

**ORDINANCE NO. 15-02****AN ORDINANCE OF THE CITY OF NEW RICHLAND, MINNESOTA ANNEXING  
LAND LOCATED IN NEW RICHLAND TOWNSHIP, WASECA COUNTY,  
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 5,  
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 New Richland Minnesota, was duly presented to the Council of the City of New Richland on the 22 day of June, 2015; and

**WHEREAS**, said property is unincorporated and abuts the City of New Richland on its east 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 (land use) and annexation is requested to facilitate the extension of city services for the (residential/urban/commercial/industrial) development of the property; 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 NEW RICHLAND  
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 commercial 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.

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

**Beginning at the Southwest Corner of Section Sixteen (16), Township One Hundred Five (105) North, Range Twenty-two (22) West, Waseca County, Minnesota; thence East Four Hundred Eighteen and One tenth (418.1) feet on the South line of said Section; thence North Two Hundred Twenty-five (225) feet at a right angle; thence West One Hundred (100) feet at a right angle; thence North Ninety-two (92) feet at a right angle; thence West, at a right angle, to the West line of said Section; thence South on the West line of said Section to the point of beginning; Except the West One (1) rod of said tract; subject to highway right of way on the South and West sides thereof.**

The above described property consists of a total of 2.82 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 two.

5. The City of New Richland, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described hereby annexed, shall make a cash payment to the Town of New Richland in accordance with the following schedule:

Reimbursement of the property taxes to the Town shall be based on the property taxes collected by the Town in 2015 on the annexed area, in a total amount of \$144.00, adjusted to be paid in equal payments of \$72.00 each year for two years in accordance with the 2006 amendments to Minn. Stat. §414.036.

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 legally described (herein or attached exhibit) there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

7. That the City Clerk of the City of New Richland 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 Waseca County Auditor, and the New Richland 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 New Richland, Minnesota, this 13 day of July, 2015.

*Christine Gislason*

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Mayor

ATTEST:

*Wayne Bellij*

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City Clerk

(City Seal)

