

ORDINANCE NO. 515

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF BRECKENRIDGE TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND OWNED BY THE CITY OF BRECKENRIDGE PURSUANT TO MINNESOTA STATUTES §414.033 SUBDIVISION 2(1).

THE COUNCIL OF THE CITY OF BRECKENRIDGE, MINNESOTA, DOES ORDAIN:

SECTION 1. The City Council hereby finds and determines:

- (1) That the property to be annexed is owned by the City of Breckenridge.
- (2) That the annexation will be in the best interest of the City of Breckenridge and the territory affected;
- (3) That the territory described herein abuts upon the city limits of the City of Breckenridge on the southeastern edge and is about to become urban in character;
- (4) None of said territory is now included within the limits of any city, village, or borough and does not abut upon the limits of any city, village, or borough, except the City of Breckenridge, Minnesota.

SECTION 2. That the corporate limits of the City of Breckenridge, Minnesota, are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the City of Breckenridge, Minnesota, as effectually as if it had originally been a part thereof, which said land is located in the County of Wilkin, State of Minnesota, and is described as follows, to-wit:

The Northwest Quarter of the Southwest Quarter of Section 10, Township 132 North, Range 47 West of the Fifth Principal Meridian described as follows:

Beginning at the southeast corner of said Northwest Quarter of the Southwest Quarter of Section 10; thence on an assumed bearing of North 89 degrees 56 minutes 47 seconds West on and along the south line of said Northwest Quarter of the Southwest Quarter of Section 10 a distance of 183.47 feet to its intersection with the northerly right of way line of Trunk Highway No. 75; thence on and along said northerly right of way line on a 1029.93 foot radius curve that is concave to the south, a chord bearing of North 75 degrees 53 minutes 10 seconds West a chord distance of 288.241 feet; thence North 0 degrees 15 minutes 41 seconds West a distance of 219.04 feet to the southerly right of way line of the Burlington Northern Inc. (formerly Northern Pacific) railroad; thence North 89 degrees 52 minutes 50 seconds East on and along said southerly right of way line of the Burlington Northern Inc. railroad a distance of 462.69 feet to the east line of the Northwest Quarter of the Southwest Quarter of Section 10; thence South 0 degrees 15 minutes 41 seconds East on and

along the said east line of the Northwest Quarter of the Southwest Quarter of Section 10 a distance of 290.47 feet to the point of beginning.

The above tract contains 2.81 acres, more or less, and is subject to an access easement over and across the westerly 40 feet of the southerly 158 feet of said tract.

Parties of the first part hereto also grant, bargain, sell, and convey unto said parties of the second part a 40 foot wide access easement lying adjacent to and west of an easement line that begins at a point on the said Northerly right of way of Trunk Highway No. 75, said point bearing North 81 degrees, 20 minutes 50 seconds West a distance of 468.34 feet from the said southeast corner of the Northwest Quarter of the Southwest Quarter of Section 10; thence said easement line bears North 0 degrees, 15 minutes 41 seconds west a distance of 80 feet and there said easement line terminates.

(Parcel No. 06-010-2400)

SECTION 3. Breckenridge Township has agreed to waive the \$10.48 loss property taxes.

SECTION 4. The current land use is a vacant field but upon final annexation; the proposed land use will be commercial with water, sewer and electrical capabilities in the future.

SECTION 5. The City Clerk is hereby directed to file certified copies of this ordinance with the Office of Administrative Hearings - Minnesota Boundary Adjustment Unit, the Secretary of the State of Minnesota, the County Auditor of Wilkin County, Minnesota, and the Clerk of the Township of Breckenridge.

SECTION 6. Effective Date. This Ordinance takes effect upon its passage and publication and the time of filing of the certified copies as directed in Section 5.

Russell Wilson
RUSSELL WILSON, Mayor

ATTEST:

Renae Smith
RENAE SMITH, City Administrator

First Reading:	<u>January 25, 2021</u>
Posted after 1 st reading:	<u>January 27, 2021</u>
Second Reading:	<u>February 16, 2021</u>
Adopted & Passed:	<u>February 16, 2021</u>
Published:	<u>March 4, 2021</u>
Posted after published:	<u>March 15, 2021</u>