

ORDINANCE NO. 138

**AN ORDINANCE OF THE CITY OF ISLE, MINNESOTA ANNEXING
LAND LOCATED IN ISLE HARBOR TOWNSHIP, MILLE LACS COUNTY,
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, a petition signed by all the property owners, requesting that property legally described (herein or attached exhibit) be annexed to the City of Isle Minnesota, was duly presented to the Council of the City of Isle on the 10th day of January, 2012; and

WHEREAS, said property is unincorporated and abuts the City of Isle on its west boundary; is less than 120 acres; is presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, said property is not located within a flood plain or shoreland area; and *(If property is within a designated floodplain or shoreland area, city shall adopt or amend its land use controls to conform with chapter 103F. New development of annexed area shall be subject to chapter 103F)* Minnesota Statutes § 414.033 Subd. 11.

WHEREAS, said property is currently residential and annexation is requested to facilitate the extension of city services for the (residential) development of the property; and

WHEREAS, the City of Isle held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on January 10th, following thirty (30) days written notice by certified mail to the Town of Isle Harbor and to all landowners within and contiguous to the area legally described (herein or attached exhibit), to be annexed; and

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

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF ISLE 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 residential use is being proposed for said property 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 Isle, Minnesota, are hereby extended to include the following described property, said land abutting the City of Isle and being 120 acres or less in area, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land, to wit:

The West 4 rods of the East 12 rods of the North 20 rods of the Southwest Quarter of the Northeast Quarter (SW ¼ of NE ¼) of Section 10, Township 42, Range 25, Mille Lacs County, Minnesota.

The above described property consists of a total of 1/2 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

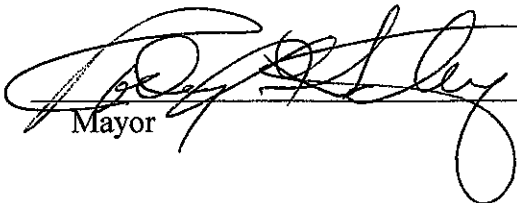
4. That the population of the area legally described (herein or attached exhibit) and hereby annexed is 2 .

5. As Isle Harbor Township has not disclosed the existence of any special assessments on, or any portion of debt attributable to, the property proposed for annexation, the City will not make any reimbursement payments to the Township for such purposes. However, the City shall make reimbursement payments to the Town based on the property taxes received from the annexed property in the year prior to the annexation becoming effective. The City shall make four annual payments to the Township. Each of the four payments shall equate to 50% of the Town taxes. The City shall make payments to the Township by September 1 of each year, commencing with the first year that the City is able to levy against the property proposed for annexation.


6. That the City Clerk of the City of Isle 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 Mille Lacs County Auditor, and the Isle Harbor Township Clerk.

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 Isle, Minnesota, this 10th day of January, 2012.

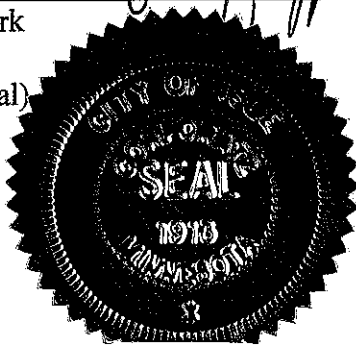


Mayor

ATTEST


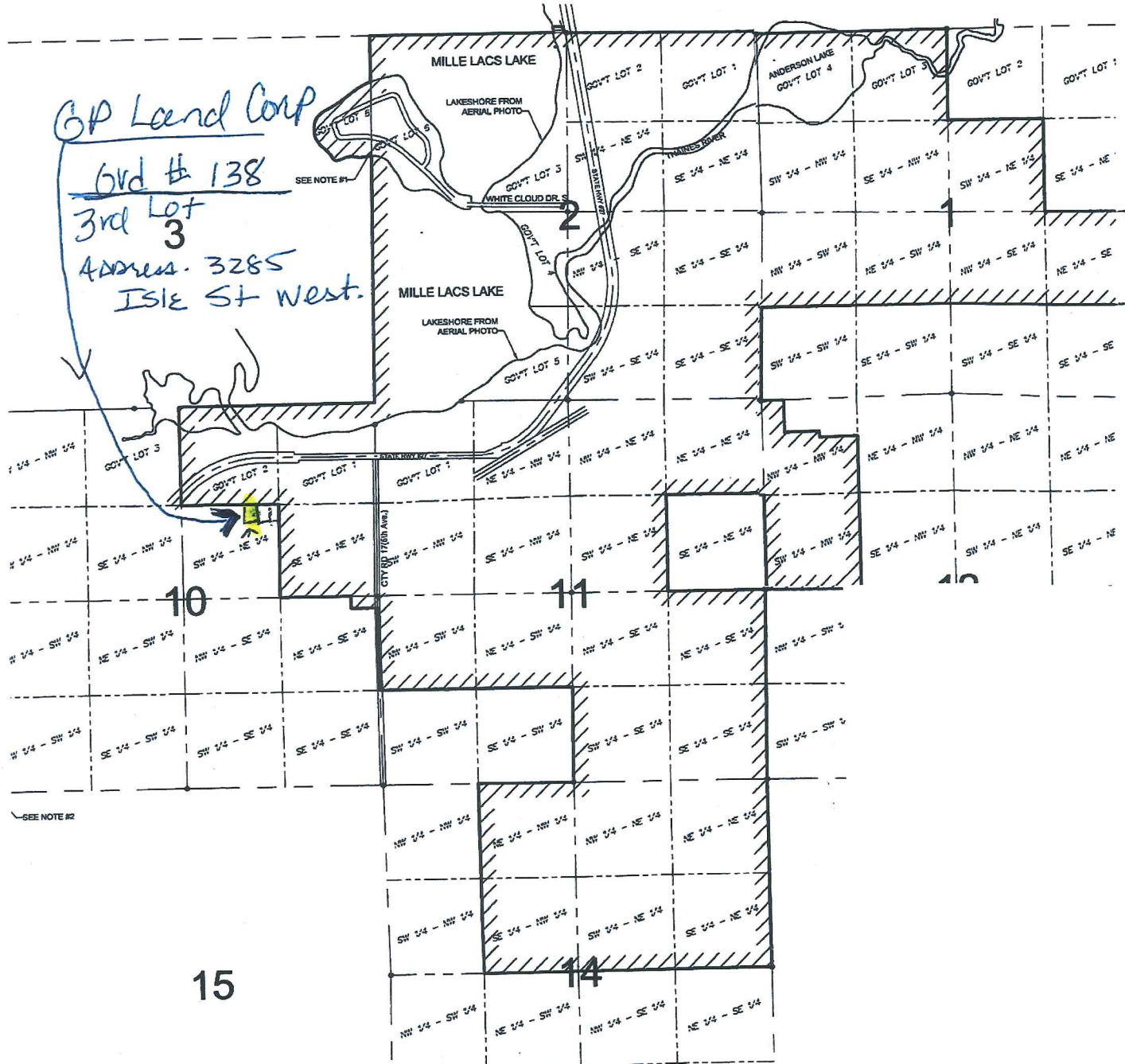
City Clerk

(City Seal)



Map of Isle City Limits

Township 42 North, Range 25 West, Mille Lacs County, MN

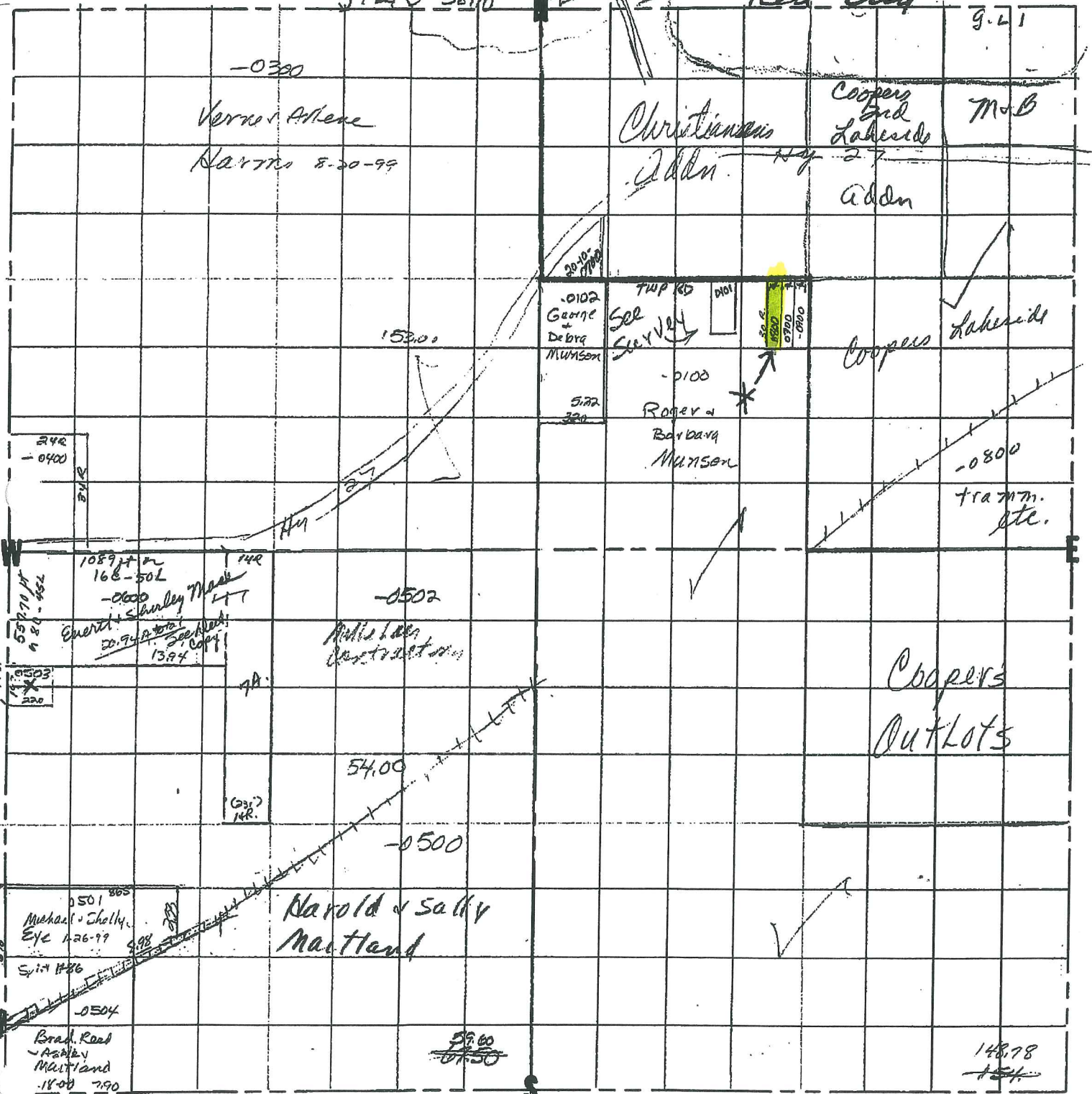


From:
Katie Lin
Municipal Boundary
Adjustment Unit.

10-42-25

SCALE FOR SECTION, Each side large blue squares=20 chains, 80 rods, 1320 feet; area of square 40 acres.
660 Ft.=1 Inch. Each side small red squares= 5 chains, 20 rods, 330 feet; area of square 2 1/2 acres.

G.L. 3 38.10 Red City Isle G.L. 1



X - Salvage Comm. 5/29/94

SCALE FOR QUARTER SECTION, Each side large blue squares= 10 chains, 40 rods, 660 feet; area of square 10 acres.
330 Ft. = 1 Inch. Each side small red squares=2.5 chains, 10 rods, 165 feet; area of square .625 of 1 acre.

PRONTO LAND MEASURE 660-330 MAP SHEET

PRONTO LAND MEASURE

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Drawn 1980 mda