

**CITY OF CANNON FALLS  
GOODHUE COUNTY, MINNESOTA**

**ORDINANCE NUMBER 326**

**AN ORDINANCE ANNEXING LAND LOCATED IN THE TOWN OF CANNON FALLS,  
GOODHUE COUNTY, MINNESOTA PURSUANT TO MINNESOTA  
STATUTES § 414.033, SUBDIVISION 2(3), PERMITTING  
ANNEXATION BY ORDINANCE**

**SECTION 1. PREAMBLE.**

**WHEREAS**, the City of Cannon Falls received a petition dated January 25, 2013, signed by the property owner, requesting that property legally described in Exhibit A (attached), Goodhue County Minnesota, be annexed to the City of Cannon Falls, Minnesota, said petition was duly presented to the Council of the City of Cannon Falls on the 5<sup>th</sup> day of February, 2013, and;

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

**WHEREAS**, said property is currently unimproved agricultural land and annexation is requested to facilitate the extension of city services for the urban industrial development of the property, and;

**WHEREAS**, the City of Cannon Falls held a public hearing pursuant to Minnesota Statutes § 414.033, Subd. 2b, on March 19, 2013, following thirty (30) days written notice by certified mail to the Town of Cannon Falls ("Township") and to all landowners within and contiguous to the area legally described herein 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.

**SECTION 2. ENACTMENT.**

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CANNON FALLS, MINNESOTA HEREBY ORDAINS AS FOLLOWS:**

1. The City Council hereby determines that the property as described herein abuts the city limits and is or is about to become urban or suburban in nature in that urban industrial 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 Cannon Falls, Minnesota, are hereby extended to include the following described property, said land abutting the City of Cannon Falls and being 120 acres or less in area, which is not presently served by public sewer facilities or and for which 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 as described in Exhibit A (attached).

The above described property consists of a total of 12.97 acres, more or less (*Proposed Legal Description*). 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 hereby annexed is zero.

5. The City of Cannon Falls, pursuant to Minnesota Statutes § 414.036, shall provide reimbursement to the Township to compensate the Township for the loss of taxable property in the amount of one thousand forty-two dollars (\$1,042.00) payable in two annual payments: (1) on January 1, 2014, \$521.00; and (2) on January 1, 2015, \$521.00 as detailed in Exhibit B (attached).

6. 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 annexed, there are no special assessments or debt incurred by the Town on the subject area for which reimbursement is required.

7. That the City Clerk of the City of Cannon Falls 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 Goodhue County Auditor, and the Township Clerk.

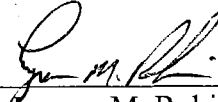
8. That the Office of Administrative Hearings is hereby requested to issue its order approving this annexation.

**SECTION 3. EFFECTIVE DATE.** This ordinance shall be effective immediately upon its passage and publication, and approval by the Office of Administrative Hearings, Boundary Adjustments, State of Minnesota.

**ADOPTED** this 2<sup>nd</sup> day of April, 2013, by the City Council of the City of Cannon Falls, Minnesota.

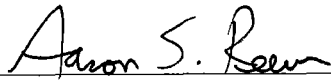
CITY OF CANNON FALLS

BY:



Lyman M. Robinson, Mayor

ATTEST:



Aaron S. Reeves, City Administrator

Summary published in *Cannon Falls Beacon* on April 11, 2013.

EXHIBIT "A"  
TO  
PETITION FOR ANNEXATION

PROPOSED LEGAL DESCRIPTION

That part of the Southwest Quarter of the Southeast Quarter of Section 19 and that part of the Northwest Quarter of the Northeast Quarter of Section 30 both in Township 112 North, Range 17 West, Goodhue County, Minnesota, described as follows:

Beginning at the southwest corner of said Southwest Quarter of the Southeast Quarter (as established by the Minnesota Department of Transportation); thence North 00 degrees 24 minutes 14 seconds West (assumed bearing) along the west line of said Southwest Quarter of the Southeast Quarter 1310.07 feet to the north line of said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 55 minutes 08 seconds East 404.84 feet along said north line to the westerly right-of-way of a Township Road, described in Quit-Claim Deed dated June 13, 1980, and recorded as Document Number 271094; thence South 00 degrees 00 minutes 26 seconds East along said westerly right-of-way line 598.77 feet; thence South 05 degrees 59 minutes 34 seconds West along said westerly right-of-way line 651.27 feet; thence southeasterly 233.50 feet along a tangential curve concave to the east, having a radius of 395.13 feet, and a central angle of 33 degrees 51 minutes 32 seconds along said westerly right-of-way line; thence North 62 degrees 08 minutes 02 seconds East perpendicular to last curve along the southerly right-of-way line of said deeded Township Road 33.00 feet; thence southeasterly 47.60 feet along a non-tangential curve concave to the northeast, having a radius of 362.13 feet, a central angle of 07 degrees 31 minutes 52 seconds, the chord of said curve bears South 31 degrees 37 minutes 54 seconds East; thence South 89 degrees 36 minutes 02 seconds West along a line not tangential to curve 425.58 feet to the west line of said Northwest Quarter of the Northeast Quarter of Section 30, thence North 00 degrees 01 minutes 51 seconds East 191.00 feet along said west line to the point of beginning.

Subject to Township Road right-of-way along the north line thereof and along east line thereof according to Doc. Nos. 271094 and 299046.

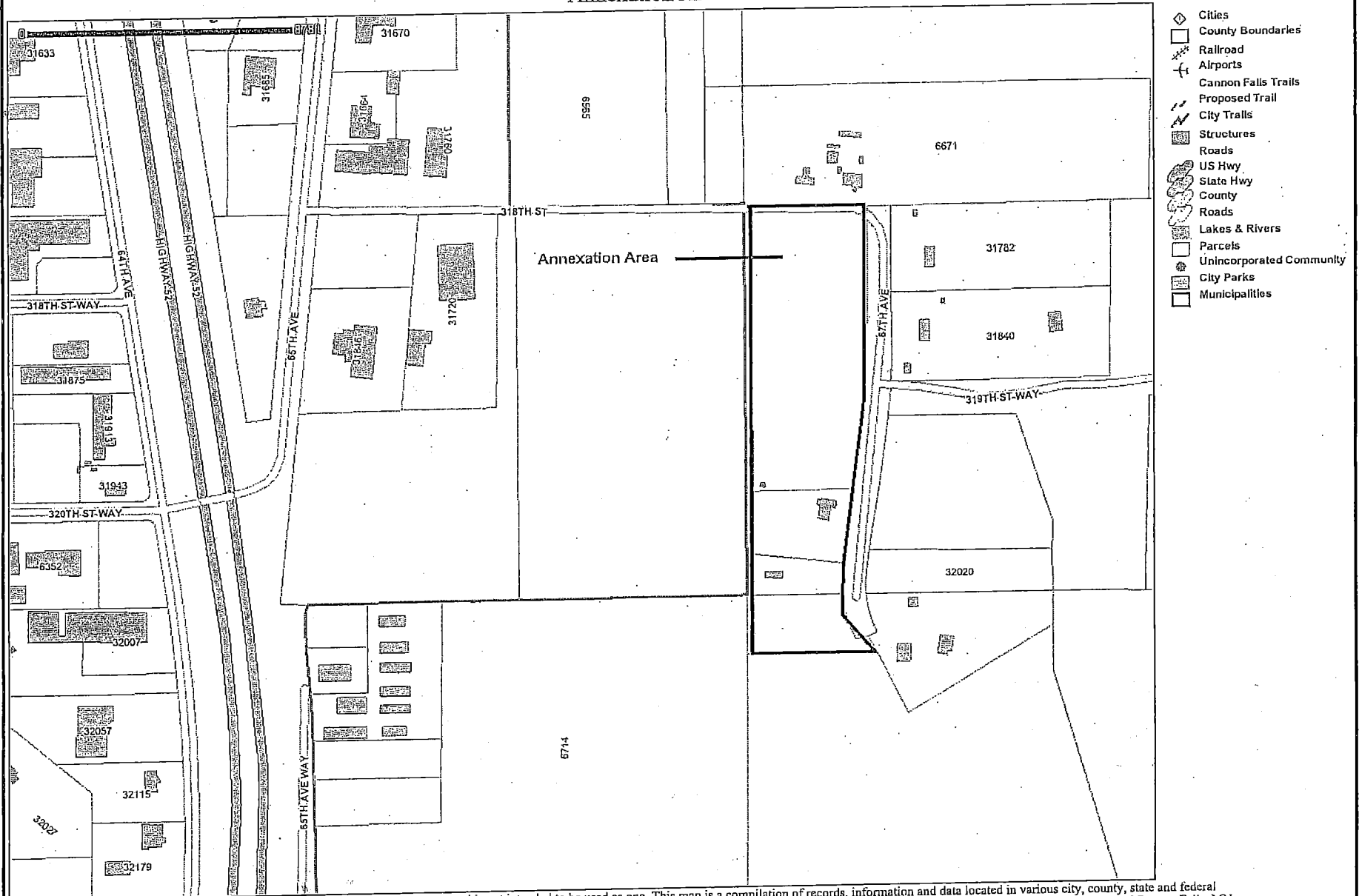
Said tract contains 12.97 acres, more or less.

# Mayo Clinic Health Systems

## Annexation Area - 2/5/13

REC'D BY  
MBA

JAN 10 2014



This map is neither a legally recorded map nor a survey and is not intended to be used as one. This map is a compilation of records, information and data located in various city, county, state and federal offices and other sources regarding the area shown, and is to be used for reference purposes only. Created From Cannon Falls Online Mapping Site. Sources: Goodhue County, MN; City of Cannon Falls, MN.  
Map Created: 1/23/2013

## EXHIBIT "B"

## City Reimbursement to Town Pursuant to M.S. § 414.036

The City and Township agree that upon annexation of the Subject Area legally described in Exhibit A, the City shall reimburse the Township for the loss of taxes from the property so annexed for the period and in accordance with the following schedule: 1) in the first year following the year the City could first levy on the annexed area, an amount equal to ninety (90) percent of the property taxes distributed to the Township in regard to the annexed area in the last year that property taxes from the annexed area were payable to the Township; 2) in the second year, an amount equal to seventy (70) percent; 3) in the third year, an amount equal to fifty (50) percent; 4) in the fourth year, an amount equal to thirty (30) percent, and; 5) in the fifth and final year, an amount equal to ten (10) percent/ Thereafter, the City will no longer reimburse the Township.

2012	Current year Tax Amount	\$417	100%	= \$417	Amount	Date Paid	Check Number
Year 1	2014	\$417	90%	= \$375			
Year 2	2015	\$417	70%	= \$292			
Year 3	2016	\$417	50%	= \$208			
Year 4	2017	\$417	30%	= \$125			
Year 5	2018	\$417	10%	= \$ 42			

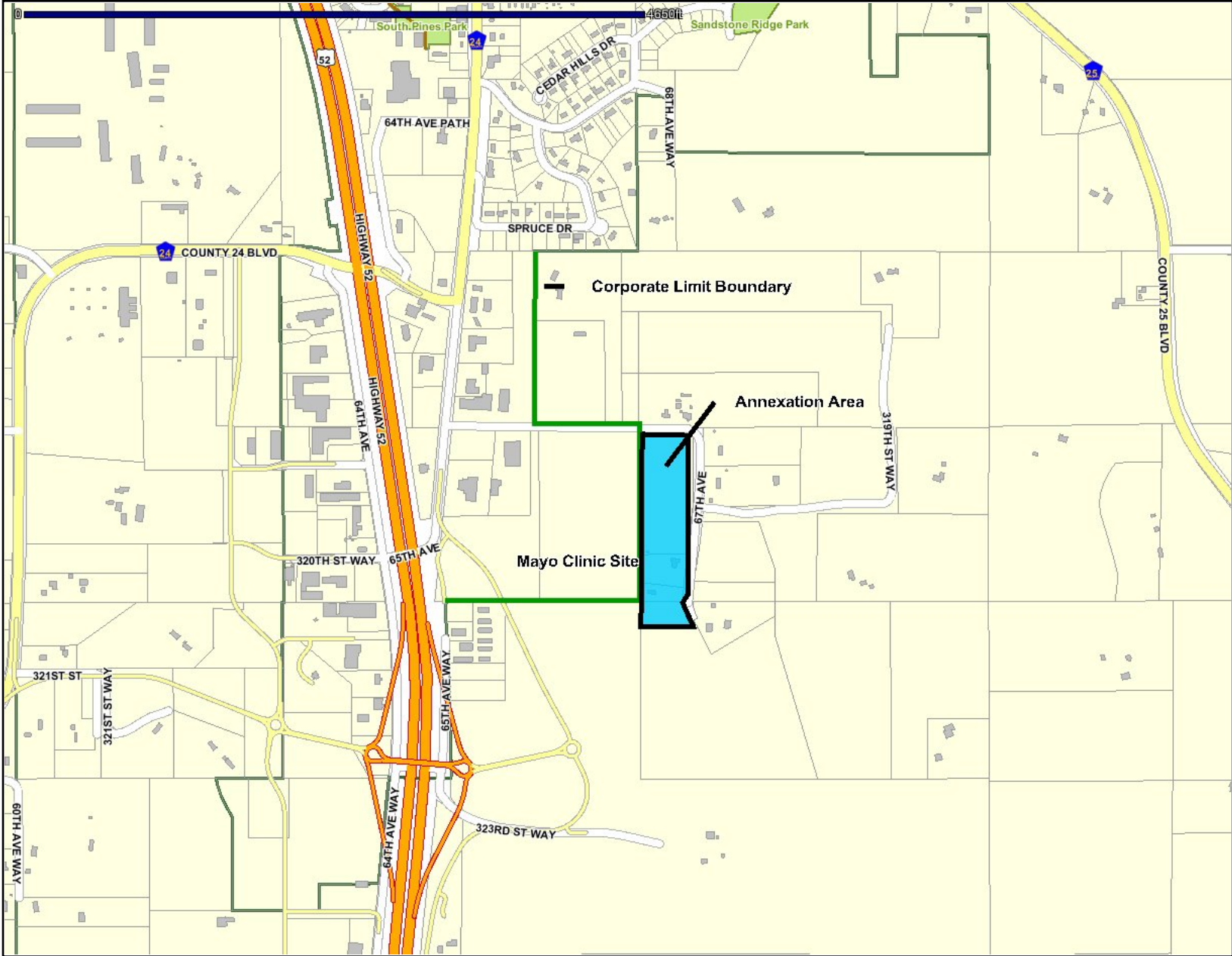
Special Assessments - None.  
Bonded Indebtedness - None.

## NOTES:

1. The annexed area is assumed to equal 14.12 acres (*Goodhue County records*).
2. For taxes payable 2012, the total taxes due the Township for the entire property owned by Mayo Clinic Health System – Cannon Falls amounts to \$417 which is the equivalent of \$29.533 per acre.
3. 14.12 acres x \$29.533 per acre equals \$417.

# Mayo Clinic Health System Cannon Falls

## 2013 Annexation Area



- ◆ Cities
- County Boundaries
- ⚡ Railroad
- ✈ Airports
- ✈ Preliminary TH52 Alignment
- County Road
- US Highway
- City Trails
- Structures
- Roads
- US Hwy
- State Hwy
- County
- Roads
- Lakes & Rivers
- Parcels
- Unincorporated Community
- City Parks
- Municipalities

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Map Created: 1/14/2014