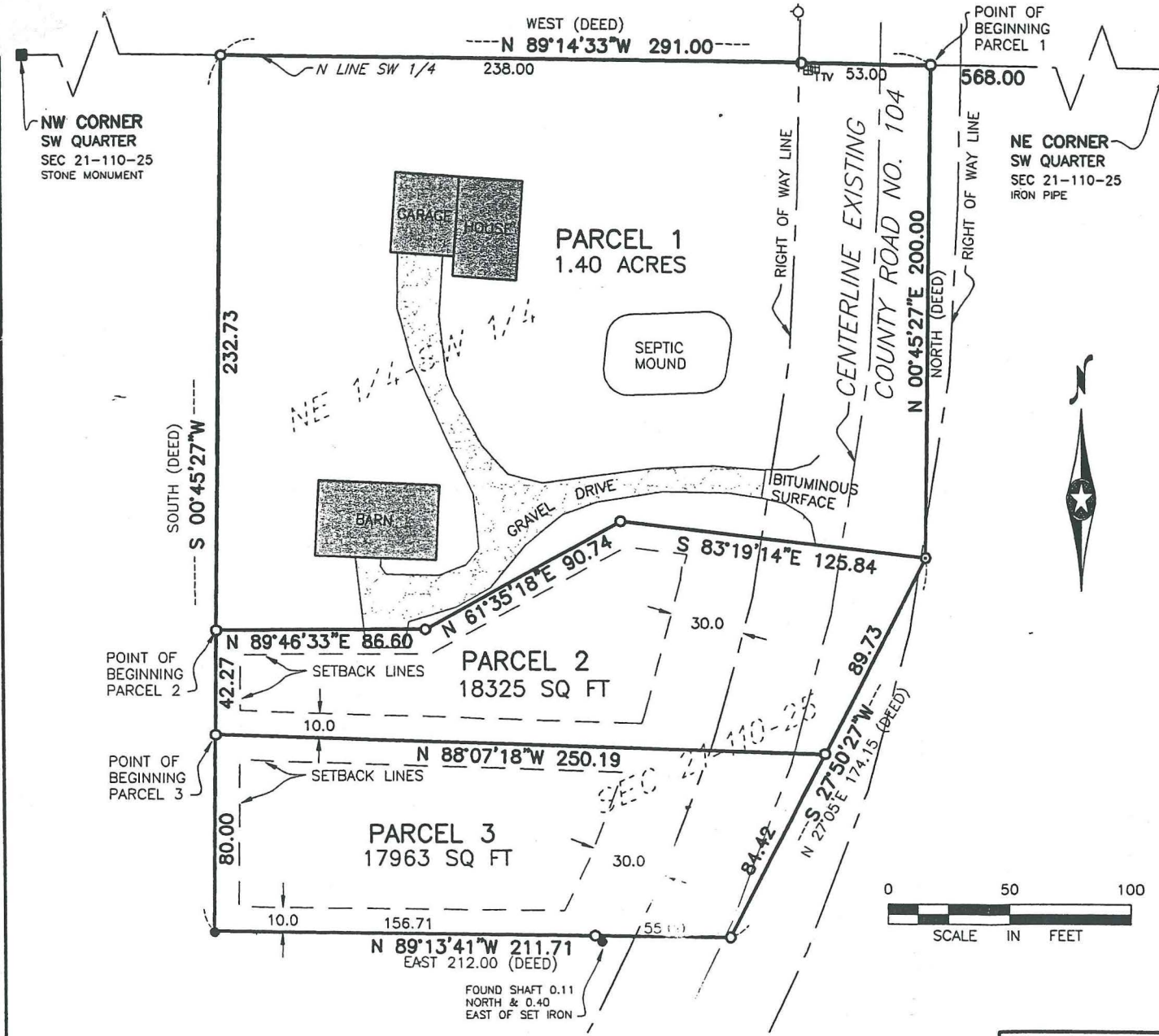
T 110 R 25 Photo No.

REC'D BY
MMB

MAY 12 2005



159a 2.0 Walter Krenik



DESCRIPTION OF RECORD

Beginning at a point on the North line of the Northeast One Quarter of the Southwest One Quarter of Section Number 21, Township Number 110 North, Range Number 25 West, said point being 568.00 feet West of the Center of said Section Number 21, thence continuing West on said North line 291.00 feet, thence South 355.00 feet, thence East 212.00 feet, thence North 27 degrees 05 minutes East 174.15 feet, thence North 200.00 feet to place of beginning. Containing 2.00 acres and being part of the Northeast one Quarter of the Southwest One Quarter of said Section Number 21, Township Number 110 North, Range 25 West, LeSueur County, Minnesota.

PARCEL 1 DESCRIPTION

Part of the Northeast Quarter of the Southwest Quarter of said Section 21, Township 110 North, Range 25 West, Le Sueur County, Minnesota described as: Commencing at the Northeast corner of the Southwest Quarter; thence North 89 degrees 14 minutes 33 seconds West (assumed bearing), on the North line of the Southwest Quarter, 568.00 feet to the point of beginning; thence continuing North 89 degrees 14 minutes 33 seconds West on said North line, 291.00 feet; thence South 00 degrees 45 minutes 27 seconds West, 232.73 feet; thence North 89 degrees 46 minutes 33 seconds East, 86.60 feet; thence North 61 degrees 35 minutes 18 seconds East; 90.74 feet; thence South 83 degrees 19 minutes 14 seconds East, 125.84; thence North 00 degrees 45 minutes 27 seconds East, 200.00 feet to the point of beginning. Contains 1.40 acres of land and is subject to and together with any and all easements of record.

PARCEL 2 DESCRIPTION

Part of the Northeast Quarter of the Southwest Quarter of said Section 21, Township 110 North, Range 25 West, Le Sueur County, Minnesota described as: Commencing at the Northeast corner of the Southwest Quarter; thence North 89 degrees 14 minutes 33 seconds West (assumed bearing), on the North line of the Southwest Quarter, 859.00 feet; thence South 00 degrees 45 minutes 27 seconds West, 232.73 feet to the point of beginning; thence North 89 degrees 46 minutes 33 seconds East, 86.60 feet; thence North 61 degrees 35 minutes 18 seconds East; 90.74 feet; thence South 83 degrees 19 minutes 14 seconds East, 125.84 feet; thence South 27 degrees 50 minutes 27 seconds West, 89.73 feet; thence North 88 degrees 07 minutes 18 seconds West, 250.19 feet; thence North 00 degrees 45 minutes 27 seconds East, 42.27 feet to the point of beginning. Contains 18,325 square feet of land and is subject to and together with any and all easements of record.

PARCEL 3 DESCRIPTION

Part of the Northeast Quarter of the Southwest Quarter of said Section 21, Township 110 North, Range 25 West, Le Sueur County, Minnesota described as: Commencing at the Northeast corner of the Southwest Quarter; thence North 89 degrees 14 minutes 33 seconds West (assumed bearing), on the North line of the Southwest Quarter, 859.00 feet; thence South 00 degrees 45 minutes 27 seconds West, 275.00 feet; thence South 88 degrees 07 minutes 18 seconds East, 250.19 feet; thence South 27 degrees 50 minutes 27 seconds West, 84.42 feet; thence North 89 degrees 13 minutes 41 seconds West, 211.71 feet; thence North 00 degrees 45 minutes 27 seconds East, 80.00 feet to the point of beginning. Contains 17,963 square feet of land and is subject to and together with any and all easements of record.

LEGEND

- 3/4" IRON PIPE MONUMENT SET
MARKED BY REG. NO. 19789
- MONUMENT FOUND
- STONE MONUMENT FOUND
- ◇ HYDRANT
- ⊕_T TELEPHONE PEDESTAL
- ⊕_{TV} CATV PEDESTAL

I hereby certify that this survey 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 Minnesota.

Rory Jensen
Rory Jensen

Date 3/18/05 License No. 19789

CITY OF CLEVELAND REQUIREMENTS
SETBACKS FROM R/W=30
SIDE & REAR SETBACKS=10
MINIMUM SQ FT=10,000

CERTIFICATE OF SURVEY
LESUEUR COUNTY, MINNESOTA



BOLTON & MENK, INC.
Consulting Engineers & Surveyors

35 SOUTH PARK AVENUE, LE CENTER, MN 56057 (507) 357-4482
MANKATO, MN FAIRMONT, MN SLEEPY EYE, MN WILLMAR, MN
BURNSVILLE, MN CHASKA, MN AMES, IA

PART OF THE NE 1/4-SW 1/4
SEC 21-110-25, CLEVELAND TWP.
LESUEUR COUNTY, MINNESOTA

FOR: MILLICENT KRENIK