

ORDINANCE NO. 1017

**AN ORDINANCE OF THE CITY OF COOK, MINNESOTA ANNEXING LAND
LOCATED IN FIELD TOWNSHIP, ST. LOUIS 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 on the attached Ex. "A" be annexed to the City of Cook, Minnesota was duly presented to the Council of the City of Cook on the 15th day of December, 2013; and

WHEREAS, said property is unincorporated and abuts the City of Cook on its West 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 not located within a flood plain or shore land area; and

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 Cook held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b on **March 27, 2014** following thirty (30) days written notice by certified mail to the Town of Field and to all landowners within and contiguous to the area legally described on the attached Ex. "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 the electric utility service provider resulting from the annexation of the territory to the municipality.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COOK 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 Statutes § 414.0325.

3. The corporate limits of the City of Cook, Minnesota, are hereby extended to include the following-described property, said land abutting the City of Cook 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:

That part of Lot Four (4), Section Thirteen (13), Township Sixty-two (62), Range Nineteen (19), described as follows:

Beginning at the Northeast corner of said forty; thence proceed South along the East line 104 ft.; thence West and parallel to the North line, a distance of 417 ft.; thence North and parallel to the West line, a distance of 104 ft. to the North line of said forty; thence East along the North line, a distance of 417 ft. to the Point of Beginning; and

That part of Lot Four (4), Section Thirteen (13), Township Sixty-two (62), Range Nineteen (19), described as follows:

Starting 104 ft. South from the Northeast corner of said Lot 4 and let that be the Point of Beginning; thence 208 ft. due South; thence 416 ft. due West; thence 208 ft. due North; thence 416 ft. due East to the Point of Beginning, containing two acres.

The above-described property consists of a total of three (3) 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 on the attached Ex. "A" and hereby annexed is zero.

5. That, with respect to the property taxes payable on the area legally described on the attached Ex. "A", the City of Cook, pursuant to Minnesota Statutes § 414.036, shall make a cash payment to the Town of Field in accordance with the following schedule:

- a. In the first year following the year in which the City of Cook could first levy on the annexed area, an amount equal to \$100.00; and
- b. In the second and final year, an amount equal to \$100.00.

6. That, for the area legally described on the attached Ex. "A" (subject property), there are no special assessments or debt incurred by the Town on the subject property for which reimbursement is required pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Town to the annexed subject property and any portion of debt incurred by the Town prior to the annexation and attributable to the subject property to be annexed, but for which no special assessments are outstanding.

7. That, the City Clerk of the City of Cook 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 St. Louis County Auditor and the Field 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.

REC'D BY
MBA

MAY 12 2014

PASSED AND ADOPTED by the City Council of the City of Cook, Minnesota,
this 27 day of March, 2014.

H D Jelinek

Mayor

ATTEST:

Theresa Martinson

Theresa Martinson
Administrator-Clerk/Treasurer

(City Seal)

EX. "A"

That part of Lot Four (4), Section Thirteen (13), Township Sixty-two (62), Range Nineteen (19), described as follows:

Beginning at the Northeast corner of said forty; thence proceed South along the East line 104 ft.; thence West and parallel to the North line, a distance of 417 ft.; thence North and parallel to the West line, a distance of 104 ft. to the North line of said forty; thence East along the North line, a distance of 417 ft. to the Point of Beginning.

and

That part of Lot Four (4), Section Thirteen (13), Township Sixty-two (62), Range Nineteen (19), described as follows:

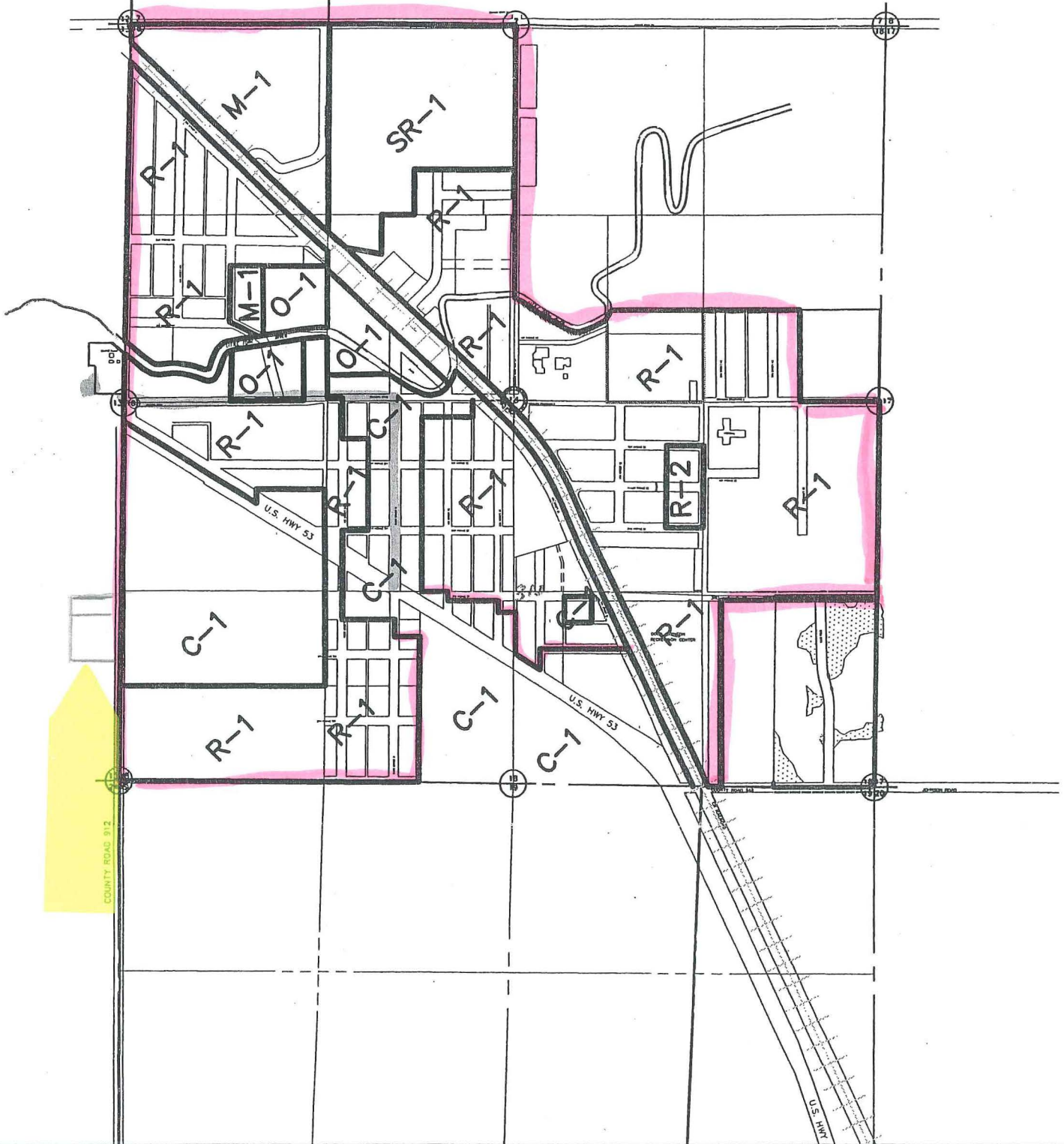
Starting 104 ft. South from the Northeast corner of said Lot 4 and let that be the Point of Beginning; thence 208 ft. due South; thence 416 ft. due West; thence 208 ft. due North; thence 416 ft. due East to the Point of Beginning, containing two acres.

REC'D BY
MBA

MAY 12 2014

CITY OF COOK

ST. LOUIS COUNTY



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Ham Lake, MN
Hibbing, MN
Minnetonka, MN

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CITY OF COOK

ZONING MAP

SHEET #

PROJECT #



Google earth

feet 1000
meters 400



REC'D BY
MBA MAY 12 2014

