**ORDINANCE NO.\_\_\_\_\_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF \_\_\_\_\_\_\_\_\_\_, MINNESOTA ANNEXING**

**CITY-OWNED LAND LOCATED IN \_\_\_\_\_\_\_\_\_\_ TOWNSHIP, \_\_\_\_\_\_\_\_\_\_ COUNTY, MINNESOTA PURSUANT TO MINN. STAT.** § **414.033 SUBD. 2(1),**

**PERMITTING ANNEXATION BY ORDINANCE**

**WHEREAS,** the City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_ is the sole owner of the following described property (Property) located in \_\_\_\_\_\_\_\_\_\_\_\_ Township, \_\_\_\_\_\_\_\_\_ County, Minnesota.

***INSERT THE COMPLETE AND ACCURATE PROPERTY DESCRIPTION***

***OR NOTE AS AN ATTACHMENT OR EXHIBIT.***

 ***DO NOT USE DESCRIPTIONS FROM PROPERTY TAX STATEMENTS.***

**WHEREAS,** the City of \_\_\_\_\_\_\_\_\_\_\_\_\_ desires to annex the Property pursuant to Minn. Stat.
§ 414.033, subd. 2(1).

**WHEREAS,** the Property consists of \_\_\_\_\_\_ acres; abuts the present corporate limits of the City of \_\_\_\_\_\_\_\_\_\_\_\_\_; and is not included within the boundaries of any other city.

**WHEREAS,** the Property is currently (\_\_\_\_\_land use type\_\_\_\_; annexation is requested because \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_).

**NOW, THEREFORE**, THE CITY COUNCIL OF THE CITY OF \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature and is currently owned by the City of \_\_\_\_\_\_\_\_\_\_\_\_\_.

2. None of the property is now included within the limits of any other city.

3. The corporate limits of the City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Minnesota, are hereby extended to include the Property described above (. . . or attached . . .).

4. The City of \_\_\_\_\_\_\_\_\_\_\_\_ shall make no cash payment to \_\_\_\_\_\_\_\_\_ Township in regard to Minn. Stat. § 414.036, as the Property is tax exempt.

OR

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If the Property does generate taxes:

The City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, pursuant to Minn. Stat. § 414.036, that with respect to the property taxes payable on the area legally described (herein or attached exhibit), hereby annexed, shall make a cash payment to the Town of \_\_\_\_\_\_\_\_\_\_\_\_\_\_in accordance with the following schedule:

 *OPTION A:*

 a. In the first year following the year in which the City of

 \_\_\_\_\_\_\_\_\_\_\_could first levy on the annexed area, an amount equal

 to $\_\_\_\_\_\_\_\_\_\_; and

 b. In the second year, an amount equal to $\_\_\_\_\_\_\_\_\_\_.

 (Or payments can extend up to 8 years.)

 *OPTION B:*

Parties may agree to other payment terms. Include written documentation of such an agreement.

5. That pursuant to Minn. Stat. § 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described (herein or attached exhibit) there are [no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.] *OR* there are …..and the City will ……

6. That the City ( title ) is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the \_\_\_\_\_\_\_\_\_\_ County Auditor, and \_\_\_\_\_\_\_\_\_\_\_\_Township.

7. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, Minnesota , this \_\_\_\_\_\_day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

 (Signatures of City Officials)