

**CITY OF ELKO NEW MARKET  
SCOTT COUNTY, MINNESOTA**

**ORDINANCE NO. 102**

**AN ORDINANCE OF THE CITY OF ELKO NEW MARKET ANNEXING  
CERTAIN UNINCORPORATED LAND PURSUANT TO MINNESOTA  
STATUTES SECTION 414.033, SUB. 3**

**WHEREAS**, Scott County, Minnesota is the owner of land proposed for annexation which is located in Scott County, Minnesota and legally described as follows:

That part of Parcel 2 and Parcel 3, Scott County Right of Way Plat No. 27, according to the record plat thereof on file and of record in the Office of the County Recorder, Scott County, Minnesota, described as follows:

Beginning at the South Quarter Corner of Section 23, Township 113 North, Range 21 West, thence North 00 degrees 08 minutes 35 seconds East, along the east line of said Parcel 3, a distance of 19.65 feet, thence North 85 degrees 46 minutes 53 seconds West, a distance of 155.55 feet, thence North 88 degrees 29 minutes 27 seconds West, a distance of 186.34 feet, thence westerly along a tangential curve, concave to the south, a distance of 57.98 feet, radius of 220.00 feet, and a central angle of 15 degrees 05 minutes 57 seconds, thence South 76 degrees 24 minutes 35 seconds West, tangent to the last described curve, a distance of 91.37 feet to its intersection with the south line of the Southwest Quarter of said Section 23, thence South 89 degrees 00 minutes 28 seconds East, along said south line a distance of 487.73 feet to the point of beginning.

("Land").

**WHEREAS**, the City has served Notice of Intent to annex upon New Market Township, Scott County and the Office of Administrative Hearings on June 15, 2012. No objections have been forthcoming within the said 90 day period;

**WHEREAS**, the City hereby determines that the Land is land that is contiguous to and abuts the municipal corporate limits of the City of Elko New Market, Scott County, Minnesota, is land that is 40 acres or less in size, is 60% or more bordered by land already within the corporate limits of the City of Elko New Market, Minnesota; and is land not presently within the corporate limits of any incorporated city.;

**WHEREAS**, no part of the Land is included within the limits of an incorporated city;

**WHEREAS**, the City has authority, pursuant to Minn. Stat. 414.033, Subd. 3 to declare the Land annexed to the City;

**NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF ELKO  
NEW MARKET, MINNESOTA ORDAINS:**

**Section 1.** Land Annexed. The corporate limits of the City of Elko New Market are hereby extended to include the Land and the same is hereby annexed to be included within the City as effectually as if it had originally been a part thereof.

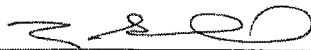
**Section 2.** Taxes/Reimbursement to Township. The Land is not taxable property. Thus, no payments shall be made to the Township.

**Section 3.** Filing. The City Clerk is directed to file certified copies of this ordinance with the Secretary of State, the County Auditor, the Town Clerk of the affected township and the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings.

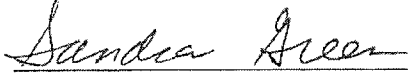
**Section 4.** Effective Date of Annexation. This ordinance takes effect upon its passage and publication and the filing of certified copies as directed in Section 3, and approval of this Ordinance by the Office of Administrative Hearings.

**ADOPTED** this 10<sup>th</sup> day of January, 2013, by the City Council for the City of Elko New Market.

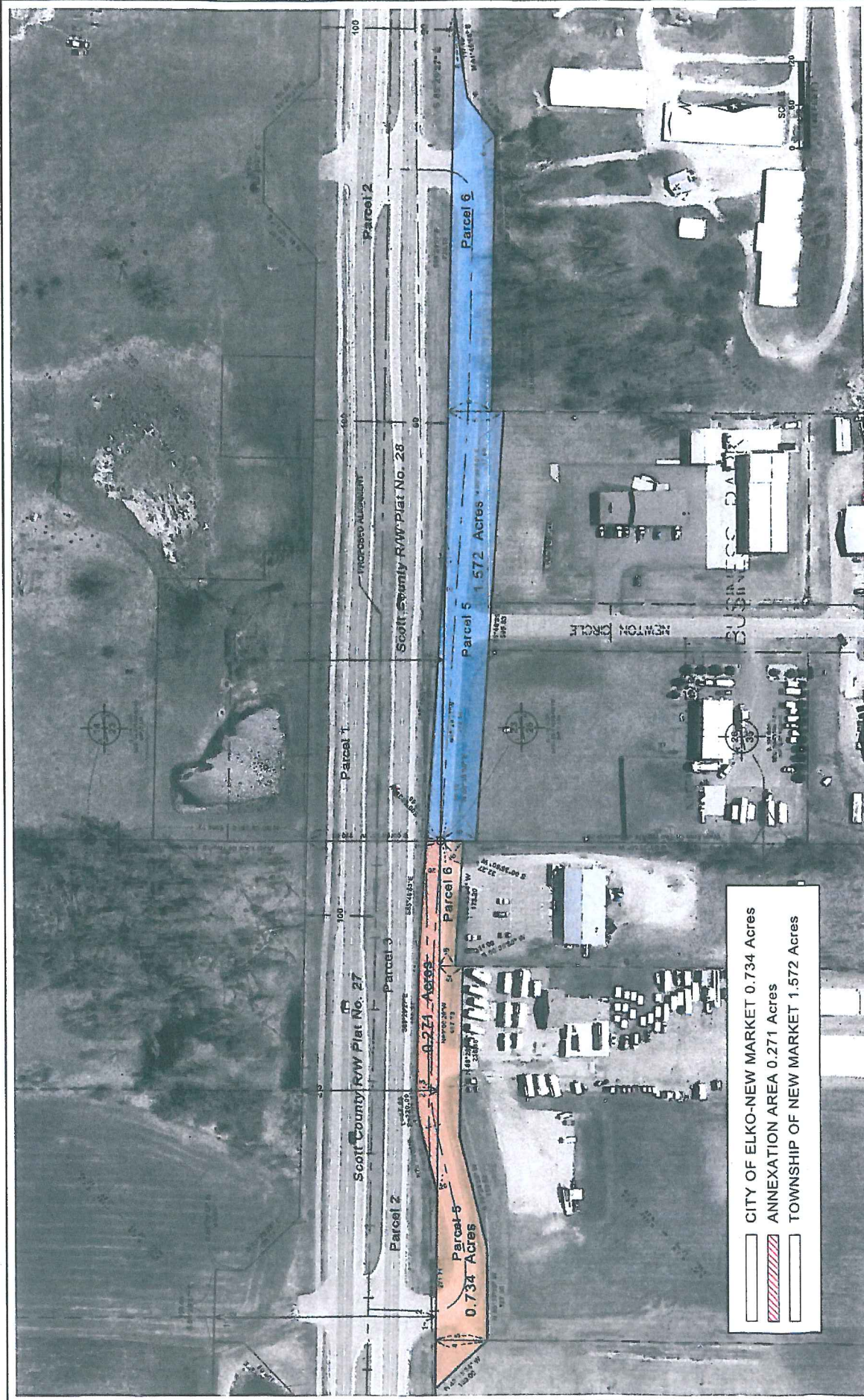
**CITY OF ELKO NEW MARKET**

BY:   
Tony Gabriel, Mayor

**ATTEST:**

  
Sandra Green, City Clerk

REC'D BY  
MBA  
JAN 23 2013



- CITY OF ELKO-NEW MARKET 0.734 Acres
- ▨ ANNEXATION AREA 0.271 Acres
- TOWNSHIP OF NEW MARKET 1.572 Acres