

**CITY OF AUDUBON****ORDINANCE NO. 145****AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUDUBON TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 60 ACRES IN AREA ABUTTING UPON THE CITY LIMITS.**

**WHEREAS**, a certain petition requesting annexation of the territory hereinafter described was duly presented to the council on the 13 day of March, 2006 ;  
and

**WHEREAS**, the petition was signed by all owners of the territory to be annexed; and

**WHEREAS**, no objections to the annexation have been received from the town board, or the government body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

**WHEREAS**, a hearing was duly held by the governing body of the City of Audubon, Minnesota, on the proposed annexation after at least 30 days' written notice by certified mail pursuant to statute; and

**WHEREAS**, the land described in the petition abuts upon the city limits at its northerly, westerly and southerly boundary, is approximately 2 acres in size and none of it is presently included within the corporate limits of any incorporated city.;

**WHEREAS**, the land is or is about to become urban or suburban in character; is unplatted land less than 60 acres in size and is not presently served by public sewer facilities with a current population of two (2).

**WHEREAS**, the City of Audubon has complied with Minn. Stat. 414.033 Subd. 13.  
**NOW THEREFORE:**

The council of the City of Audubon, Minnesota ordains:

**Section 1.** The city council hereby determines (1) that the territory described herein abuts upon the city limits and is or is about to become urban or suburban in character; and (2) that none of the territory is now included within the limits of any city.

**Section 2.** The population of the territory is two (2).

**Section 3. Territory annexed.** The corporate limits of the city are hereby extended to include the unplatted 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 thereof:

All that part of Government Lot Three (3), Section Fifteen (15), Township 139 North of Range 42 West of the 5th P.M., in Becker County, Minnesota, described as follows:

Commencing at the Southeast corner (iron stake) of Block 48. Plat of the Town of Audubon, Becker County, Minnesota according to the certified Plat thereof on file and of record in the office of the County

Recorder in and for Becker County, Minnesota, thence East on an assumed bearing 80.00 feet along the extension of the northerly line of Swan Street, Plat of Town of Audubon to a point on the easterly line of First Street, Plat of Town of Audubon; thence South 109.12 feet in the easterly line of First Street to the southwesterly corner of that property described at Book 222 of Deeds, page 475 in the office of the Becker County Recorder; thence South 74 degrees 14 minutes East 583.17 feet more or less on and along the south line of the property described at Book 222 of Deeds, page 475 in the office of the Becker County Recorder to the intersection with the east line of said Government Lot 3, said point is the **point of beginning** of the tract to be described; thence North 74 degrees 14 minutes West 583.17 feet more or less to the east line of First Street, Plat of Town of Audubon, thence South 68.58 feet on and along the easterly line of said First Street to a point; thence South 74 degrees 14 minutes East 184.00 feet; thence South 200.00 feet to the northwest corner of Lot 2, Block 1, View Land Addition to the City of Audubon, according to the certified Plat thereof on file in the office of the Becker County Recorder; thence South 74 degrees 14 minutes East 368.00 feet more or less on and along the northerly line of Block 1, View Land Addition to the City of Audubon to the northeast corner of Lot 3, Block 1, View Land Addition to the City of Audubon; thence continuing South 74 degrees 14 minutes East 71.64 feet more or less to the east line of said Government Lot 3; thence north on and along the east line of said Government Lot 3 to the point of beginning.

**Section 4. Filing.** The city clerk is hereby directed to file certified copies of this ordinance with the Minnesota Department of Administration Municipal Boundary Adjustments, the Secretary of State, the Town Clerk of Audubon Township, and the County Auditor.

**Section 5. Property taxes.** Property taxes payable on the annexed land shall continue to be paid to Audubon Township for the year in which the annexation becomes effective pursuant to Minn. Stat. 414.033 subd. 12. In the first year following the year when this annexation becomes effective and thereafter property taxes on the annexed area shall be paid to the City of Audubon. In the first year following the year when this annexation becomes effective the City of Audubon shall make a cash payment to Audubon Township in an amount equal to 90 percent of the property taxes distributed to Audubon Township in regard to the annexed area in the last year the property taxes from the annexed area were payable to Audubon Township; in the second year an amount equal to 70 percent; in the third year an amount equal to 50 percent; in the fourth year an amount equal to 30 percent; and in the fifth year an amount equal to 10 percent.

**Section 6. Effective Date.** This ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 4, and approval of the ordinance by the Director of the Minnesota Office of Strategic and Long Range Planning.

Adopted by the council of the City of Audubon, Minnesota this 8 day of May, 2006.

  
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Mayor

REC'D BY  
MMB

JUN 02 2006

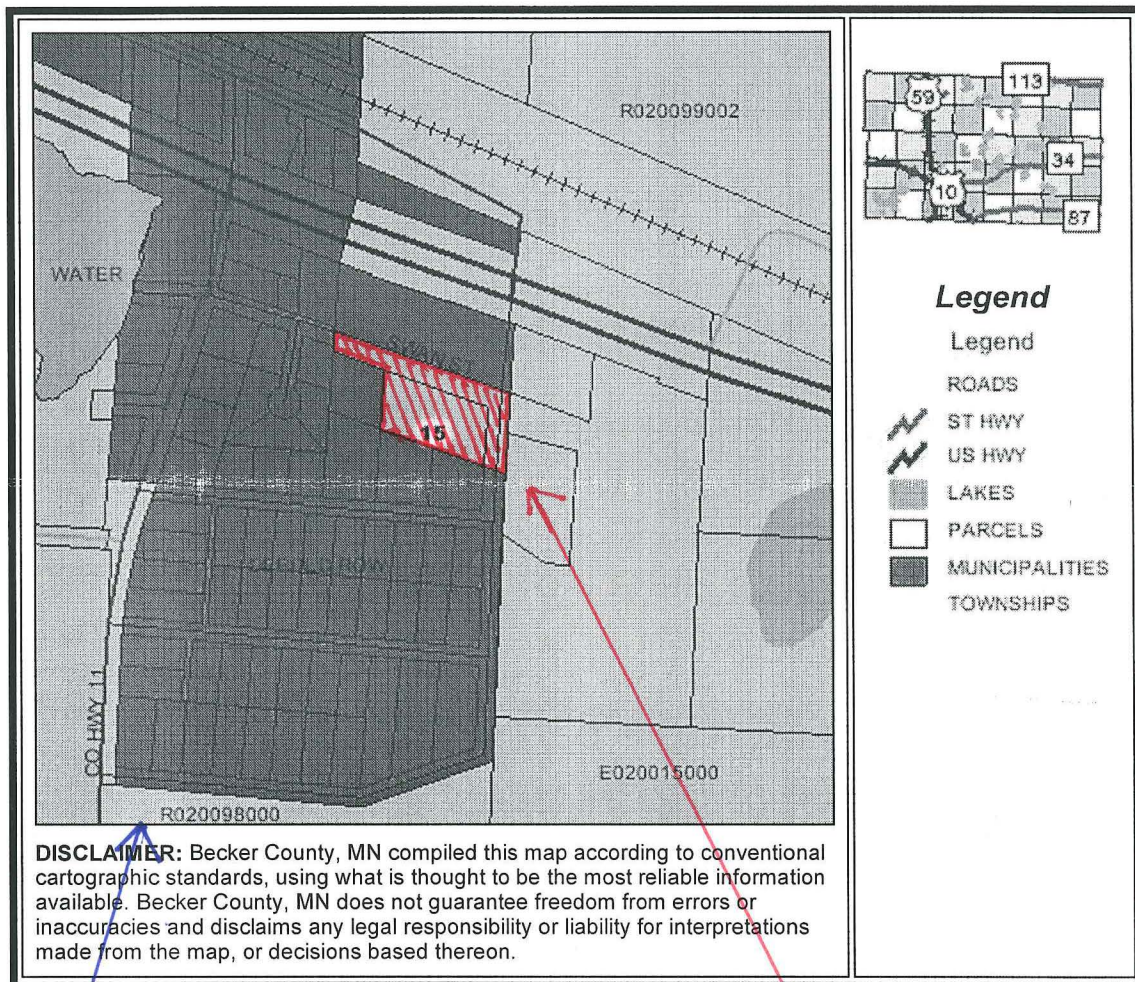
ATTEST:

Wm. H. Bengtson  
CITY CLERK

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Minnesota, on the 17 day of May 2006.



REC'D BY  
M.M.B. JUN 09 2006  
Becker County, MN



EXISTING  
CITY OF AUDUBON  
BOUNDARIES (DARK)

TERRITORY  
ANNEXED



RECTD BY  
MMB

JUN 09 2006

## Becker County, MN

