

OFFICE OF THE CITY ATTORNEY
FARGO, NORTH DAKOTA

ORDINANCE NO. 4890

AN ORDINANCE ENACTING SECTION 32-0104 OF
ARTICLE 32-01 OF CHAPTER 32 OF
THE FARGO MUNICIPAL CODE
RELATING TO ANNEXATION

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4 WHEREAS. the electorate of the city of Fargo has adopted a home rule charter in
5 accordance with Chapter 40-05.1 of the North Dakota Code; and,

6 WHEREAS. Section 40-05.1-06 of the North Dakota Century Code provides that the City
7 shall have the right to implement home rule powers by ordinance; and,

8 WHEREAS. Section 40-05.1-50 of the North Dakota Century Code provides that said
9 home rule charter and any ordinances made pursuant thereto shall supersede state laws in conflict
10 therewith and shall be liberally construed for such purposes; and,

11 WHEREAS. the Board of City Commissioners deems it necessary and appropriate to
12 implement such authority by the adoption of this ordinance;

13 NOW. THEREFORE.

14 Be It Ordained by the Board of City Commissioners of the City of Fargo:

15 Section 1. Enactment.

16 Section 32-0104 of Article 32-01 of Chapter 32 of the Fargo Municipal Code is hereby
17 enacted as follows:

18 32-0104. A portion of Section 5, Township 138 North, Range 49 West.--In accordance with
19 Chapter 40-51.2 of the North Dakota Century Code, and upon filing of a verified petition signed by
20 at least three-fourths of the qualified electors or by the owners of at least three-fourths in assessed
21 value of the property hereinafter described, the corporate limits of the city of Fargo are hereby
22 revised so as to include the following described parcel:

23 Beginning at the northeast corner of Ashwood Subdivision as recorded as Document
No. 788220, Book O, Page 95, at the Cass County Recorder's Office; thence north
02°10'58" west a distance of 1405.93 feet, more or less, to the south line of the north
half of the southwest quarter of the northwest quarter of said Section 5; thence

