

**ORDINANCE NO. 509**

**AN ORDINANCE OF THE CITY OF LA CRESCENT, MINNESOTA ANNEXING  
LAND LOCATED IN LA CRESCENT TOWNSHIP, HOUSTON 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 be annexed to the City of La Crescent, Minnesota, was duly presented to the Council of the City of La Crescent on the 22<sup>nd</sup> day of August, 2016; and

**WHEREAS**, said property is unincorporated and abuts the City of La Crescent on its northwesterly and southwesterly boundaries; 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 residential and annexation is requested to facilitate the extension of city services for the residential development of the property; and

**WHEREAS**, the City of La Crescent held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on October 10, 2016, following thirty (30) days written notice by certified mail to the Town of La Crescent 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.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LA CRESCENT  
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 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 La Crescent, Minnesota, are hereby extended to include the following described property, said land abutting the City of La Crescent 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:

PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER (NE¼ SW¼), SECTION 9, TOWNSHIP 104 NORTH, RANGE 4 WEST, HOUSTON COUNTY, DESCRIBED AS COMMENCING AT THE CENTER OF SAID SECTION 9, THENCE SOUTH ALONG THE QUARTER SECTION LINE 424.4 FEET TO THE CENTER OF THE COUNTY STATE AID HIGHWAY, THENCE NORTH 58 DEGREES 32 MINUTES WEST 61.24 FEET, THENCE CONTINUING ALONG THE CENTER OF SAID HIGHWAY ALONG A CURVED LINE TO THE RIGHT OF RADIUS 1432.4 FEET, A DISTANCE OF 530.42 FEET, THE SUBTENDED CHORD OF SAID CHORD OF SAID CURVED LINE BEARING NORTH 47 DEGREES 55 MINUTES 30 SECONDS WEST, LENGTH 527.4 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ON A BEARING OF NORTH 37 DEGREES 19 MINUTES WEST 181.1 FEET, THENCE SOUTH 22 DEGREES 05 MINUTES WEST 144.95 FEET, THENCE SOUTH 28 DEGREES 35 MINUTES WEST 180.55 FEET, THENCE SOUTH 30 DEGREES 35 MINUTES WEST 180.0 FEET TO THE POINT OF BEGINNING, THENCE CONTINUE SOUTH 30 DEGREES 35 MINUTES WEST 46.46 FEET, THENCE ALONG A CIRCULAR CURVED LINE OF RADIUS 45.0 FEET A DISTANCE OF 47.94 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING SOUTH 48 DEGREES 16 MINUTES WEST OF LENGTH 45.70 FEET, THENCE NORTH 59 DEGREES 25 MINUTES WEST 156.12 FEET, THENCE NORTH 30 DEGREES 35 MINUTES EAST 90.0 FEET, THENCE SOUTH 59 DEGREES, 25 MINUTES EAST 170.0 FEET TO THE POINT OF BEGINNING CONTAINING 0.34 ACRES, MORE OR LESS.

The above described property consists of a total of 0.34 acres, more or less. A copy of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps is attached hereto.

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

- a. In the first year following the year in which the City of La Crescent could first levy on the annexed area, an amount equal to \$474.60; and
- b. In the second and final year, an amount equal to \$474.60.

5. 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 there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

6. That the City Administrator of the City of La Crescent 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 Houston County Auditor, and the La Crescent Township Clerk.

7. 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.

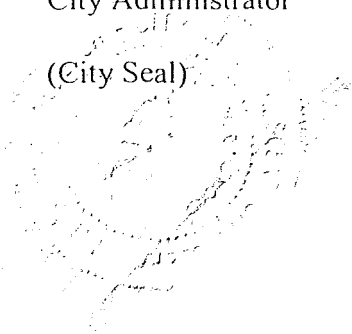
**PASSED AND ADOPTED** by the City Council of the City of La Crescent, Minnesota, this 10<sup>th</sup> day of October, 2016.

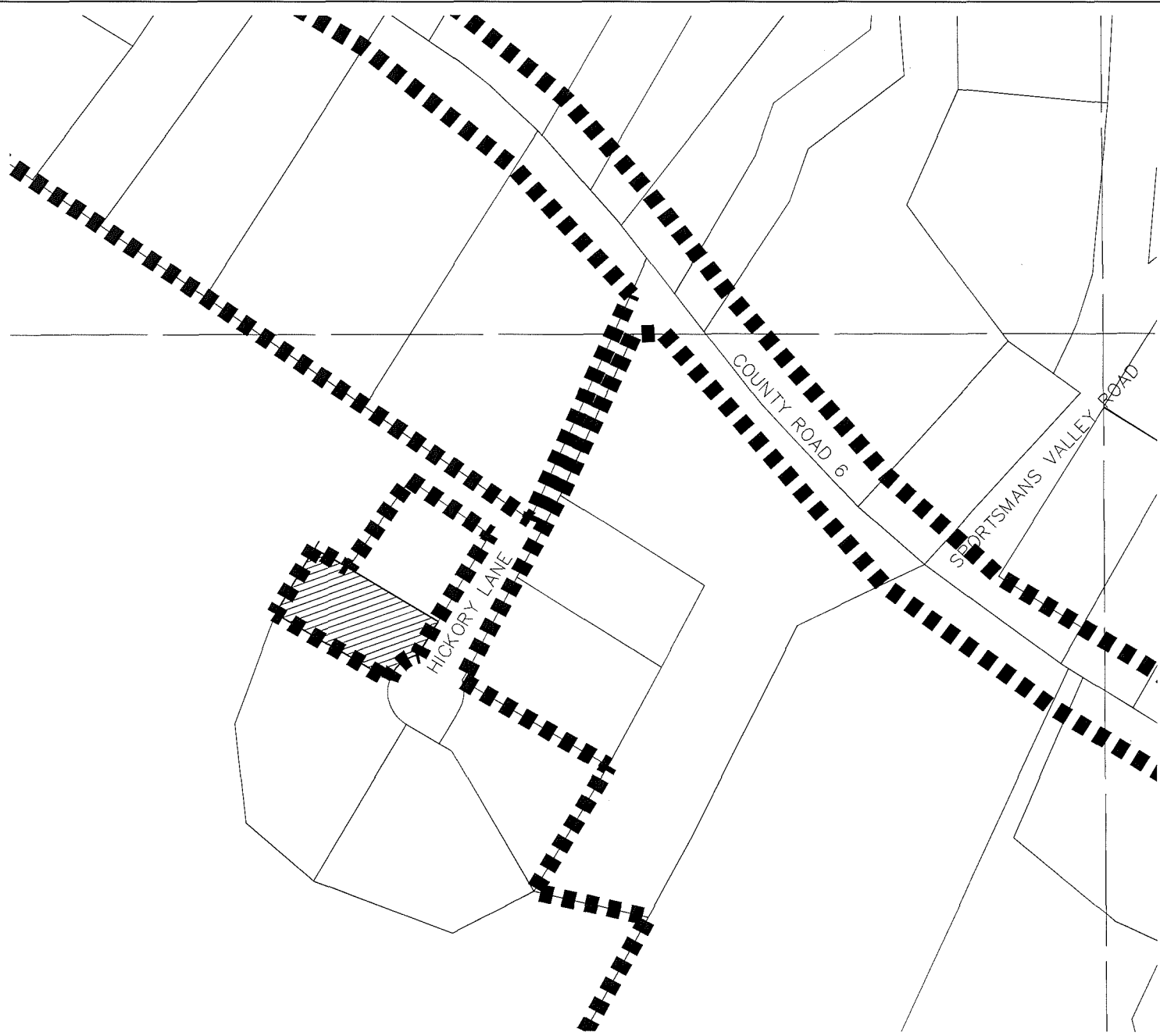
\_\_\_\_\_  
Mayor

ATTEST:



  
\_\_\_\_\_  
City Administrator

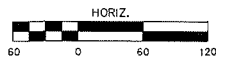
(City Seal)





LEGEND

-  EXISTING CITY LIMITS
-  PROPOSED ANNEXATION



I hereby certify that this plan, specification, or report was prepared by me or under my direct personal supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.  
 Timothy A. Husko  
 Date \_\_\_\_\_ License No. 44830

REVISIONS	
NO.	DATE

PROPOSED ANNEXATION BOUNDARIES  
 LA CRESCENT, MN  
 7319.15

SCALE: AS SHOWN  
 PROJECT NO. 7319.15  
 DRAWN BY: SGH  
 CHECKED BY: TAH  
 SHEET

