

ORDINANCE NUMBER 313

**ANNEXATION OF VARIOUS PARCELS AS LISTED INTO THE
CITY OF PERHAM, COUNTY OF OTTER TAIL, STATE OF MINNESOTA
AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF PERHAM
TO INCLUDE CERTAIN UNINCORPORATED PROPERTIES SURROUNDED BY THE CITY OF PERHAM**

WHEREAS, Minnesota State Statute 414.033 allows, under certain conditions, municipalities to annex by ordinance unincorporated property; and

WHEREAS, the properties described below is not presently within the corporate limits of any incorporated City, Village or Borough; and

WHEREAS, this territory is urban or about to become urban in character; and

WHEREAS, all adjoining property owners have been notified and a public hearing was held on February 14, 2011 according to Minnesota State Statute.

THE CITY COUNCIL OF PERHAM, MINNESOTA DOES HEREBY ORDAIN:

Section 1. Territory Annexed.

The corporate limits of the City of Perham, Minnesota are hereby extended to include the unplatted property described as follows:

Certain property owned by Nick and Jody Theroux known as Blossoms, Birds, and Beyond described as: That part of the Southwest Quarter of the Southeast Quarter in Section 11, Township 136 North, Range 39 West of the Fifth Principal Meridian in Otter Tail County, Minnesota, described as follows:

Commencing at a found iron monument which designates the south quarter corner of said Section 11; thence North 01 degree 06 minutes 16 seconds East 245.01 feet on an assumed bearing along the west line of said Southwest Quarter of the Southeast Quarter to the intersection with a line which is 245.00 feet northerly of, as measured at a right angle to and is parallel with, the south line of said Section 11, said point is the point of beginning; thence continuing North 01 degree 06 minutes 16 seconds East 756.02 feet along the west line of said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 19 minutes 34 seconds East 43.65 feet to an iron monument; thence continuing South 89 degrees 19 minutes 34 seconds East 389.36 feet to an iron monument; thence South 01 degree 06 minutes 16 seconds West 756.02 feet to an iron monument on said parallel line; thence North 89 degrees 19 minutes 34 seconds West 400.01 feet along said parallel line to an iron monument; thence continuing North 89 degrees 19 minutes 34 seconds West 33.00 feet along said parallel line to the point of beginning. The above described tract contains 7.52 acres.

SUBJECT TO an easement for County State Aid Highway No. 8 right of way purposes and for 2nd Avenue Northeast right of way purposes over, under, and across that part of the above tract described as follows:

Beginning at the aforementioned point of beginning; thence South 89 degrees 19 minutes 34 seconds East 33.00 feet along said parallel line to an iron monument; thence North 01 degree 06 minutes 16 seconds East 163.16 feet; thence northerly on a curve concave to the west, having a central angle of 36 degrees 06 minutes 16 seconds and a radius of 122.25 feet, for a distance of 77.03 feet (chord bearing North 16 degrees 56 minutes 52 seconds West) to the easterly right of way line of said County State Aid Highway No. 8; thence northerly along the easterly right of way line of said County State Aid Highway No. 8 on a curve concave to the west, having a central angle of 16 degrees 04 minutes 05 seconds and a radius of 1507.39 feet, for a distance of 422.73 feet (chord bearing North 09 degrees 16 minutes 10 seconds East); thence North 01 degree 14 minutes 07 seconds East 104.01 feet continuing along the easterly right of way line of said County State Aid Highway No. 8; thence North 89 degrees 19 minutes 34 seconds West 25.95 feet to an iron monument; thence continuing North 89 degrees 19 minutes 34 seconds West 43.65 to the west line of said Southwest Quarter of the Southeast Quarter; thence South 01 degree 06 minutes 16 seconds West 756.02 feet along the west line of said Southwest Quarter of the Southeast Quarter to the point of beginning of said public road easements.

Certain property owned by Terrance J Bleichner described as: The westerly 487.00 feet of the southerly 245.00 of the Southwest Quarter of the Southeast Quarter in Section 11, Township 136 North, Range 39 West of the Fifth Principal Meridian in Otter Tail County, Minnesota, said westerly 487.00 feet is measured at a right angle to and is parallel with the west line of said Southwest Quarter of the Southeast Quarter and said southerly 245.00 feet is measured at a right angle to and is parallel with the south line of said Southwest Quarter of the Southeast Quarter. The above described tract contains 2.74 acres.

SUBJECT TO an easement for public road purposes over, under, and across the westerly 33.00 feet of the above described tract and over, under, and across the southerly 33.00 feet of the above described tract.

Section 2. Filing.

The City Manager is directed to file certified copies of this Ordinance with the Board of the Township in which the property is located, the Secretary of State, The County Auditor of the County in which the property is located, the Municipal Boundary Adjustment and any other parties as may be required pursuant to Minnesota Statutes 414.033, Subdivision 7.

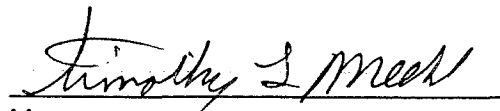
Section 3. That with respect to the property taxes payable on the area legally described above, hereby annexed, the total Township taxes payable 2010 are at or near \$525.24. The City of Perham recommends that it be ordered to make a cash payment to Perham Township for the period and in accordance with the following schedule:


- a. The City of Perham will pay to Perham Township two payments of \$1,313.1 each, one on June 1, 2011, and one on June 1, 2012 for a total of \$2,626.20 representing five (5) years of Perham Township property tax reimbursement for these properties.

Section 4. Effective Date of Annexation.

This Ordinance is effective and final on the date of publication and filing pursuant to Minnesota Statutes 414.033, Subdivision 7.

Adopted this 11th day of April 2011 by the City Council of Perham, Minnesota.


Mayor

ATTEST: 
City Manager

REC'D BY
MBA

MAY 16 2011

