

ORDINANCE NO. 2112B

**AN ORDINANCE OF THE CITY OF SPRING GROVE, MINNESOTA ANNEXING
LAND LOCATED IN SPRING GROVE TOWNSHIP, HOUSTON COUNTY, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.033, SUBDIVISION 5 ,
PERMITTING ANNEXATION BY ORDINANCE.**

WHEREAS, a petition by the owner of the property legally described as "The North 330 feet of the Northwest Quarter of the Northwest Quarter of Section 13, Township 101 North, Range 7 West, Houston County, Minnesota" being annexed to the City of Spring Grove, Minnesota was duly presented to the Council of the City of Spring Grove, Minnesota on the 20th day of November, 2012; and

WHEREAS, said property is unincorporated and abuts the City of Spring Grove on its South and East boundary; is less than 120 acres; is not presently served by public sewer and water facilities and property owner desires to utilize City of Spring Grove public sewer and water facilities; and

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

WHEREAS, said property is currently residential and agricultural and annexation is requested to facilitate the extension of city services for the existing residence on the property; and

WHEREAS, the petitioners have waived any notice concerning Minnesota Statutes §414.033 Subdivision 13; and

WHEREAS, all of the area proposed for annexation is or is about to become urban or suburban in character.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SPRING GROVE HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinabove described abuts the city limits and is or is about to become urban or suburban in nature in that residential use is being utilized for said property which requires city services, including public sewer and water 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 Spring Grove, Minnesota, are hereby extended to include the following described property, said land abutting the City of Spring Grove and being 120 acres or less in area, and is not presently served by public sewer and water facilities or public sewer and water 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 NORTH 330 FEET OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER, SECTION 13,
TOWNSHIP 101 NORTH, RANGE 7 WEST, HOUSTON COUNTY, STATE OF MINNESOTA**

The above described property consists of a total of ten 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. The population of the area legally described above and hereby annexed is 2.
5. The City of Spring Grove, Minnesota, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described, as shown above, hereby annexed, shall make a cash payment to the Township of Spring Grove, Minnesota pursuant to agreement, in the total sum of \$137.00. This payment shall be made in a lump sum payment upon final approval by the office of administrative hearings.
6. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Township 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 as set forth above, there are no special assessments or debt incurred by the Township on the subject area for which reimbursement is required.
7. That the City Clerk of the City of Spring Grove, Minnesota is hereby authorized and directed to file a copy of this Ordinance with Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Houston County Auditor, and the Spring Grove 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 Spring Grove, Minnesota, this 16th day of April, 2013.

Bruce Poole, Mayor
Bruce Poole, Mayor

ATTEST:

Erin Konkel, City Clerk/Treasurer
Erin Konkel, City Clerk

R-7-W

REC'D BY
MBA

DEC 03 2012

A 4x4 grid map of the United States. The bottom-left cell is shaded black, representing the state of California. The grid is composed of 16 cells in total, arranged in 4 rows and 4 columns. The shaded cell is located at the bottom-left corner of the grid.

MYRAH RD

