

PUBLICATION NO.

ORDINANCE NO. 09-0529

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF HUTCHINSON TO INCLUDE CERTAIN LAND THAT IS SURROUNDED BY THE MUNICIPALITY AND IS LESS THAN 120 ACRES PURSUANT TO MINNESOTA STATUTES 414.033, SUBDIVISION 2 (2), (3) AND SUBDIVISION 2b

WHEREAS, McLeod County, property owner, is requesting that certain land be annexed to the City of Hutchinson, as legally described below, and:

Beginning at a point 105 feet West of a point 1,446.5 feet South of the Northeast corner of the Northwest Quarter of Section Five (5), in Township One Hundred Sixteen (116), North of Range Twenty-nine (29) West; thence running South 724.2 feet to the center of the Glencoe and Hutchinson Public Road; thence North 66 degrees West along the center line of said Public Road, 424 feet; thence West along the center line of said Public Road, 113 feet; thence North 548.2 feet; thence East 495 feet to the point of beginning, now known as Lot 8 of Auditor's Plat of the West Half of Section 5, Township 116, North of Range 29 West.

WHEREAS, said property is unincorporated and is surrounded by the City of Hutchinson, is approximately 5.97 acres in size, and is not presently served by public water or sewer facilities; and

WHEREAS, McLeod County is the sole owner of the property, the property is not included within any other municipality, and is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, and

WHEREAS, the City of Hutchinson held a public hearing on April 14, 2009, and

NOW, THEREFORE, the City Council of Hutchinson, Minnesota does hereby ordain:

SECTION 1. The City Council hereby determines and finds that the property is surrounded by the municipality and is less than 120 acres, that the area to be annexed is approximately 5.97 acres, that the property is not included in any area that has already been designated for orderly annexation pursuant to Minnesota Statutes 414.0325, and that the request complies with all of the provisions of Minnesota Statutes 414.033 Subd. 2 (2), (3) and 2b and

SECTION 2. The property is surrounded by the city limits and is about to become urban or suburban in nature and that the property is about to be developed by the County of McLeod for the purpose of industrial development with municipal services, and

SECTION 3. The corporate limits of the City of Hutchinson are hereby extended to include the Property and the same is hereby annexed to and included within the City of Hutchinson as if the property had originally been part thereof.

SECTION 4. The population of the area legally described within and hereby annexed is zero.

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SECTION 5. The City of Hutchinson, pursuant to Minn. Stat. 414.036, that with respect to the property taxes payable on the area legally described herein, hereby annexed, there are no taxes payable to Hassan Valley Township as the County-owned property is non-taxable property.

SECTION 6. That pursuant to Minn. Stat. 414.036 with respect to any special assessments assigned by the township to the annexed property and any portion of debt incurred by the township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the property legally described herein, there are no special assessments or debt incurred by the township on the subject area for which reimbursement is required.

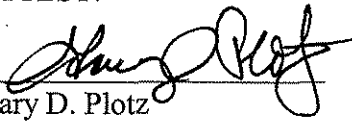
SECTION 7. The City Administrator is directed to file copies of this ordinance with the Office of Administrative Hearings - Municipal Boundary Adjustments, Hutchinson Township, the McLeod County Auditor, and the Minnesota Secretary of State.

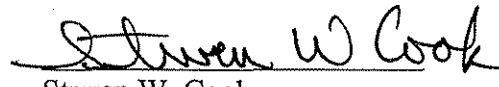
SECTION 8. This ordinance takes effect upon its passage and publication and the filing of the copies as directed in Section 7 and approval of the Ordinance by the Office of Administrative Hearings - Municipal Boundary Adjustments.

First Reading: April 14, 2009
Final Reading and Passed: April 28, 2009

Adopted by the City Council this 28th day of April, 2009.

ATTEST:


Gary D. Plotz
City Administrator


Steven W. Cook
Mayor

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