

EXT. COPY

SECY OF STATE

ORDINANCE NO. 431

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF OWATONNA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND ABUTTING UPON THE CITY LIMITS.

WHEREAS, a certain petition dated February 20, 1973, by James L. Mitchell and Dorothy J. Jeys, being fee owners, and Spencer Peter Mack, being the contract purchaser of the land embraced in said petition, requesting annexation of the territory hereinafter described as presented to the City Council on the 20th day of February, 1973; and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded as described is 24.36 acres, more or less, no part of which is included within the limits of an incorporated city, village or borough; and

WHEREAS, the Township of Owatonna and County of Steele have not filed written objection within 60 days of service of petition as shown by petitioners affidavit; and

WHEREAS, the population of the City of Owatonna, according to the 1970 federal census, is 15,341; and

WHEREAS, the City of Owatonna is a city of the third class operating under a Home Rule Charter adopted pursuant to the provisions of the Constitution and Laws of the State of Minnesota; and

WHEREAS, Planning Commission at its April 9, 1973 meeting considered and approved the petition as presented by the above named owner and their findings are adopted herein.

NOW THEREFORE, the City Council of the City of Owatonna do ordain:

SECTION 1. The City Council hereby determines:

- (1) That the annexation will be to the best interest of the City of Owatonna and of the property affected.
- (2) The property described herein abuts immediately upon the corporate limits of the City of Owatonna and is, or is about to become, urban or suburban in character.
- (3) That none of said territories are now included within the limits of any city, village or borough.

SECTION 2. That the following described property, referred to in the preamble of this ordinance, situated in the County of Steele, State of Minnesota, to-wit:

2544

All that part of the Northeast Quarter of the Northwest Quarter of Section 22, Township 107 North, Range 20 West described by: Commencing at the Northeast Corner of said Northwest Quarter; thence West 500 feet along the North line of said Northwest Quarter to the true point of beginning; thence South 1304.86 feet along a line parallel with the East line of said Northwest Quarter to the South line of said Northeast Quarter of Northwest Quarter; thence West 811.02 feet to the Southwest Corner of said Northeast Quarter of Northwest Quarter; thence North 1308.50 feet to the Northwest Corner of said Northeast Quarter of Northwest Quarter; thence East 812.83 feet to said True Point of Beginning; EXCEPT, the West 33 feet of the North 30 rods (30 rods more or less) thereof, as has previously been deeded off and is now known as Hartle Avenue, (a more specific description being the West 33 feet of the North 483.50 feet thereof).

Subject to a public street along the North 33 feet thereof, and subject to a public street known as Hartle Avenue along the West 33 feet of the South 50 rods thereof.

Containing 24.36 acres, more or less, said area including said public street exception and easements,

be and the same hereby is annexed to the City of Owatonna and shall, upon the effective date of this ordinance, become a part of the City of Owatonna as effectively as if it had been originally a part thereof, and the corporate limits of said City of Owatonna are hereby extended to include said unplatted land.

SECTION 3. That pursuant to Ordinance 402 and in accordance with the terms thereof, the hereinabove described property hereby annexed to the City of Owatonna is zoned B-3 General Business District.

SECTION 4. This ordinance is enacted pursuant to the provisions of Minnesota Statutes, Chapter 414, and acts thereunto enabling.

SECTION 5. Upon its adoption, approval and publication, a certified copy of this ordinance, together with a map showing the property annexed thereby, shall be filed with each of the following:

Owatonna Town Clerk
Minnesota Municipal Commission
Steele County Auditor
Minnesota Secretary of State

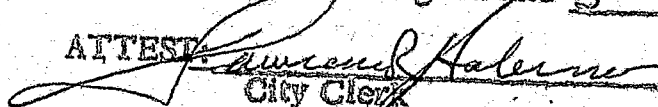
as provided by law.


SECTION 6. This ordinance shall take effect upon its passage, publication and filing of the certified copies as provided hereinabove.

Passed and adopted this 5th day of JUNE, 1973, with the following vote: Ayes 6; Noes 0; Absent and not voting 1.

Approved and signed this 5th day of JUNE, 1973.

ATTEST


City Clerk


Mayor

876
Phone: 221-2428



STATE OF MINNESOTA
MUNICIPAL COMMISSION

304 Capitol Square Building
10th & Cedar Streets
St. Paul, Minnesota 55101

July 13, 1973

Mr. Lawrence R. Haberman, Clk.-Treas.
City Hall
Owatonna, Minnesota 55060

Re: Docket Number A-2357 Ordinance Number 431

Dear Sir:

The Minnesota Municipal Commission acknowledges receipt and filing of the above Ordinance and filing fee in accordance with Minn. Statutes, Chapter 414 and the Rules of Procedure.

According to law, this annexation is final upon filing a copy of the ordinance with the Town Clerk, County Auditor and Secretary of State in addition to the Municipal Commission.

Please refer to the above docket and ordinance numbers in any future reference to this annexation.

Sincerely yours,

MUNICIPAL COMMISSION

Howard L. Kaibel, Jr.
Executive Secretary

HLK/mg

c.c. Secretary of State
County Auditor
Township
Attorney
Municipality

P. S. Mr. Haberman: Please advise when the "exception" was annexed to the City.

9-2357 Owatonna

JUN 7 1973

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Passed and adopted this 5th day of JUNE, 1973, with the following vote: Ayes 6; Noes 0; Absent and not voting 1.

Approved and signed this 5th day of JUNE, 1973.

ATTEST [Signature] City Clerk
[Signature] Mayor

25414
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 24 1973
Arlen J. Erdahl
Secretary of State

25414