

ORDINANCE NO. 39-1
EXTENDING THE CORPORATE LIMITS
OF THE CITY OF MAZEPPA
TO INCLUDE CERTAIN UNINCORPORATED LAND
ABUTTING THE CITY OF MAZEPPA

WHEREAS, Minnesota Statute §414.033 allows a city to annex land into the city limits by ordinance when: a) the land abuts the municipality, b) the land area is less than 60 acres, c) the city receives a petition for annexation from all property owners of the land, and d) the area to be annexed is not presently served by public sewer facilities, and

WHEREAS, the City of Mazeppa has received a Petition dated July 16, 2005 from Phil A. Olson and Shari L. Olson, husband and wife, and Lund Acquisition Group, LLC, all of the owners of the property described on Exhibit A hereto, no part of which is now included in the city limits of the City of Mazeppa, and

WHEREAS, the petitioners' lands taken together abut the City, and

WHEREAS, the land is 0.91 acres in area, and

WHEREAS, the property to be annexed is not presently served by public sewer facilities, and

WHEREAS, the City believes the land is about to become urban or suburban in character because the area in which the property is located is a logical location for expansion of the City limits to accommodate single family housing and the property to be annexed will be used for construction of new single-family homes and streets in a residential subdivision to be developed by petitioners, and

WHEREAS, a public hearing was held on August 10, 2005 pursuant to Minnesota Statutes Section 414.033, Subd.2(b), and 30 days' written notice was given by certified mail to Mazeppa

Township and to all landowners within and contiguous to the area to be annexed, and

WHEREAS, the City feels that annexation of the property by ordinance is in the best interests of the citizens of the City of Mazeppa;

NOW THEREFORE, IT IS ORDAINED BY THE CITY OF MAZEPPA, MINNESOTA AS FOLLOWS:

1. The land described on Exhibit A hereto is declared annexed to the City of Mazeppa, and the corporate limits of the City of Mazeppa are hereby extended to include said land.
2. A certified copy of this ordinance shall be immediately forwarded by the City Attorney to the Wabasha County Auditor and to the Office of Strategic and Long-Range Planning, together with appropriate filing fees. A certified copy shall also be forwarded to the Mazeppa Township Clerk, Secretary of State, and the petitioners.
3. This ordinance shall take effect upon the latest of date of passage, approval by the State Office of Strategic and Long-Range Planning, and publication according to law.

Dated: September 7, 2005



Deborah Frank, Mayor



Linda Friedrich, City Clerk

EXHIBIT A

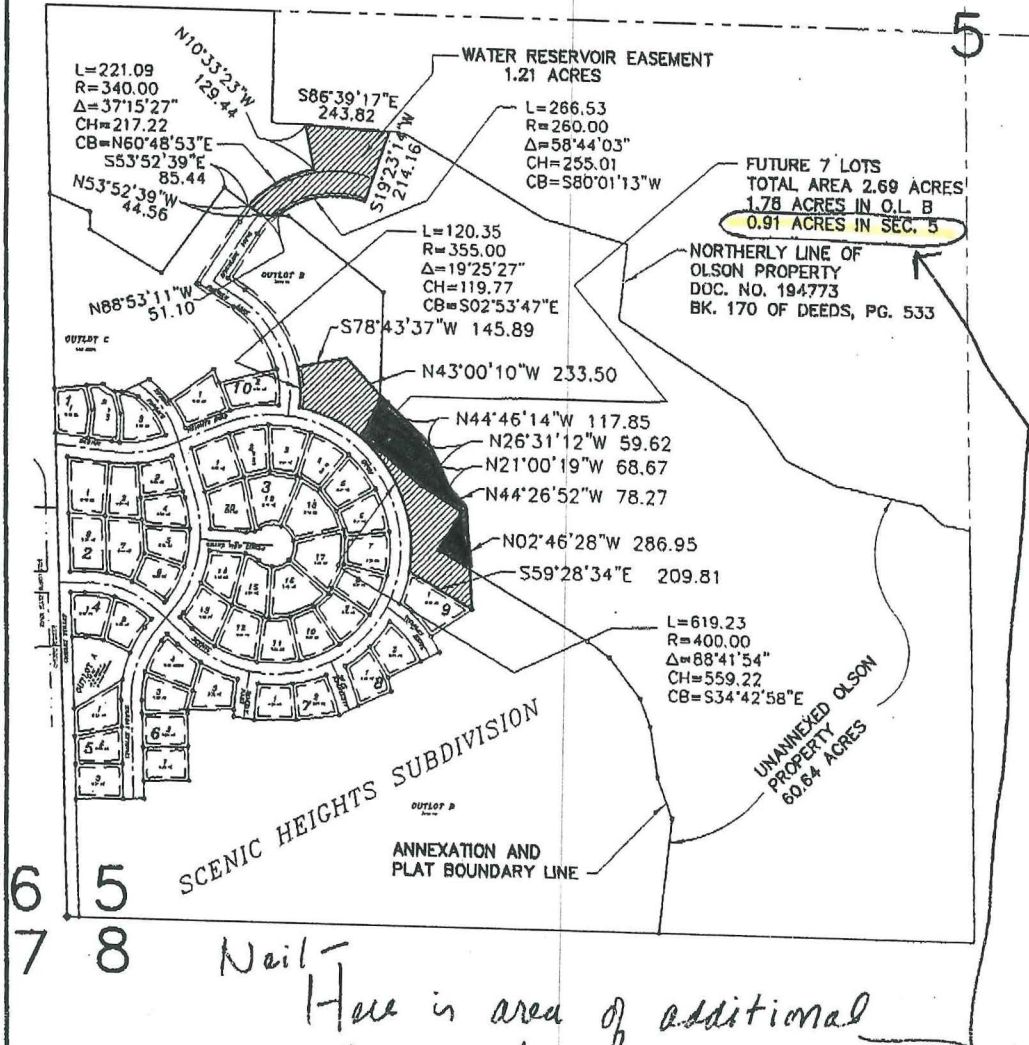
That part of Outlot B of SCENIC HEIGHTS SUBDIVISION, according to the recorded plat thereof filed in the Wabasha County Records office and that part of Section 5, Township 109 North, Range 14 West, Wabasha County, Minnesota, described as follows:

Beginning at the most northerly corner of Lot 1, Block 9 of said SCENIC HEIGHTS SUBDIVISION; thence on an assumed bearing of South 59 degrees 28 minutes 34 seconds East, along a northeasterly line of said Lot 1, a distance of 209.81 feet to the most easterly corner of said Lot 1; thence North 02 degrees 46 minutes 28 seconds West, a distance of 286.95 feet; thence North 44 degrees 26 minutes 52 seconds West, a distance of 78.27 feet; thence North 21 degrees 00 minutes 19 seconds West, a distance of 68.67 feet; thence North 26 degrees 31 minutes 12 seconds West, a distance of 59.62 feet; thence North 44 degrees 46 minutes 14 seconds West, a distance of 117.85 feet; thence North 43 degrees 00 minutes 10 seconds West, a distance of 233.50 feet; thence South 78 degrees 43 minutes 37 seconds West, a distance of 145.89 feet to the easterly right of way line of Parkview Lane, as platted and dedicated in said SCENIC HEIGHTS SUBDIVISION; thence southerly, along said easterly right of way line of Parkview Lane, a distance of 120.35 feet to the northerly right of way line of Scenic Heights Road as platted and dedicated in said SCENIC HEIGHTS SUBDIVISION; thence easterly and southeasterly along the northeasterly and easterly right of way line of said Scenic Heights Road, a distance of 619.23 feet to the point of beginning EXCEPT OUTLOT B, SCENIC HEIGHTS SUBDIVISION.

SEP 16 2005

Neil Britton - 507/292-8746

From : Dave Johnson 9 Aug. 2005

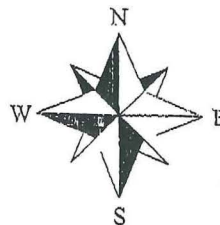


PROPERTY
TO BE
ANNEXED

Neil -
Here is area of additional
annexation

APRIL 26, 2005

Dave



JOHNSON & SCOFIELD INC.
LAND SURVEYORS
1203 MAIN ST. - RED WING - MN 55066 (651) 388-1558
626 JEFFERSON AVENUE
WABASHA - MN 55981 (651) 565-3244



MAP OF

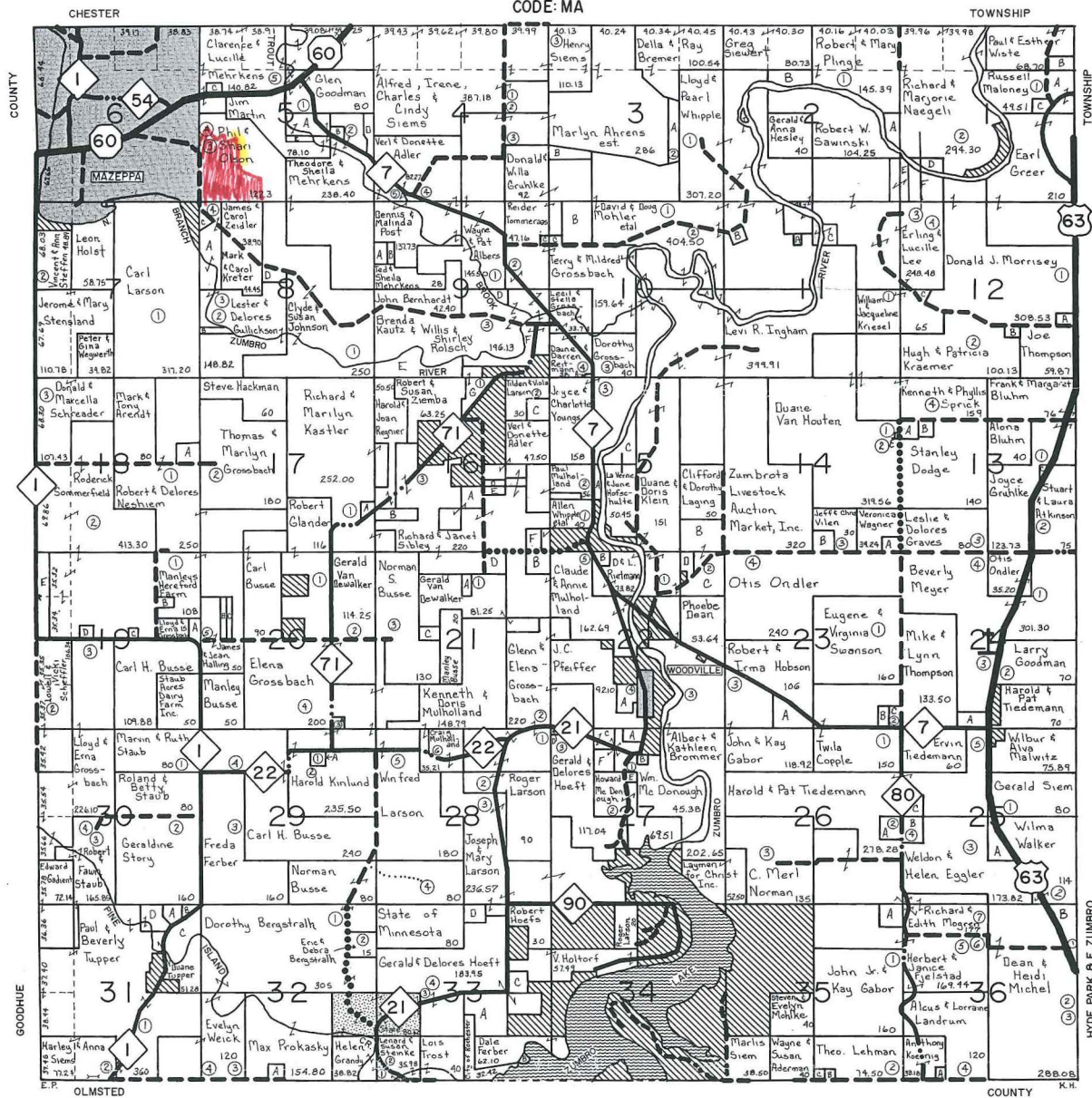
MAZEPPA & W. ZUMBRO

TOWNSHIP: 109 N.

RANGE: 14 W.



CODE: MA



SEE SMALL TRACT OWNERS FOLLOWING TOWNSHIP MAPS

Property To Be Annexed

