

ORDINANCE NO.302 3RD SERIES

AN ORDINANCE OF THE CITY OF EAST GRAND FORKS, MINNESOTA, ANNEXING A PORTION OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER (NE1/4SE1/4) OF SECTION TWENTY-SEVEN (27), TOWNSHIP ONE HUNDRED FIFTY-TWO (152), NORTH OF RANGE FIFTY (50), WEST OF THE FIFTH PRINCIPAL MERIDIAN, POLK COUNTY, MINNESOTA.

THE CITY OF EAST GRAND FORKS ORDAINS:

Section 1. This annexation is being passed and adopted pursuant to the provisions of Minnesota Statute § 414.033 subd. 2 clause 3.

Section 2. The City of East Grand Forks, Minnesota (hereinafter referred to the "City") was petitioned by the land owners Scott Wurden, Valerie Wurden, and Susan Wagner (hereinafter "Wurdens") along with Grand Forks Township by and through the Township Board of Commissioners, (hereinafter "Township")

Section 3. The land abuts the City of East Grand Forks and the area to be annexed is 60 acres or less and the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not otherwise available.

Section 4. That the Notice requirement for the Public hearing of Minnesota Statute § 414.033 subd. 2b has been met or waived as all interested parties that were required to receive notice are the petitioners and the City of East Grand Forks. Further, the Public hearing required under Minnesota Statute § 414.033 subd. 2b has been held.

Section 5. That Minnesota Statute § 414.033 subd. 3 does not apply because it is appropriate for annexation under Minnesota Statute § 414.033 subd. 2, clause 3.

Section 6. That the area to be annexed is unplatted and unpopulated property.

Section 7. That the petitioners waived the 30 day notice required by Minnesota Statute § 414.033 subd. 13 that the cost of electric utility service to the Petitioners may change if the subject real property is annexed into the City.

Section 8. The City hereby annexes real property situated in the County of Polk, State of Minnesota, legally described as follows, to wit:

The easterly 65 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 152 North, Range 50 West of the 5th principal Meridian, Polk County, Minnesota, containing 1.97 acres or 85,955 square feet more or less.

Section 9. Reimbursement of the property taxes to the Town shall be based on the property taxes collected by the Town in the last year it collected taxes on the annexed area, in a total amount equivalent to that payable under the former law, but adjusted to be paid in substantially equal payments over two to eight years in accordance with the 2006 amendments to Minn. Stat. §414.036.

Section 10. That pursuant to Minnesota Statutes § 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 and there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

Section 11. The City Administrator/Clerk Treasurer is hereby directed to file certified copies of this ordinance with the Minnesota Municipal Board, Grand Forks Township, Polk county Auditor, and the Minnesota Secretary of State.

Section 12. City Code Chapter 10 entitled Definitions and General Provisions Applicable to the Entire City Code Including Penalty for violation" is hereby adopted in its entirety, by reference, as repeated verbatim herein.

Section 13. This ordinance shall take effect and be in force from and after its passage and publication and be given number 302, 3rd series, and after its approval by the Minnesota Municipal Board.

VOTING AYE: Vetter, Grassel, Buckalew, Tweten, Gregoire, Gauder, & Leigh
VOTING NAY: None
ABSENT: None

The President declared the Ordinance passed.

ATTEST:

PASSED: August 21, 2007

[Signature]
Clerk-Treasurer/City Administrator

[Signature]
President of Council

I hereby approve the foregoing Ordinance this 21st day of August, 2007.

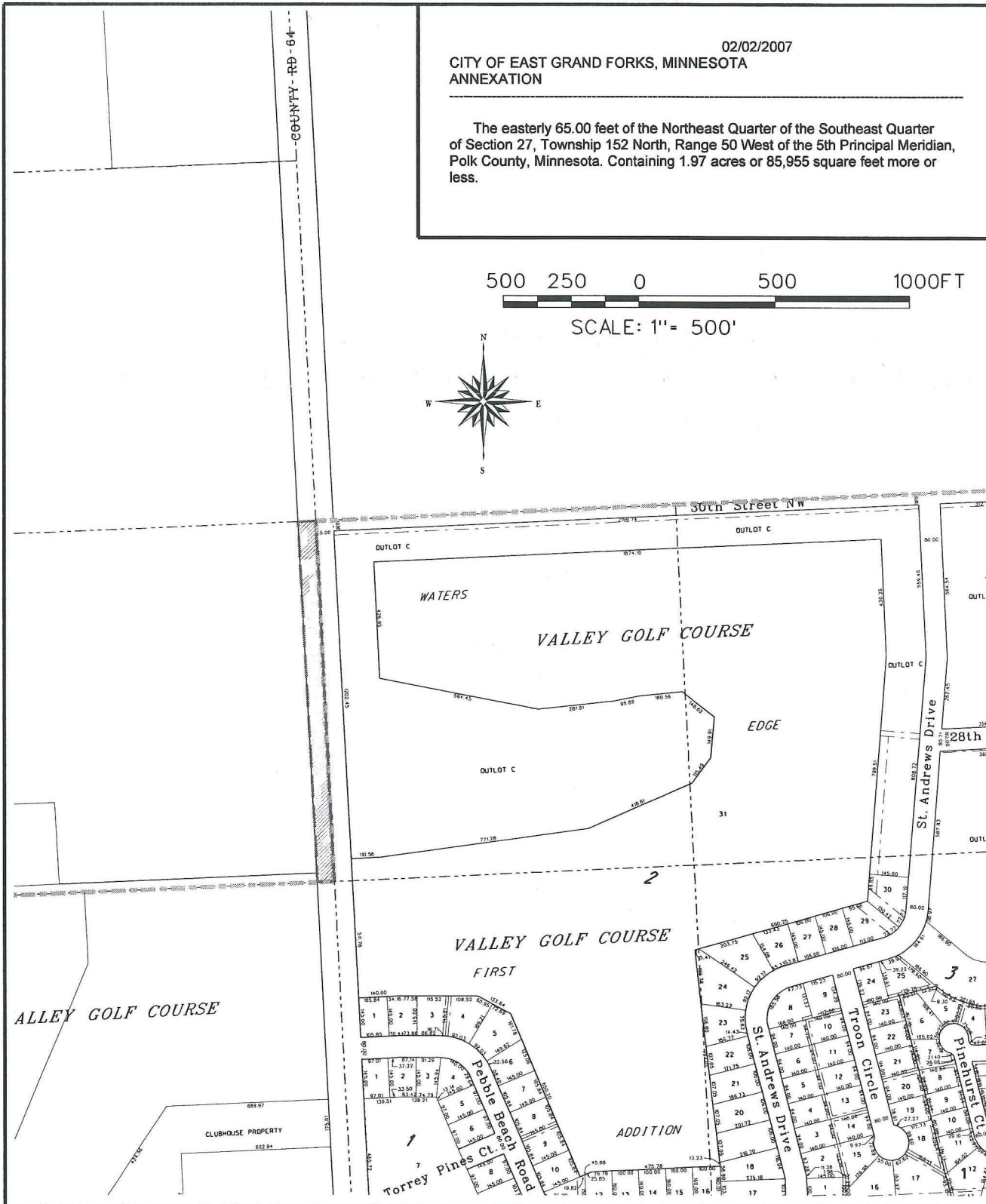
[Signature]
Mayor

02/02/2007
CITY OF EAST GRAND FORKS, MINNESOTA
ANNEXATION

The easterly 65.00 feet of the Northeast Quarter of the Southeast Quarter of Section 27, Township 152 North, Range 50 West of the 5th Principal Meridian, Polk County, Minnesota. Containing 1.97 acres or 85,955 square feet more or less.

500 250 0 500 1000FT

SCALE: 1" = 500'



DRAWN BY: MBA
DATE: 3/2/2007
DGN: 07_annex_cr-64.dgn
MODEL NAME: 07 annexation

PROJECT:
2007 Annexation
East Grand Forks, Minnesota
County Road 64 (River Road)

SHEET:
1 of 1