

ORDINANCE NO. 437

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF DETROIT LAKES, MINNESOTA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND ABUTTING UPON THE CITY LIMITS
15925 LONG LAKE ROAD
(BOB BERGQUIST)

WHEREAS, a certain petition dated November 30, 2018, requesting annexation of the territory hereinafter described was duly presented to the Council; and

WHEREAS, the petition was signed by all owners; and

WHEREAS, a Public Hearing was held and proper notice were sent to adjoining property owners and the town board or the government body of any municipality whose boundaries abut upon the boundaries of the land to be annexed; and

WHEREAS, the land described in the petition abuts upon the City limits at the southwesterly boundary thereof;

NOW, THEREFORE, the City Council of the City of Detroit Lakes, Minnesota, does hereby ordain:

Section 1. The City Council hereby determines: 1) that the territory described herein abuts upon the City limits and is urban or suburban in character; and 2) that none of the territory is no included within the limits of any city.

Section 2. The population of the territory is 0.

Section 3. The territory to be annexed is 81.8 acres more or less.

Section 4. Upon annexation, the territory annexed will be zoned "R-A" Agricultural Residential at 15925 Long Lake Road.

Section 5. Territory Annexed. The corporate limits of the City of Detroit Lakes are hereby extended to include the unplatted territory described as follows and the same hereby annexed to and included within the City as effectually as if it had been originally been a part thereof:

That part of Government Lots 1, 2 and 5 in Section 5, Township 138 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, described as follows:

Commencing at an iron monument which designates the southeast corner of said Government Lot 5; thence North 00 degrees 34 minutes 44 seconds West 97.46 feet on an assumed bearing along the east line of said Government Lot 5 to the northerly right of way line of County State Aid Highway No. 6; thence North 88 degrees 43 minutes 03 seconds West 86.47 feet along the northerly right of way line of said County State Aid Highway No. 6; thence westerly continuing along the northerly right of way line of said County State Aid Highway No. 6 on a curve concave to the north, having a central angle of 14 degrees 57 minutes 26 seconds and a radius of 831.47 feet, for a distance of 217.06 feet (chord bearing North 81 degrees 14 minutes 20 seconds West)

to the point of beginning; thence North 00 degrees 34 minutes 44 seconds West 1205.82 feet; thence South 89 degrees 44 minutes 18 seconds East 300.03 feet to the northeast corner of said Government Lot 5; thence continuing South 89 degrees 44 minutes 18 seconds East 1396.37 feet, more or less, along the south line of said Government Lot 1 to the water's edge of St. Clair Lake; thence northerly along the water's edge of said St. Clair Lake to the north line of said Section 5; thence South 89 degrees 23 minutes 41 seconds West 216.51 feet, more or less, along the north line of said Section 5 to Meander Corner No. 79; thence South 89 degrees 26 minutes 17 seconds West 997.74 feet continuing along the north line of said Section 5; thence South 00 degrees 33 minutes 43 seconds East 208.00 feet; thence South 89 degrees 24 minutes 38 seconds West 205.91 feet; thence South 00 degrees 35 minutes 22 seconds East 175.00 feet; thence South 89 degrees 24 minutes 38 seconds West 456.27 feet; thence southwesterly on a curve concave to the northwest, having a central angle of 54 degrees 02 minutes 06 seconds and a radius of 348.80 feet, for a distance of 328.95 feet (chord bearing South 49 degrees 09 minutes 07 seconds West); thence South 76 degrees 10 minutes 10 seconds West 93.83 feet; thence westerly on a curve concave to the north, having a central angle of 04 degrees 18 minutes 14 seconds and a radius of 887.53 feet, for a distance of 66.67 feet (chord bearing South 78 degrees 19 minutes 17 seconds West) to the northeasterly corner of Lot 1, Block Three of RIDGE VIEW, said plat is on file and of record in the office of the Recorder in said County; thence South 04 degrees 57 minutes 40 seconds West 360.88 feet along the easterly line of said RIDGE VIEW; thence South 03 degrees 09 minutes 19 seconds East 582.51 feet continuing along the easterly line of said RIDGE VIEW; thence South 44 degrees 05 minutes 41 seconds West 69.17 feet continuing along the easterly line of said RIDGE VIEW; thence South 26 degrees 37 minutes 56 seconds West 286.66 feet continuing along the easterly line of said RIDGE VIEW to the northeasterly corner of Lot 3, Block One of RAYMAR ESTATES, said plat is on file and of record in the office of the Recorder in said County; thence South 30 degrees 47 minutes 18 seconds West 117.51 feet along the easterly line of said Lot 3 to the southeasterly corner of said Lot 3; thence continuing South 30 degrees 47 minutes 18 seconds West 0.77 feet along the southerly extension of the easterly line of said Lot 3 to the northerly right of way line of said County State Aid Highway No. 6; thence southeasterly along the northerly right of way line of said County State Aid Highway No. 6 on a curve concave to the southwest, having a central angle of 21 degrees 55 minutes 39 seconds and a radius of 868.51 feet, for a distance of 332.39 feet (chord bearing South 65 degrees 33 minutes 51 seconds East); thence South 54 degrees 36 minutes 01 second East 570.38 feet continuing along the northerly right of way line of said County State Aid Highway No. 6; thence southeasterly continuing along the northerly right of way line of said County State Aid Highway No. 6 on a curve concave to the northeast, having a central angle of 19 degrees 09 minutes 36 seconds and a radius of 831.47 feet, for a distance of 278.05 feet (chord bearing South 64 degrees 10 minutes 49 seconds East) to the point of beginning. The above described tract contains 81.8 acres, more or less. (Parcel # 19-0056-000 and part of Parcel # 19-0056-002)

Section 6. Municipal Boundary Adjustments. The City Administrator is directed to forward this ordinance to the Office of Administrative hearings upon approval and passage.

Section 7. Reimbursement to Township. The City of Detroit Lakes will reimburse Lake View Township for property taxes as follows:

<u>Year</u>	<u>Percentage</u>	<u>Amount</u>
2019	100%	\$ 138.05
2020	100%	\$ 138.05
2021	100%	\$ 138.05
2022	100%	\$ 138.05
2023	100%	\$ 138.05


Reimbursement of property taxes to the Town shall be based on the property taxes collected by the Town in the last year it collected taxes on the annexed area.

Section 8. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with, the Office of Administrative Hearings, the Secretary of State, the Town Clerk, and the County Auditor.

Section 9. Effective Date of Annexation. This Ordinance takes effect upon passage and publication and the filing of certified copies as directed in Section 8, and approval as required by State Law.

Passed and adopted by the City Council of the City of Detroit Lakes, Minnesota, this 12th day of February 2019.

Adopted this 12th day of February 2019.



Matt Brenk, Mayor

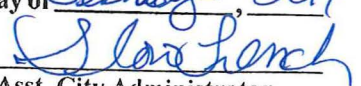


Glori French, City Clerk

First Reading: January 8, 2019
Second Reading: February 12, 2019

STATE OF MINNESOTA
COUNTY OF BECKER
CITY OF DETROIT LAKES } ss

I do hereby certify that the foregoing resolution is a true and correct copy of a resolution presented to and adopted by the City Council of the City of Detroit Lakes, Minnesota, at a duly authorized meeting thereof held on the 12 day of February, 2019 as shown by the minutes of said meeting in my possession. I further certify that this resolution has not been rescinded or modified and is still in force and effect.

Dated this 12 day of February, 2019


Asst. City Administrator

