

Austin

ORDINANCE NO. 5, SECOND SERIES

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF AUSTIN TO INCLUDE CERTAIN UNINCORPORATED LAND ABUTTING THE CITY OF AUSTIN LIMITS.

WHEREAS, a certain petition dated May 30, 1980, requesting annexation of the territory described herein was duly presented to the Common Council on the 2nd day of June, 1980, and,

WHEREAS, the quantity of land embraced within the area described in the petition is approximately 1.45 acres of platted land, no part of which is included within the limits of any incorporated city, village, or borough, and,

WHEREAS, the petition was signed by all the owners, and,

WHEREAS, no objections to annexation have been received from the Town Board, the County Board, or the governing body of any municipalities whose boundaries abut upon the land to be annexed, and,

WHEREAS, the land described hereinafter abuts the city limits on the southwest boundary thereof.

NOW, THEREFORE, THE COMMON COUNCIL OF THE CITY OF AUSTIN DO ORDAIN:

SECTION I: The City Council hereby determines that the annexation will be in the best interest to the City and the territory affected. That the territory described herein abuts the City limits and is urban or suburban in character and that none of said territory is now included within the limits of any city, village, or borough.

SECTION II: The corporate limits of the City of Austin are hereby extended to include the platted land described as follows, the same is hereby annexed to, and included within the City as affectionally as if it had originally been a part thereof;

Outlots 42, 43 and 44, Crestwood Hills Third Addition of Outlots located in SW $\frac{1}{4}$, Section 4, Township 102North, Range 18 West. West of Turtle Creek. Together with that part of the adjacent streets that is allocated to those lots.

SECTION III: The City Recorder is hereby directed to file certified copies of said Ordinance with the Minnesota Municipal Commission, the Austin Township Clerk, County Auditor, County Recorder, Austin Utilities, and the Secretary of State.

SECTION IV: The ordinance takes affect upon its passage and publication, filing of certified copies as directed within Section III.

Passed by a vote of Yeas and Nays this 22nd day of September, 1980.

YEAS 7

NAYS 0

APPROVED

Robert J. Emmigh
Mayor

ATTEST:

Richard Bangler
City Recorder

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 14 1980
Jan Anderson Howe
Secretary of State

433100

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CERTIFICATE

Richard Benzkofer, City Recorder of the City of Austin, does hereby certify and state:

1. That he is the duly appointed, qualified, and acting Recorder of the City of Austin
2. That as such City Recorder he has charge of all minute, resolution and ordinance books of the City of Austin, and all official records of the City of Austin. That as such City Recorder he also has charge of the corporate seal of the City of Austin, which seal is affixed to this Certificate.
3. That he has compared the document attached to this Certificate with the original document on file in his office and that the attached copy is a full, true, and correct copy of the original Ordinance No. 5, Second Series in all respects.
4. That said Ordinance No. 5, Second Series was duly passed and approved upon the date shown upon the said document and was duly published in the official newspaper of the City of Austin.
5. That all formalities required by the Charter of the City of Austin, or the laws of the State of Minnesota have been complied with in the passage of this ~~(motion)~~ ~~(resolution)~~ ~~(xxxx)~~ (ordinance) and it is now in full force and effect.

Subscribed and sworn to before me this

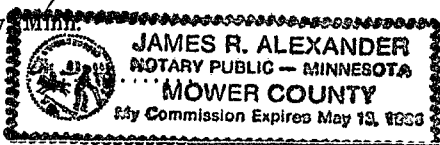
23rd day of October 19. 80

James R. Alexander

Notary Public, Mower County

My Commission Expires

Richard Benzkofer



An Equal Opportunity Employer

Phone: 296-2428



STATE OF MINNESOTA
MUNICIPAL BOARD

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

November 7, 1980

Mr. Richard Benzkofer
City Recorder
City Hall
500 4th Avenue N.E.
Austin, Minnesota 55912

Re: Docket Number A-3713

Ordinance Number 5, 2nd Series

City of Austin

Dear City Clerk:

The Minnesota Municipal Board has now processed and approved the above ordinance and filing fee in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.)

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

A handwritten signature in cursive script that reads "Patricia D. Lundy".

Patricia D. Lundy
Assistant Executive Director

PDL:kj

cc: Secretary of State
County Auditor
Township
Attorney
Municipality

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 14 1980

James Anderson Howe
Secretary of State

(REVISED 7/78)

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