

## ORDINANCE NO. 60

### **AN ORDINANCE OF THE CITY OF NELSON, MINNESOTA, ANNEXING LAND LOCATED IN ALEXANDRIA TOWNSHIP, DOUGLAS 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 herein be annexed to the City of Nelson, Minnesota, was duly presented to the Council of the City of Nelson on the 28<sup>th</sup> day of June, 2024; and

**WHEREAS**, said property is unincorporated and abuts the City of Nelson on its South and West boundary; is less than 120 acres; is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

**WHEREAS**, said property is not located within a flood plain or shoreland area;

**WHEREAS**, said property is currently undeveloped land and annexation is requested to facilitate the extension of city services for the commercial development of the property; and

**WHEREAS**, the City of Nelson held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2(3), on June 28, 2024, following thirty (30) days written notice by certified mail to the Town of Alexandria, and to all landowners within and contiguous to the area legally described (herein or attached exhibit), to be annexed; and

**WHEREAS**, provisions of Minnesota Statutes § 414.033 Subd. 2(3) 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 NELSON HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described abuts the City limits and is or is about to become urban, residential or commercial in nature and that development of the property and the proposed use for said property will require or will need city services, including public sewer facilities.
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 Statute § 414.0325.
3. The corporate limits of the City of Nelson, Minnesota, are hereby extended to include the following described property, said land abutting the City of Nelson and being 120 acres or less in area, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land, to wit:

***That part of the NW1/4 of the SE1/4, that part of the SW1/4 of the NE1/4, and that part of the SE1/4 of the NW1/4, lying northerly of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 21-42 and MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 21-43, according to the recorded plats thereof on file and of record in the Office of the Douglas County Recorder. All of this land is within Section 24, Township 128 North, Range 37 West, Douglas County, Minnesota.***

**EXCEPT**

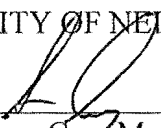
***The West 330.00 feet of the SE1/4 of the NW1/4 of Section 24, Township 128 North, Range 37 West, Douglas County, Minnesota.***

The above-described property consists of a total of 61.87 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.

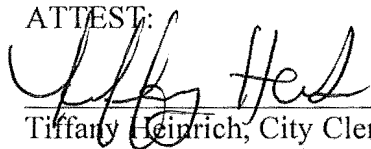
4. That the population of the area legally described and hereby annexed is 0.
5. There are no special assessments outstanding.
6. That the City Clerk of the City of Nelson is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Douglas County Auditor, and the Alexandria Township Clerk.
7. 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 Nelson, Minnesota, this 28<sup>th</sup> day of June, 2024.

CITY OF NELSON

  
\_\_\_\_\_  
Sean Gay, Mayor

ATTEST:

  
\_\_\_\_\_  
Tiffany Heinrich, City Clerk



# ArcGIS Web Map





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