

BENTON COUNTY ORDINANCE NO.362

AN ORDINANCE AMENDING THE OFFICIAL BENTON COUNTY ZONING MAP

WHEREAS, Michael Erickson and Carol Woltman have made an application made pursuant to Section 11.8 of the Benton County Development Code to rezone the property described herein; and,

WHEREAS, June 3, 2003, Notice of Public Hearings to Consider Amending the Benton County Development Code and Benton County Zoning Map was published in the official newspaper and mailed to the governing bodies of all towns and municipalities located within two miles of the effected property within Benton County; and,

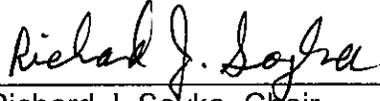
WHEREAS, public hearings regarding said proposal have been conducted by the Benton County Planning Commission and the Benton County Board of Commissioners on June 24, 2003 and July 1, 2003;and,

WHEREAS, the Benton County Board of Commissioners find that the rezoning of the property described herein comports with the Benton County Comprehensive Land Use Plan and is appropriate.

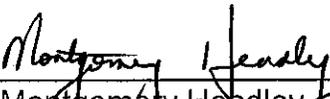
NOW, THEREFORE, pursuant to Section 11.8 of the Benton County Development Code, the official Benton County Zoning Map is hereby amended to reflect that the following described property is zoned "A-2" Agriculture District:

That part of Government Lot 5, Section Ten (10), and that part of Government Lots 1 and 2 in Section Fifteen (15), Township Thirty-eight (38) North, Range Thirty-two (32) West:

See attached for complete legal.


Richard J. Soyka, Chair
Benton County Commissioners

ATTEST:


Montgomery Headley
Benton County Administrator

MARILYN J. NOVAK
COUNTY RECORDER

BY KAC DEPUTY ^{1/10}

302091

OFFICE OF
BENTON COUNTY RECORDER
BENTON COUNTY, MN
CERTIFIED TO BE FILED
AND/OR RECORDED ON

2003 JUL -7 P 2:10

EXHIBIT "A"
Legal Description for Erickson-Woltman

All that part of Government Lot Five (5) in Section Ten (10), and that part of Government Lots One (1) and Two (2), in Section Fifteen (15), all in Township Thirty-eight (38), Range Thirty-two (32), Benton County, Minnesota, lying Northerly and Easterly of the Northerly and Easterly right-of-way line of Barley Road (formerly known as Marina Drive) as shown on the plat of ROLLING OAKS RIVER ESTATES, according to the plat thereof and lying Westerly and Southerly of the following described line:

Beginning at the Northeast corner of said Section 15; thence on a bearing of West a distance of 1,175.86 feet; thence on a bearing of North a distance of 320.19 feet; thence on a bearing of West a distance of 274.06 feet to an intersection with a line 1,450.00 feet westerly of, measured at a right angle to and parallel with the east line of Government Lot 5 of said Section 10; thence North $0^{\circ}00'50''$ East and parallel with the East line of Government Lot 5 of said Section 10, a distance of 865.54 feet; thence on a bearing of West 467.17 feet to the Easterly right of way line of said Barley Road and there terminating.

EXCEPTING THEREFROM

That part of said Government Lots 1 and 2, described as follows:

Commencing at the northeast corner of Lot Seventeen (17), Block One (1), Rolling Oaks River Estates, according to the recorded plat thereof; thence South $90^{\circ}00'00''$ East, on an assumed bearing, along the easterly extension of the north line of said Lot 17, a distance of 66.00 feet to a point in the easterly right-of-way line of Barley Road, for the point of beginning of the land to be described; thence continue South $90^{\circ}00'00''$ East, a distance of 305.45 feet; thence South $00^{\circ}00'00''$ West, a distance of 136.44 feet; thence South $18^{\circ}23'05''$ West, a distance of 262.99 feet; thence South $25^{\circ}03'56''$ West, a distance of 287.73 feet; more or less to its intersection with said easterly right-of-way line of Barley Road, thence northwesterly and northerly along said right-of-way line, to the point of beginning and there terminating.