

**AN ORDINANCE OF THE CITY OF RICHMOND, MINNESOTA ANNEXING
LAND LOCATED IN WAKEFIELD TOWNSHIP, STEARNS COUNTY, MINNESOTA PURSUANT
TO MINNESOTA STATUTES § 414.033 SUBDIVISION 2(3), PERMITTING ANNEXATION BY
ORDINANCE**

WHEREAS, a petition signed by all the property owners, requesting that property legally described in the attached **Exhibit A** be annexed to the City of Richmond Minnesota, was duly presented to the Council of the City of Richmond on the 18th day of January, 2018;

WHEREAS, said property is unincorporated and abuts the City of Richmond (the "City") on its western boundary, is less than 120 acres, and is presently not served by public sewer facilities;

WHEREAS, said property is not located within a flood plain or shore land area;

WHEREAS, said properties are currently owned by Russell and Helen Prill (36.23705.0000); and annexation is requested by said property owners for the purpose to obtain city services;

WHEREAS, the City of Richmond held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on March 7, 2018 following thirty (30) days written notice by certified mail to the Township of Wakefield and to all landowners contiguous to the area to be annexed whose names are attached in **Exhibit B**; AND

WHEREAS, provisions of Minnesota Statutes § 414.033 Subd. 13 are not applicable in that there will be no change in the electric utility service provider resulting from the annexation of the territory to the municipality.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RICHMOND HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the properties as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature.
2. The property is not included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statute § 414.0325.
3. The corporate limits of the City of Richmond, Minnesota, are hereby extended to include the following property described in the attached **Exhibit A**, said land abutting the City of Richmond and being 120 acres or less in area, and is presently not served by public sewer facilities, and the City having received a petition for annexation from all the property owners of the land.
4. The total area to be annexed is less than 120 acres. Parcel ID # 36.23705.0000 consists of a total of 48.66 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto as **Exhibit C**.
5. That the population of the area legally described in the attached **Exhibit A** and hereby annexed is zero (0) and that Parcel ID # 36.23705.0000 is used for agricultural purposes with intent to develop.

6. With respect to reimbursement of property taxes payable on the area legally described in the attached **Exhibit A**, The City of Richmond will pay to Wakefield Township for a total of \$718.76 for taxes for parcel 36.23705.0000 over a period of two years (2018/2019).
7. That pursuant to Minnesota Statutes §414.036, that with respect to any special assessments assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described in the attached **Exhibit A** there are no special assessments or debt incurred by the Township for which reimbursement is required.
8. That the City Clerk of the City of Richmond 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 Stearns County Auditor, and the Wakefield 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 City Council of the City of Richmond, Minnesota, this 15th day of March, 2018.



Jim Hemmesch, Mayor

ATTEST:



Tessa Tomaschett, Administrator/Clerk/Treasurer

(City Seal)

Exhibit A
Legal Description of Annexed Property

36.23705.0000 Prill

That part of the Northeast Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter and the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter, all in Section 19, Township 123 North, Range 30 West, Stearns County, Minnesota, lying north of the northerly right of way line of State Highway 23 according to MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-87, and MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-88, according to the recorded plats thereof,

LESS AND EXCEPT,

That part of the Northeast Quarter of the Northwest Quarter and the Northwest Quarter of the Northeast Quarter of Section 19, Township 123 North, Range 30 West, Stearns County, Minnesota, described as follows: Beginning at Right of Way Boundary Corner B1 as shown on Minnesota Department of Transportation Right of Way Plat No. 73-77 as the same is on file and of record in the Office of the County Recorder in and for said County; thence run westerly on an azimuth of 269 degrees 08 minutes 33 seconds along the boundary of said plat for 164.095 meters (538.37 feet) to Right of Way Boundary Corner B7801 as shown on Minnesota Department of Transportation Right of Way Plat No. 73-78 as the same is on file and of record in the Office of said County Recorder; thence deflect to the left along the boundary of said plat on a tangential curve, having a radius of 1776.000 meters (5826.76 feet) and a delta angle of 02 degrees 21 minutes 36 seconds, for 73.152 meters (240.00 feet); thence on an azimuth of 78 degrees 22 minutes 54 seconds for 75.632 meters (248.14 feet); thence on an azimuth of 89 degrees 08 minutes 33 seconds for 277.850 meters (911.58 feet); thence on an azimuth of 261 degrees 35 minutes 17 seconds for 115.924 meters (380.33 feet) to the point of beginning.

ALSO LESS AND EXCEPT,

The East 330.00 feet of the North 800.00 feet of said Northeast Quarter of the Northwest Quarter, Section 19, Township 123 North, Range 30 West, Stearns County, Minnesota,

ALSO LESS AND EXCEPT,

That part of the Northwest Quarter of the Northeast Quarter of said Section 19, lying north of the following described line: Beginning at the intersection of the west line of said Northwest Quarter of the Northeast Quarter, and the south line of the North 800.00 feet of the Northeast Quarter of the Northwest Quarter of said Section 19; thence on an assigned bearing of North 89 degrees 57 minutes 51 seconds East, along the easterly extension of said south line, a distance of 175.00 feet; thence North 06 degrees 02 minutes 33 seconds West 125.00 feet; thence North 81 degrees 17 minutes 14 seconds East 1193.76 feet to the east line of said Northwest Quarter of the Northeast Quarter, and said line there terminating.

Exhibit B

Contiguous Property Owners in City of Richmond and Wakefield Township, Stearns County, Minnesota

Russell and Helen Prill
22986 191st Ave
Richmond MN 56368

Jennings & Sons Partnership
PO Box 9
Richmond MN 56368

James Hemmesch
18974 230th ST
Richmond MN 56368

Kas Properties LLC
16404 Maplewood Rd
Cold Spring MN 56320

Bradley Steil
PO Box 219
Richmond MN 56368

Wakefield Township Board Members
Heidi Stalboerger
22295 Frostview Rd
Cold Spring MN 56320

Richmond Bus Service Inc
718 Main St
Richmond MN 56368

Richard M Backes Rev Trust
32553 County Rd 50
Avon MN 56310

Richmond A & W Inc
PO Box 54
Richmond MN 56368

Cole DG Richmond MN LLC
PO Box 460369 Dept 100
Houston TX 77056

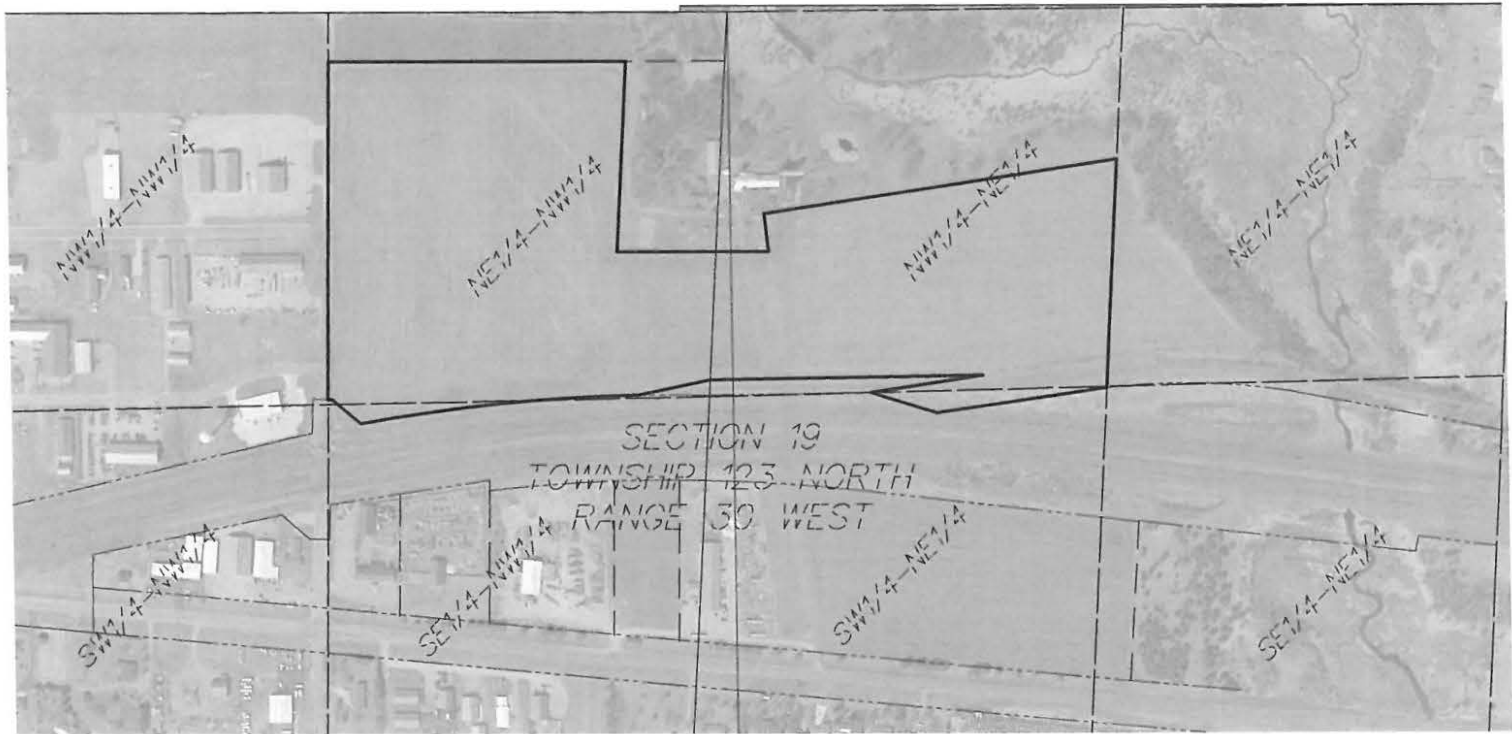
Kan Properties LLC
PO Box 518
Hackensack MN 56452

Gary and Jean Hart
21886 Great Northern Dr
Cold Spring MN 56320

Intune Properties LLC
18942 County Rd83
Richmond MN 56368

File: 1/10/2018 1:55 PM Localized Plot: 1/10/2018 2:10 PM LPT0802CHM-Monmouth0 several Number10540 2017 Prill Development08-survey02-cd015-smp01-section C.smg

Exhibit C



DRAWN BY:	NEW				
SURVEYED BY:	NEW				
CHECKED BY:	NEW				
SURVEY TEAM	NO	BY	DATE	REVISIONS	

SEH
PHONE: 320.229.4300
1200 25TH AVENUE SOUTH
P.O. BOX 1717
ST. CLOUD, MN 56302-1717
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**RICHMOND,
MINNESOTA**

**ANNEXATION MAP:
PRILL DEVELOPMENT**

FILE NO.
richm120345

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