REC'D BY
MMB OCT 13 2005

ORDINANCE NO. 382, SECOND SERIES

AN ORDINANCE OF THE CITY OF SAINT PETER, MINNESOTA ANNEXING LAND OWNED BY THE MARY K. WENNER LIVING TRUST LOCATED WITHIN THE TOWN OF TRAVERSE, NICOLLET COUNTY, MINNESOTA PURSUANT TO MINN. STAT. 414.033, SUBD. 2, PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, the territory described below is not presently within the corporate limits of any incorporated city and abuts the corporate limits of the City of Saint Peter, Minnesota; and

WHEREAS, the Saint Peter Planning and Zoning Commission has determined that this territory is deemed to be urban or suburban in character; and

WHEREAS, a petition requesting annexation has been received signed by the Mary K. Wenner living trust, the sole owner of property within the territory subject to annexation by ordinance; and

WHEREAS, the property to be annexed includes approximately 2.14 acres of land; and

WHEREAS, there are no human inhabitants of the territory subject to annexation by ordinance; and

WHEREAS, the territory to be annexed is not currently served by City owned water or sanitary sewer services; and

WHEREAS, on October 4, 2005, a public hearing was conducted by the Planning and Zoning Commission regarding the annexation of the subject property and the Planning and Zoning Commission has recommended approval of the annexation; and

WHEREAS, the City Council has determined that the annexation of the subject territory is in conformance with the Comprehensive Plan of the City of Saint Peter.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SAINT PETER, NICOLLET COUNTY, MINNESOTA DOES HEREBY ORDAIN:

Section 1. Territory Annexed: Pursuant to Minnesota Statute 414.033, the corporate limits of the City of Saint Peter are hereby extended by annexation of the property described as follows:

> All that part of the Northeast Quarter of the Southeast Quarter of Section 8, Township 110 North, Range 26 West, City of Saint Peter, Nicollet County, Minnesota, described as: Commencing at the NE corner of the SE Quarter of Section 8; thence South 01 degrees 41 minutes 54 seconds West (assumed bearing), on the East line of the SE Quarter of Section 8, a distance of 50.01 feet to the southerly right of way line of Dodd Avenue and the point of beginning; thence North 87 degrees 30 minutes 00 seconds West on said southerly right of way line, 276.04 feet to the easterly right of way line of Washington Avenue; thence South 02 degrees 30 minutes 00 seconds West, on said easterly right of way line, 112.26 feet to the point of curvature of a 447.78 foot radius curve to the left having a central angle of 47 degrees 18 minutes 55 seconds; thence along the curve and said easterly right of way line, 369.78 feet to a point on a line parallel to and 138.00 feet West of the East line of the SE Quarter of Section 8; thence North 01 degrees 41 minutes 54 seconds East on said line, 108.95 feet; thence South 88 degrees 18 minutes 06 seconds East, 138.00 feet to the East line of the SE Quarter of Section 8; thence North 01 degrees 41 minutes 54 seconds East, 330.60 feet to the point of beginning. (Contains 2.14 acres of land being subject to and together with any and all easements of record.)

Section 2. Filing: The City Administrator is directed to file certified copies of this ordinance with the Secretary of State, the County Auditor of Nicollet County, the Town Clerk of Traverse Township and Minnesota Planning Boundary Adjustments.

Section 3. Effective Date of Annexation: This ordinance takes effect upon its passage, publication and the filing of certified copies as directed in Section 2, and its approval by the Minnesota Municipal Board, now known as Minnesota Planning Municipal Boundary Adjustments.

Section 4. Official Map: The Community Development Director is directed to change the Official Zoning Map to reflect the new boundary of the City resulting from annexation of the property and to depict its zoning classification as (R-2) One & Two Family Dwelling district.

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Section 5. Adoption of General Provisions: All the provisions of Chapter 1, of the Saint Peter City Code are made a part hereof and applicable to this Ordinance.

Adopted by the City Council of the City of Saint Peter, Nicollet County, Minnesota this 10th day of October, 2005.

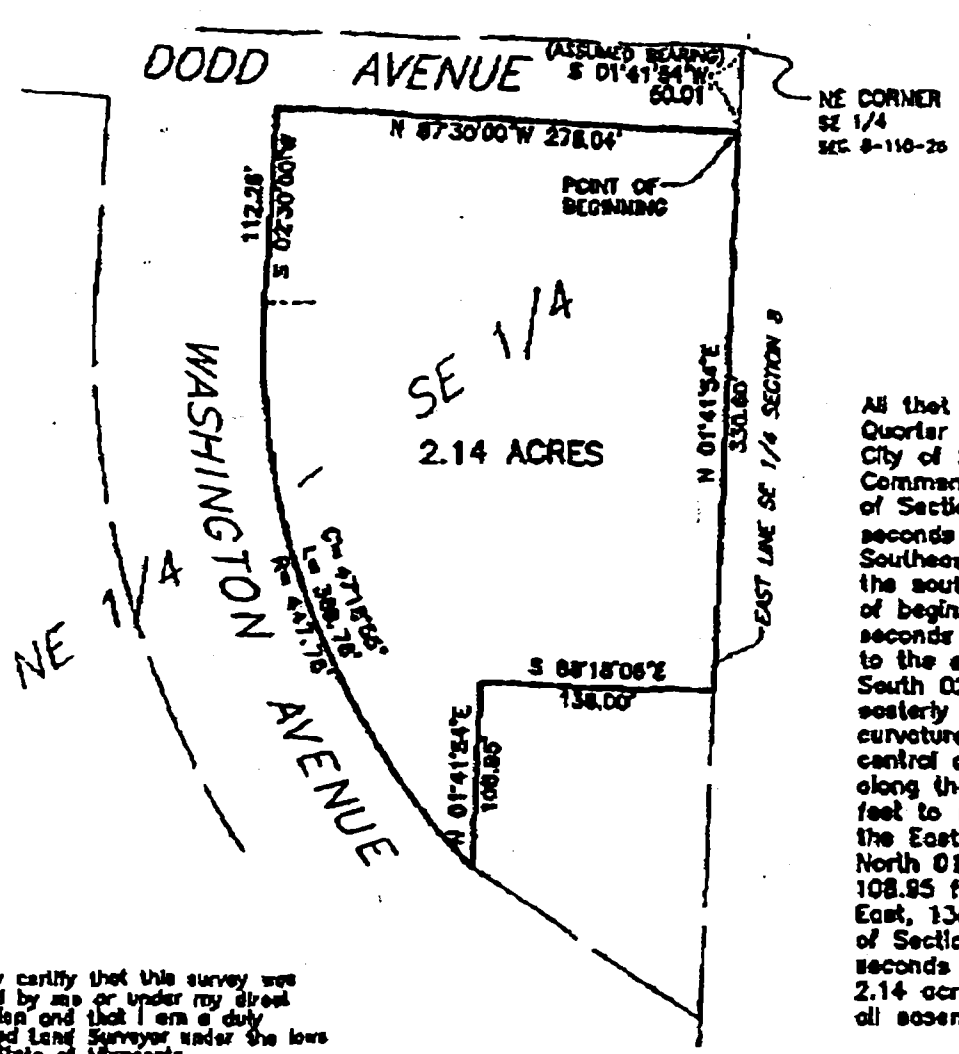
ATTEST:

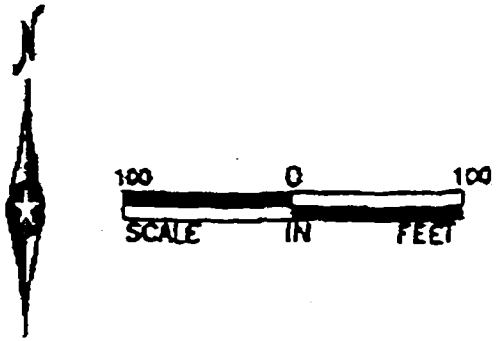
Todd Prafke
City Administrator

Jerry K. Hawbaker
Mayor

The foregoing Ordinance was adopted by the following votes:
Ayes: Councilmembers Pfeifer, Kvamme, Gover, Douglas, Brinker, and Mayor Hawbaker
Nayes: None
Absent: Councilmember Strand
Published in the *Saint Peter Herald* on October 20, 2005.

01/00/00 12:00A P.002





All that part of the Northeast Quarter of the Southeast Quarter of Section 8, Township 110 North, Range 26 West, City of St. Peter, Nicollet County, Minnesota described as: Commencing at the Northeast corner of the Southeast Quarter of Section 8; thence South 01 degrees 41 minutes 54 seconds West (assumed bearing), on the East line of the Southeast Quarter of Section 8, a distance of 50.01 feet to the southerly right of way line of Dodd Avenue and the point of beginning; thence North 87 degrees 30 minutes 00 seconds West on said southerly right of way line, 276.04 feet to the easterly right of way line of Washington Avenue; thence South 02 degrees 30 minutes 00 seconds West, on said easterly right of way line, 112.28 feet to the point of curvature of a 447.78 foot radius curve to the left having a central angle of 47 degrees 18 minutes 55 seconds; thence along the curve and said easterly right of way line, 368.78 feet to a point on a line parallel to and 138.00 feet West of the East line of the Southeast Quarter of Section 8; thence North 01 degrees 41 minutes 54 seconds East, on said line, 108.85 feet; thence South 88 degrees 18 minutes 06 seconds East, 138.00 feet to the East line of the Southeast Quarter of Section 8; thence North 01 degrees 41 minutes 54 seconds East, 330.60 feet to the point of beginning. Contains 2.14 acres of land being subject to and together with any and all easements of record.

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly registered Land Surveyor under the laws of the State of Minnesota.

Peter W. Blethen

Peter W. Blethen

12/23/99 Date License No. 17367

SKETCH OF SURVEY
ST. PETER, MINNESOTA

BOLTON & MENK, INC
CONSULTING ENGINEERS & SURVEYORS

REVISED:
E:\DATA\31383C01.DWG 12-23-1999 8:44a.m.

SCALE: 1" = 100'
FIELD BOOK: NONE
JOB NUMBER: M32.31383
S:\DATA\DESS7.CRD
F:\SURVEY\31383.WPD
DRAWN BY: LB

PART OF THE NE 1/4 - SE 1/4
SECTION 8-110-26

FOR: MACKENZIE & GUSTAFSON LTD.

TOTAL P.05

RECEIVED OCT 18 2005

REC'D BY MMB
OCT 13 2005

