

City of Center City

ORDINANCE NUMBER 2009-06-02

AN ORDINANCE OF THE CITY OF CENTER CITY, SUPERCEDING ORDINANCE 2007-10-2, ANNEXING LAND LOCATED IN THE TOWN OF CHISAGO LAKE, CHISAGO COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUES §414.033 SUBDIVISION 2(3). PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, A petition signed by all the property owners, requesting that property legally described on attached Exhibit A, be annexed to the City of Center City, Minnesota was duly presented to the Council of the City of Center City on the 2nd day of June, 2009; and

WHEREAS, this ordinance is intended to supersede ordinance 2007-10-2 for purposes of correcting procedural irregularities; and

WHEREAS, said property is unincorporated and abuts the City of Center City on its westerly boundary; is less than 120 acres; was not served by public water and sewer facilities at the time of filing of the original petition; and

WHEREAS, said property is not located within a flood plain or shoreland area; and

WHEREAS, the City of Center City held a public hearing pursuant to Minnesota Statutes §414.033 Subd. 2b, on June 2, 2009 following thirty (30) days written notice by certified mail to the Town of Chisago Lake and all landowners within and contiguous to the area legally described in Exhibit A, to be annexed; and

WHEREAS, provisions of Minnesota Statutes §414.033 Subd. 13 are not applicable in that there will be no change in electric utility service provider resulting from the annexation of the territory to the municipality.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CENTER CITY 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 in that City water and sewer use was proposed for said property at the time of filing of the original petition, the construction of which requires or will need city services, including public sewer facilities.
2. None of the property is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statute §414.0325.
3. The corporate limits of the City of Center City, Minnesota, are hereby extended to include the following described property, said land abutting the City of Center City and being 120 acres or less in area, and was not served by public sewer facilities or public sewer facilities at the time of filing of the original petition, and that the City having received a petition for annexation from all property owners of the land, to wit: EXHIBIT A. The property described consists of a total of 1 acre, more or less. Copies of the corporate boundaries and all appropriate plat maps are attached hereto as Exhibit B.
4. That the population of the area legally described in Exhibit A and hereby annexed is 4.

- 5. The City of Center City, pursuant to Minnesota Statutes §414.036, that with respect to the property taxes payable on the area legally described in Exhibit A, hereby annexed, shall make payment to the Town of Chisago Lake in accordance with the following:

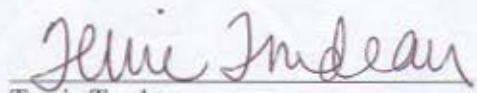
<u>Year</u>	<u>Township Property Tax Share</u>	<u>City Property Tax Share</u>
1 (2007)	100%	0%
2 (2008)	80%	20%
3 (2009)	60%	40%
4 (2010)	40%	60%
5 (2011)	20%	80%
6 (2012)	0%	100%

- 6. That pursuant to Minnesota Statutes §414.036, there are no special assessments or debt incurred by the Town on the subject Property for which reimbursement is required.
- 7. That the City Clerk of the City of Center City is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Minnesota Office of Administrative Hearings, the Minnesota Secretary of State, the Chisago County Auditor, and the Chisago Lake Township Clerk.
- 8. 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 Center City, Minnesota, this 2nd day of June 2009.


 Jill Behnke
 Mayor

ATTEST:


 Terrie Trudeau
 City Clerk

The Parcel legally described for Brian Olson as follows: That part of the NE1/4 of the NE1/4 and of Government Lot 2, Sec. 27, Twp. 34N, Range 20W, Described as follows: Commencing at the intersection of the westerly right of way line of Oasis Road and the northerly right of way line of the 318th Street; thence westerly, along said northerly right of way line, 610' to the point of beginning; thence northerly, at right angles, 275'; thence westerly, at right angles, 220'; thence southerly, at right angles, 275' more or less, to said northerly right of way line of the 318th Street; thence easterly, along said northerly right of way line, 220'; more or less, to the point of beginning.

CENTER CITY OFFICIAL ZONING MAP

Property
B. Olson

ZONING KEY

AGRICULTURE - A	
COUNTY (BUSINESS)	
RESIDENTIAL R-1	
BUSINESS - B	
CITY / PARKS	
CORPORATE BOUNDARY	



REC'D BY
M.M.B. APR 20 2009

