

ORDINANCE NUMBER 709, SECOND SERIES**ORDINANCE ANNEXING LAND
LOCATED IN FAIRVIEW TOWNSHIP, LYON COUNTY, MINNESOTA
PURSUANT TO
MINNESOTA STATUTES §414.033 - ANNEXATION BY ORDINANCE, SUBDIVISION 2, (1)**

WHEREAS, said property is unincorporated and abuts the City of Marshall on its northwesterly boundary; and

WHEREAS, said property is owned by the City of Marshall; and

WHEREAS, the City of Marshall is not required to hold a public hearing pursuant to Minnesota Statutes §414.033, Subd. 2b, because the land is owned by the City.

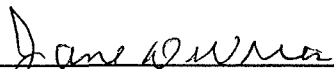
**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MARSHALL
DOES HEREBY ORDAIN AS FOLLOWS:**

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is urban in nature and is currently owned by the City of Marshall.
2. None of the property is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes §414.0325.
3. The corporate limits of the City of Marshall, Minnesota are hereby extended to include the property as legally described in attached Exhibit A, said land abutting the City of Marshall, and is already owned by the City of Marshall.
4. That the property to be annexed is legally described and attached hereto (Exhibit A).
5. That the property is vacant and will not affect the population of the City at this time.


6. That the City of Marshall will make no cash payment to Fairview Township pursuant to Minnesota Statutes §414.036 since the land is City-owned and is tax-exempt.
7. That pursuant to Minnesota Statutes §414.036 there are no special assessments assigned by the Township to the annexed property.
8. That the City Clerk of the City of Marshall is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Lyon County Auditor and the Fairview Township Clerk.
9. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

Passed and adopted by the Common Council this 12th day of July, 2016.

ATTEST:



City Clerk



Mayor

This Instrument Drafted by:
Glenn J. Olson, P.E.
Director of Public Works/City Engineer

Introduced on: June 28, 2016

Final Passage on: July 14, 2016

Published in the Official Newspaper July 19, 2016

EXHIBIT A

All that part of the Northeast Quarter of Section 31, Township 112 North, Range 41 West, Lyon County, Minnesota, being more particularly described as follows:

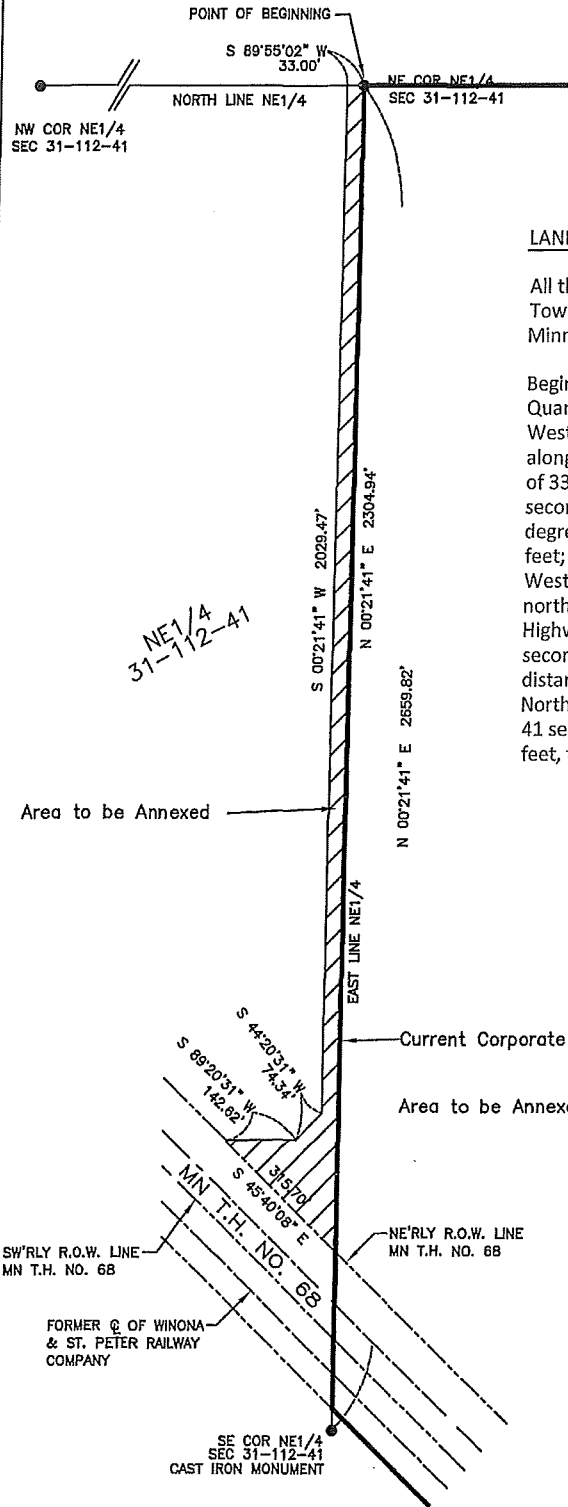
Beginning at the northeast corner of said Northeast Quarter; thence South 89 degrees 55 minutes 02 seconds West, bearing based on Lyon County Coordinate System, along the north line of said Northeast Quarter, a distance of 33.00 feet; thence South 00 degrees 21 minutes 41 seconds West a distance of 2029.47 feet; thence South 44 degrees 20 minutes 31 seconds West a distance of 74.34 feet; thence South 89 degrees 20 minutes 31 seconds West a distance of 142.62 feet, to a point on the northeasterly right of way line of Minnesota Trunk Highway No. 68; thence South 45 degrees 40 minutes 08 seconds East, along said northwesterly right of way line, a distance of 315.70 feet, to a point on the east line of said Northeast Quarter; thence North 00 degrees 21 minutes 41 seconds East, along said east line, a distance of 2304.94 feet, to the point of beginning.

The above-described property consists of 2.19 acres, more or less.

A copy of the corporate boundary map showing the property to be annexed is attached hereto (Exhibit B).

A copy of the property to be annexed and its relationship to the corporate boundaries is attached hereto (Exhibit C).

EXHIBIT B



LAND DESCRIPTION

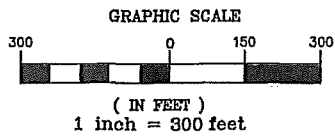
All that part of the Northeast Quarter of Section 31, Township 112 North, Range 41 West, Lyon County, Minnesota, being more particularly described as follows:

Beginning at the northeast corner of said Northeast Quarter; thence South 89 degrees 55 minutes 02 seconds West, bearing based on Lyon County Coordinate System, along the north line of said Northeast Quarter, a distance of 33.00 feet; thence South 00 degrees 21 minutes 41 seconds West a distance of 2029.47 feet; thence South 44 degrees 20 minutes 31 seconds West a distance of 74.34 feet; thence South 89 degrees 20 minutes 31 seconds West a distance of 142.62 feet, to a point on the northeasterly right of way line of Minnesota Trunk Highway No. 68; thence South 45 degrees 40 minutes 08 seconds East, along said northwesterly right of way line, a distance of 315.70 feet, to a point on the east line of said Northeast Quarter; thence North 00 degrees 21 minutes 41 seconds East, along said east line, a distance of 2304.94 feet, to the point of beginning.

Area to be Annexed

Current Corporate Limits

Area to be Annexed = 2.19± Acres



LEGEND

These standard symbols will be found in the drawing.

- MONUMENTS FOUND
- MONUMENTS SET- 5/8" IRON W/SEAL #43844
- /// BROKEN SCALE

SURVEYOR'S CERTIFICATION

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

DANIEL L. BUELTEL LICENSE NO: 43844

DATE: JANUARY 28, 2016

CITY OF MARSHALL

Prepared by Bueltel-Moseng Land Surveying	Lyle Moseng - Licensed Land Surveyor Daniel Bueltel - Licensed Land Surveyor Marshall, MN 56258 Ph. 507-532-9043
DRAWN BY JGJ	SCALE 1" = 300' PROJECT NO. 16-2761A

EXHIBIT C

Current Corporate Limits

CSAH 33

TOWNSHIP ROAD

Area to be Annexed
2.19 ± Acres

CSAH 33 ERIE RD

TRUNK HIGHWAY 68

HALBUR RD

TRUNK HIGHWAY 59

SUPERIOR RD

SERVICE RD ABANDONED

HURON RD

MICHIGAN RD

ONTARIO RD

Current Corporate Limits

LAKE RD

CHANNEL PARKWAY

WEST CHANNEL RD

TRUNK HIGHWAY 68

TOWNSHIP ROAD

FAIRVIEW ST

ELEVANTIC

