

**CITY OF DELANO
COUNTY OF WRIGHT
STATE OF MINNESOTA**

ORDINANCE NO. O-16-08

**AN ORDINANCE ANNEXING CERTAIN PROPERTY ABUTTING
THE CITY OF DELANO**

THE CITY COUNCIL OF THE CITY OF DELANO ORDAINS:

Section 1. The City of Delano has received a petition for annexation by ordinance from the sole property owner (Muller Family Theatre of Delano LLC) of the land described on Exhibit A (the "Property").

Section 2. The Property abuts the City of Delano on two sides, consists of 5.36 acres, and is not presently served by public wastewater facilities or public wastewater facilities are not otherwise available.

Section 3. The Property is deemed to be urban or suburban in character or about to become so.

Section 4. The City of Delano has held a public hearing on Tuesday, August 2, 2016, regarding annexation of the Property and given 30 days written notice of the public hearing by certified mail to Franklin Township and to all land owners within and contiguous to the Property.

Section 5. The Property is appropriate for annexation to the City of Delano pursuant to Minnesota Statute §414.033, Subd. 2(3).

Section 6. The Property is hereby annexed to the City of Delano.

Section 7. Property taxes payable for the Property shall continue to be paid to Franklin Township for the year in which this annexation becomes effective. If this annexation becomes effective on or before August 1, 2016, the City of Delano shall levy on the Property beginning in 2016. If this annexation becomes effective after August 1, 2016, the City of Delano shall levy on the Property beginning in 2017.

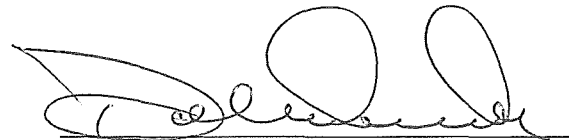
Section 8. The City of Delano shall reimburse Franklin Township an amount equal to the Township's share of 2016 property tax for two years (\$8,570.32), all outstanding Township assessments levied against the annexation property (\$0), and any debt that the Township incurred prior to annexation attributed to the annexation parcel. The City shall make two equal payments over the two years following annexation approval.

Section 9. The City Clerk shall file this Ordinance with the State of Minnesota, Office of Administrative Hearings; Franklin Township; the Wright County Auditor; and the Minnesota Secretary of State, and a copy of this Ordinance shall be delivered immediately to the Wright County Auditor.

Section 10. This Annexation Ordinance shall be final on the date the Ordinance is approved by the Chief Administrative Law Judge of the Office of Administrative Hearings.

Section 11. This Ordinance shall be published in accordance with law.

ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF DELANO, MINNESOTA
THIS 2nd DAY OF AUGUST, 2016


Dale Graunke, Mayor

ATTEST:


Brian Bloch, City Clerk

Motion by: Betsy Stolfa
Second by: Jason Franzen
Graunke: Aye
Stolfa: Aye
Russek: Aye
Franzen: Aye
Schrupp: Absent

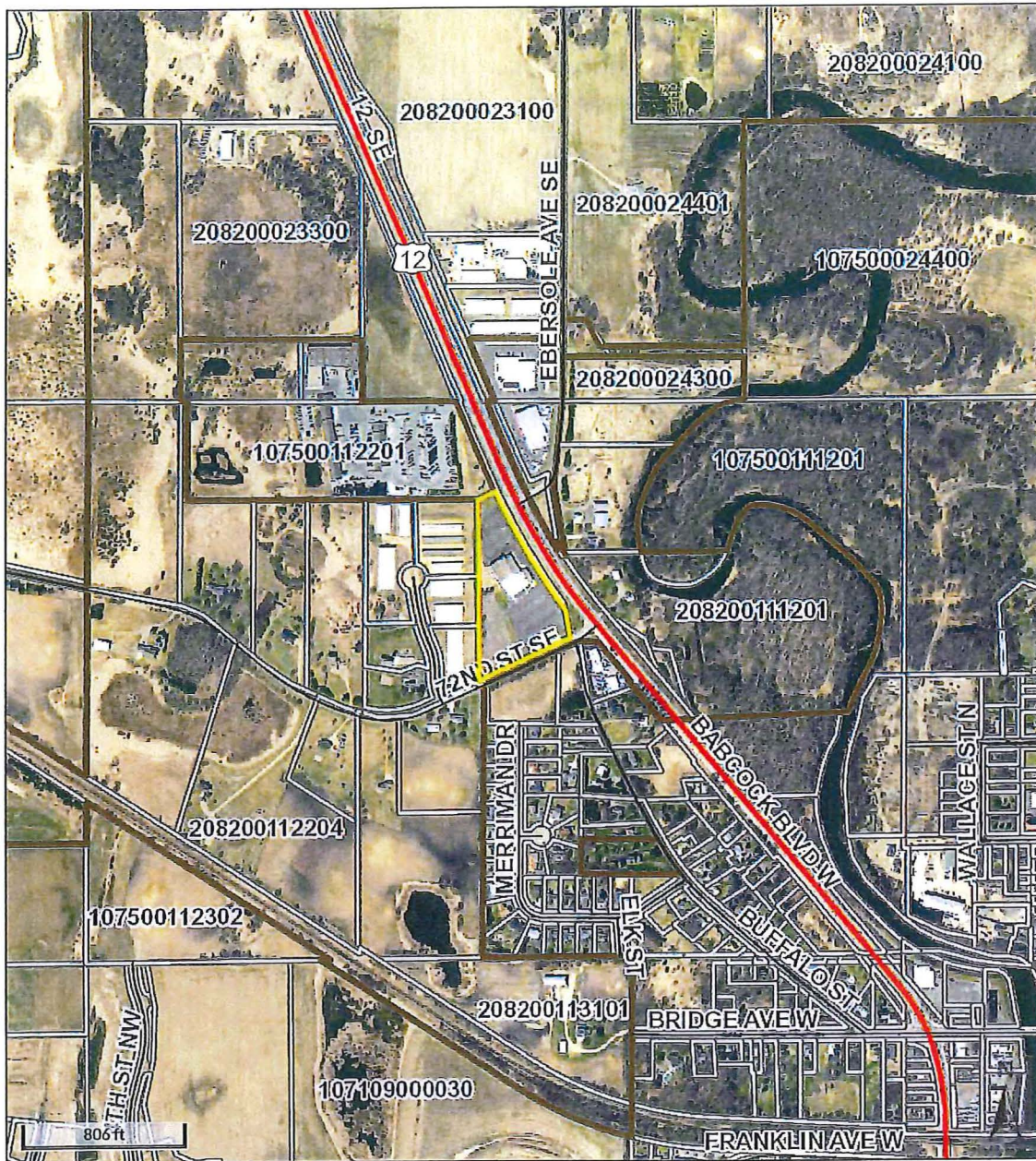
Real property in the City of Delano, County of Wright, State of Minnesota, described as follows:

That part of the West thirty-five acres of that part of the East Half of the Northwest Quarter lying North of the Delano and Waverly Road and Lot B of Lot 5 of the Northwest Quarter all in Section 11, Township 118, Range 25, Wright County, Minnesota, described as follows: Commencing at the Northwest corner of Section 11, thence on an assumed bearing of North 89 degrees 42 minutes 14 seconds East along the North line of the Northwest Quarter of said Section 11, a distance of 1859.61 feet; thence South 1 degree 10 minutes 48 seconds East, a distance of 464.86 feet to the point of beginning; thence South 1 degree 10 minutes 48 seconds East on a continuation of the last described line, a distance of 892.07 feet; thence North 65 degrees 19 minutes 12 seconds East, a distance of 521.65 feet; thence North 7 degrees 00 minutes 43 seconds West a distance of 121.78 feet to the Southwesterly right-of-way line of U.S. Highway No. 12; thence Northwesterly along said right-of-way line, along a curve not tangent to the last described line, a distance of 712.34 feet, said curve has a central angle of 13 degrees 57 minutes 08 seconds, a radius of 2925.286 feet, the chord of said curve bears North 32 degrees 36 minutes 35 seconds West; thence South 64 degrees 21 minutes 59 seconds West a distance of 104.89 feet to the point of beginning;

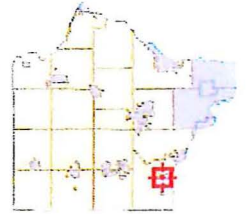
Except that portion shown as Parcel 53 set forth in Final Certificate Condemnation, dated April 20, 1999, recorded May 18, 1999 as Document No. 678437 and as shown on Minnesota Department of Transportation Right-of-Way Plat No. 86-18, recorded September 7, 1995 as Document No. 578519.

4423 US Highway 12 SE
PID 208 200 112107

Beacon™ Wright County, MN



Overview



Legend

Roads

- CSAHCL
- CTYCL
- MUNICL
- PRIVATECL
- TWPCL

Highways

- Interstate
- State Hwy
- US Hwy

City/Township Limits

- c
- t
- Parcels

Date created: 7/11/2016

Developed by
The Schneider Corporation