

**RECEIVED**

by OAH on August 8, 2016

ORDINANCE NO. 05-2016

**AN ORDINANCE OF THE CITY OF OSTRANDER MINNESOTA ANNEXING  
LAND LOCATED IN BLOOMFIELD TOWNSHIP, FILLMORE 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 Ostrander Minnesota, was duly presented to the Council of the City of Ostrander on the 2<sup>nd</sup> day of August, 2016; and

**WHEREAS**, said property is unincorporated and abuts the City of Ostrander 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 shoreland area; and

**WHEREAS**, said property is currently rural and annexation is requested to facilitate the extension of city services for the urban or suburban development of the property; and

**WHEREAS**, the City of Ostrander held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on August 2<sup>nd</sup> 2016, following thirty (30) days written notice by certified mail to the Town of Bloomfield 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 OSTRANDER 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 urban or suburban 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 Ostrander Minnesota, are hereby extended to include the following described property, said land abutting the City of Ostrander 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:

*See Exhibit A annexed hereto for complete legal description of property annexed under this ordinance.*

The above described property consists of a total of .75 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: none.

5. The City of Ostrander, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described (herein or attached exhibit), hereby annexed, shall make a cash payment to the Town of Bloomfield in accordance with the following schedule:

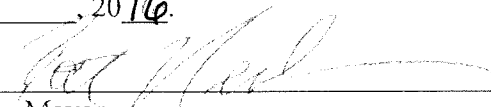
Reimbursement of the property taxes to the Town shall be based on the property taxes collected by the Town in the last year it collected taxes on the annexed area, in a total amount equivalent to that payable under the former law, but adjusted to be paid in substantially equal payments over two years in accordance with the 2006 amendments to Minn. Stat. §414.036.

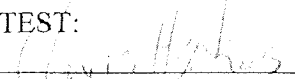
6. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding,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

7. That the City Clerk of the City of Ostrander 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 Fillmore County Auditor, and the Bloomfield 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 Ostrander,  
Minnesota, this 2nd day of August, 2016.

  
\_\_\_\_\_  
Mayor

ATTEST:  
  
\_\_\_\_\_  
City Clerk

(City Seal)

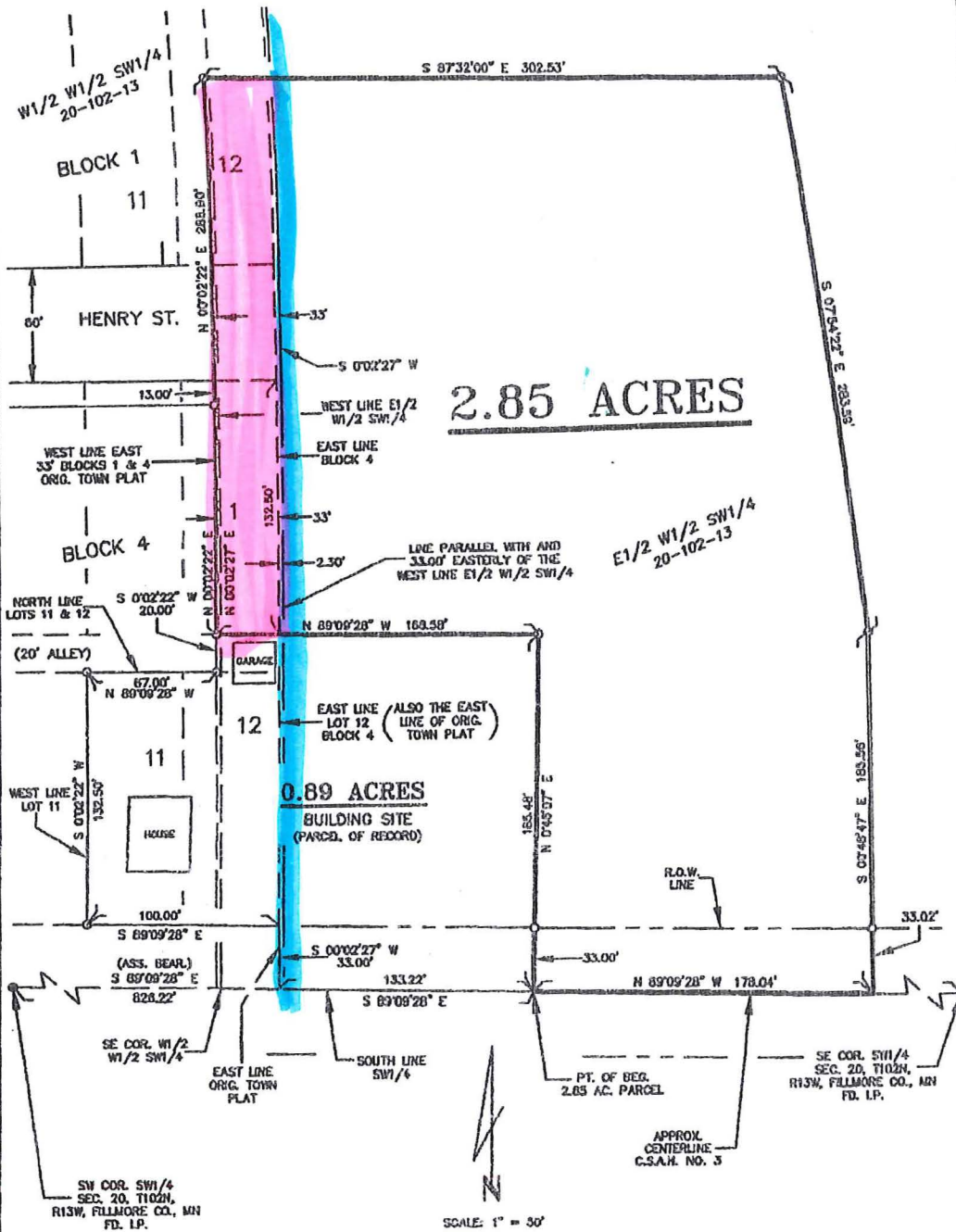
LEGAL DESCRIPTION - 0.75 Acres - Building Site

That part of the East One-Half of the West One-Half of the Southwest Quarter (E 1/2 W 1/2 SW 1/4), of Section 20, Township 102 North, Range 13 West, City of Ostrander, Fillmore County, Minnesota, described as follows: Commencing at the Southwest Corner of said Southwest Quarter (SW 1/4); thence South 89 degrees 09 minutes 28 seconds East (assumed bearing) along the South line of said SW 1/4, 826.22 feet to the point of beginning of the tract of land to be herein described; thence North 00 degrees 46 minutes 07 seconds East, 185.48 feet; thence South 89 degrees 09 minutes 28 seconds East parallel with said South line of said SW 1/4, 172.92 feet; thence South 00 degrees 48 minutes 47 seconds East, 185.56 feet to said South line of said SW 1/4; thence North 89 degrees 09 minutes 28 seconds West along said South line, 178.04 feet to the point of beginning and containing 0.75 acres, more or less. Subject to easement for C.S.A.H. No. 3 along the Southerly line thereof. Subject to any other easements of record.

# CERTIFICATE OF SURVEY

SURVEY REQUESTED BY  
DAN RUDOLPH  
OSTRANDER, MN

PART OF THE W1/2 W1/2 SW1/4, PART OF  
THE E1/2 W1/2 SW1/4, AND THAT PART OF BLOCK  
1 & 4, ORIGINAL TOWN PLAT, CITY OF OSTRANDER,  
ALL IN SEC. 20, T102N, R13W, FILLMORE CO., MN

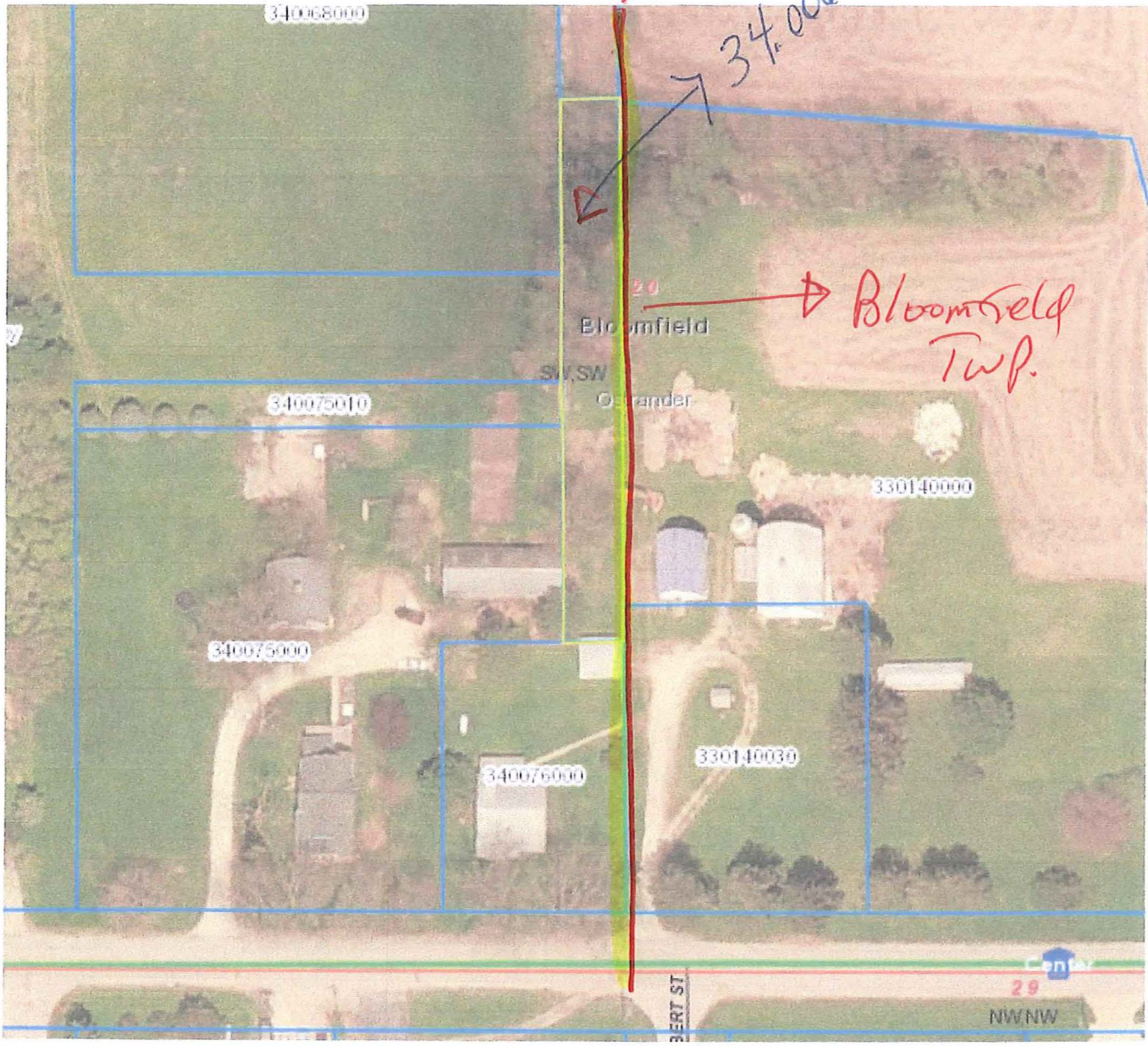


**CERTIFICATE OF SURVEY**  
I HEREBY CERTIFY THAT THIS PLAN, SPECIFICATION, OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.  
JEROME R. SCHWARTZ LICENSE NO. 13810, DATE: 8-18-18, SHEET 1 OF 2

**Brenda Sheldon**

**From:** Adkins, Cristal <cadkins@co.fillmore.mn.us>  
**Sent:** Thursday, February 18, 2016 3:06 PM  
**To:** brenda@brendasheldon.com  
**Subject:** OSTRANDER

*Red. City Boundary*  
*34.0069.000*  
*Annexed*



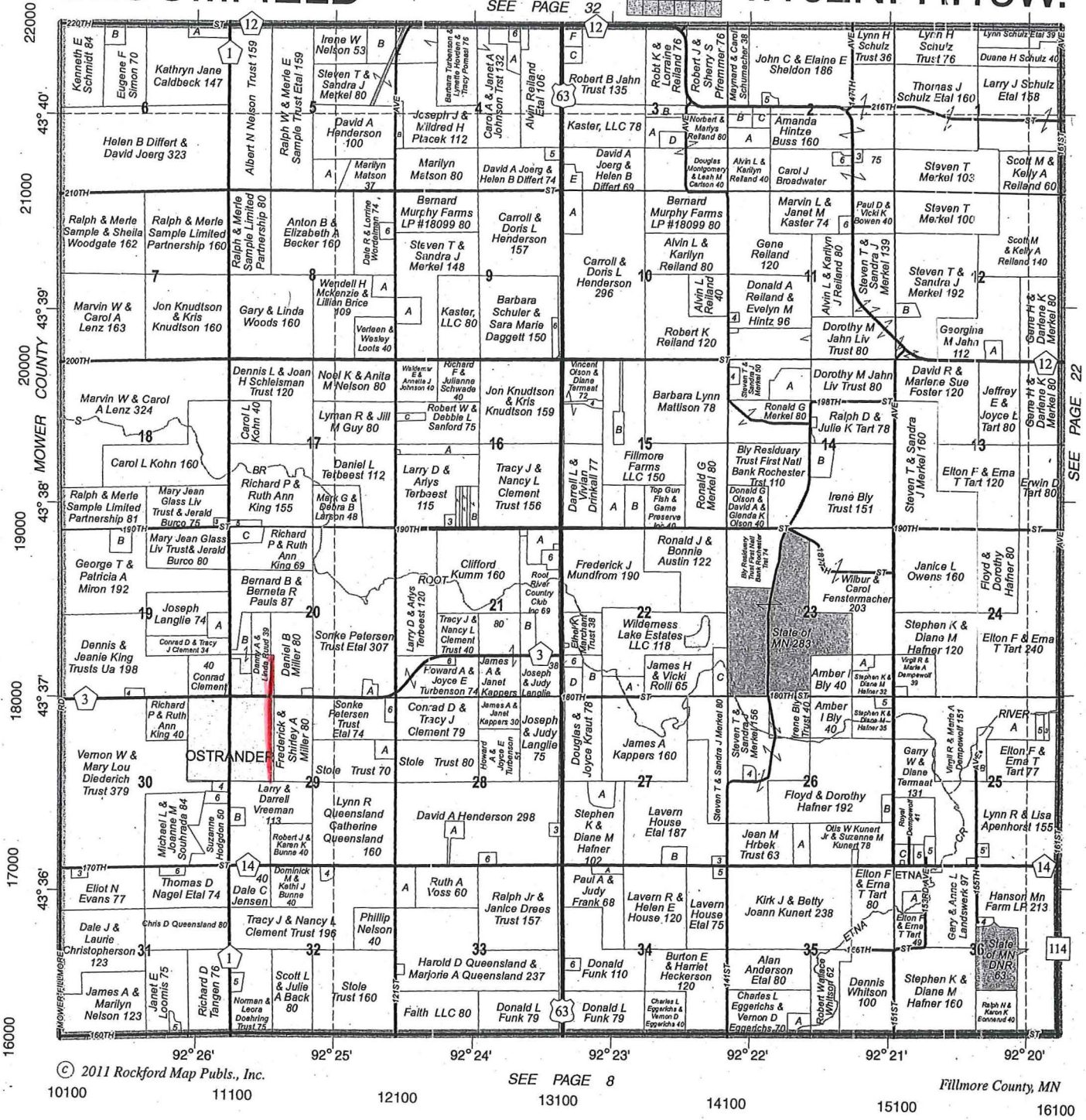
<http://gis.co.fillmore.mn.us/link/jsfe/index.aspx>

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# BLOOMFIELD

SEE PAGE 32

Refer to page 69 for keyed parcels  
T.102N.-R.13W.



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SEE PAGE 8

Fillmore County, MN



**Feed & Grain Locations**

Stewartville (507) 533-4222  
 Chatfield (507) 867-4710  
 Elgin (507) 876-2222  
 Viola (507) 876-2263

**Agronomy Locations**

Stewartville (507) 533-4222  
 St Charles (507) 932-4732  
 Plainview (507) 534-3147

[www.allamericancoop.com](http://www.allamericancoop.com)



- Grain Storage & Futures Contracting
- Direct Ship Grain Marketing
- Custom Feed Formulating
- Custom Feed Pelletting
- Roasted Soybeans
- Farm Deliveries-Bulk, Bag and Liquid
- Bulk Ingredient & Commodity Sourcing, Purchasing, Pricing & Delivery

- Experienced Agronomists on Staff
- Custom Farm Planning
- Custom Fert & Chem Applications
- Precision Ag Services & Soil Testing
- Nutrient Management Planning
- Crop Scouting
- Bulk Soybean Seed Treatment Center
- Corn and Soybean Seed
- VRT & Conventional Lime Application