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By: OAH on 1/31/17

CITY OF LINDSTROM
CHISAGO COUNTY, MINNESOTA

ORDINANCE NO. 20170119-01

**AN ORDINANCE ANNEXING LAND LOCATED IN
CHISAGO LAKE TOWNSHIP, CHISAGO COUNTY, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.033, SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

SECTION 1. PREAMBLE.

WHEREAS, the land proposed for annexation is legally described as follows:

All that part of Lot 14, Currie Beach, known and described as Lot 2, Block 2, Rose Hill, prior to the vacation thereof filed as Document No. 212115, according to the recorded plat thereof, said tract more particularly described as follows, viz.: That part of Lot 14, Currie Beach, Section 32, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows: Commencing at the northeast corner of Lot 14, Currie Beach; thence southerly along the east line of said Lot 14 to the shore of south Lindstrom Lake; thence westerly along the shoreline to the southeast corner of Lot 18, Block 2, Rose Hill according to the plat thereof on file; thence northerly along the east line of said Lot 18 to the northeast corner of said Lot 18; thence northwesterly along the north line of Lots 17 and 18, Rose Hill, to the northwest corner of said Lot 17; thence northwesterly along the North line of Lot 16, Block 2, Rose Hill to the northwest corner of said Lot 16; thence Northerly 476.8 feet to the southwest corner of Lot 6, Block 1, Rose Hill; thence easterly along the south line of Lots 3, 4, 5 and 6, Block 1, Rose Hill, 200 feet to the southeast corner of said Lot 3; thence North along the east line of said Lot 3 186.35 feet to the northeast corner of said Lot 3; thence easterly to the point of beginning;
Subject to Shore Avenue.

AND

All that part of Lot 14, Currie Beach, known and described as Lots 1, 2, 7, 8, 9, 10, 11, 12, 13, 14, Block 1 and Lots 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 19 and 20, Block 2, Rose Hill, prior to the vacation thereof filed as Document No. 212115, according to the recorded plat thereof, said tract more particularly described as follows, viz.: That part of Lot 14, Currie Beach, Section 32, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows: Commencing at the northeast corner of Lot 14, Currie Beach; thence southerly along the east line of said Lot 14 to the shore of south Lindstrom Lake; thence westerly along the shoreline to the southeast corner of Lot 18, Block 2, Rose Hill according to the plat thereof on file; thence northerly along the east line of said Lot 18 to the northeast corner of said Lot 18; thence northwesterly along the north line of Lots 17 and 18, Rose Hill, to the northwest corner of said Lot 17; thence northwesterly along the North line of Lot 16, Block 2, Rose Hill to the northwest corner of said Lot 16; thence Northerly 476.8 feet to the southwest corner of Lot 6, Block 1, Rose Hill; thence easterly along the south line of Lots 3, 4, 5 and 6, Block 1, Rose Hill, 200 feet to the southeast corner of said Lot 3; thence North along the east line of said Lot 3 186.35 feet to the

northeast corner of said Lot 3; thence easterly to the point of beginning;
Subject to Shore Avenue.

PID Numbers: 02.01584.00; 02.01586.00; 02.01586.10

(“Land”);

WHEREAS, the Land abuts the municipality, is 120 acres or less, and is not presently served by public wastewater facilities or public wastewater facilities are not otherwise available;

WHEREAS, the City has received a petition for annexation from the sole property owner of the Land;

WHEREAS, the Land is not contiguous to any property either simultaneously proposed to be or previously annexed under Minnesota Statutes § 414.033, Subd. 2(3), within the preceding 12 months which is or has been owned at any point during that period by the same owners;

WHEREAS, the Land is therefore deemed to be urban or suburban in character, or about to become so;

WHEREAS, no part of the Land is included within the limits of an incorporated city;

WHEREAS, the City has authority, pursuant to Minn. Stat. 414.033, Subd. 2(3) to declare the Land annexed to the City;

WHEREAS, the City of Lindstrom held a public hearing pursuant to Minnesota Statutes § 414.033, Subd. 2b, on January 19, 2017, following thirty (30) days written notice by certified mail to Chisago Lake Township and to all landowners within and contiguous to the area legally described herein to be annexed, and;

WHEREAS, notice has been given to the landowner pursuant to Minnesota Statutes § 414.033, Subd. 13.

WHEREAS, said Land is located within a flood plain and shoreland area, the City has previously adopted or amended its land use controls to conform with Minnesota Statutes Chapter 103F, and new development of the Land shall be subject to Minnesota Statutes Chapter 103F.

SECTION 2. ENACTMENT.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSTROM, CHISAGO COUNTY, MINNESOTA, ORDAINS:

Section A. Land Annexed. The corporate limits of the City of Lindstrom are hereby extended to include the Land.

Section B. Taxes/Reimbursement to Township. Pursuant to the requirements of Minn. Stat. 414.036, the City shall provide a reimbursement to the town to compensate the town for the loss of taxable property in the amount of One Thousand Thirty Five and 36/100 Dollars (\$1,035.36), payable in two annual payments in accordance with the following schedule:


1. In 2017, an amount equal to Five Hundred Seventeen and 68/100 Dollars (\$517.68).
(½ total amount)
2. In 2018, an amount equal to Five Hundred Seventeen and 68/100 Dollars (\$517.68).
(½ total amount)

There are no outstanding assessments against the Land.

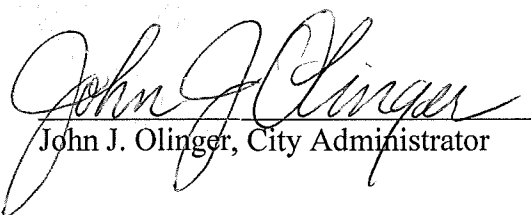
Section C. Filing. The City Clerk is directed to file certified copies of this ordinance with the Secretary of State, the County Auditor, the Town Clerk of the affected township and the Chief Administrative Law Judge for the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings. The City Attorney may act as necessary to complete the annexation process.

Section D. Effective Date of Annexation. This Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Chief Administrative Law Judge for the Office of Administrative Hearings.

ADOPTED this 19th day of January, 2017, by the City Council of the City of Lindstrom.

By: 
Keith V. Carlson, Mayor

ATTEST:


John J. Olinger, City Administrator

RECEIVED

By: OAH on 3/1/17 @ 9:20am

Rose Hill

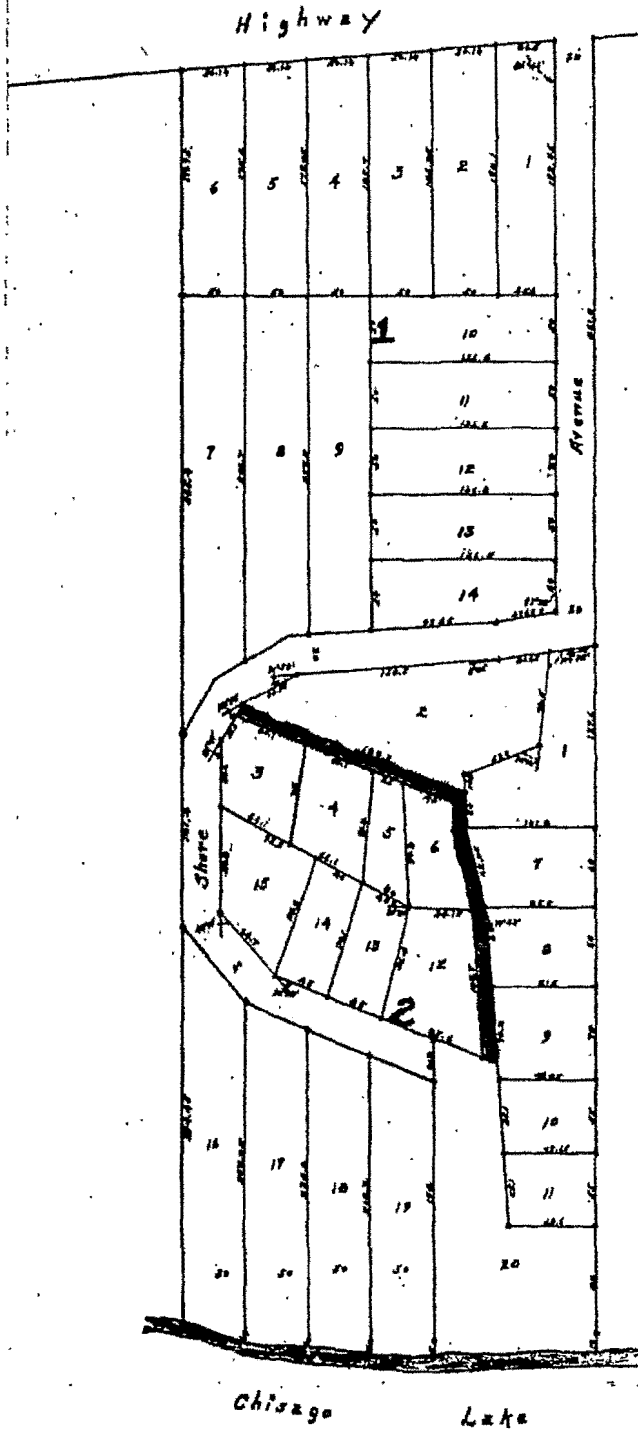
Being A Subdivision of Lot 14 Currie.

Beach Section 32, Township 34 North, Range

20 West.

Chisago County, Minnesota

Scale - 1" = 50' - Iron Monuments



I, L. Norton Clark, Minnesota Registered Engineer and Surveyor, Number 1134, do hereby certify that the plat shown hereon was made by me from surveys made by me and that all lines and distances are correctly represented hereon.

L. Norton Clark
Minnesota Registered Engineer & Surveyor Number 1134

State of Minnesota
County of Washington
Subscribed and sworn to before me this 15th day of September 1947 A.D.

Louis H. Nelson
Notary Public Washington County, Minn.
My Commission Expires _____

I, David O. Holmery, and Royce H. Holmery, State of Minnesota, do hereby certify that I am the owner of Lot 14 Currie Beach, Section 32, Township 34 North, Range 20 West, County of Chisago, State of Minnesota, represented hereon as "Rose Hill", and that I have caused same to be subdivided as shown hereon, and hereby dedicate to the public the streets and lanes as shown hereon.

David O. Holmery
Royce H. Holmery

State of Minnesota
County of Chisago
Subscribed and sworn to before me this 15th day of September 1947 A.D.

D. J. Smith
Notary Public Chisago County, Minnesota
My Commission Expires _____

State of Minnesota
County of Chisago
I, M. P. Quinn, County Auditor, Chisago County, State of Minnesota, do hereby certify that the plat of "Rose Hill", shown hereon, was presented to the Board of County Commissioners of said County on the 16th day of September 1947 A.D. and was accepted and approved by said Board.
Witness my hand and seal of said County.

M. P. Quinn
County Auditor
Chisago County, Minnesota

Number 82788
Filed for record this 16th day of Sept 1947 A.D. at 3:45 O'Clock

Marvin K. Brown
Register of Deeds
Chisago County, Minnesota

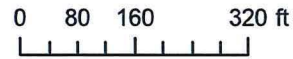
Taxes for 1947 on the whole described property are paid.
Amount \$1.00
1115 2119 and 1117112 211120
701.16
M. J. Quinn
COUNTY AUDITOR

Excluding shaded area



RESUB BY
MBA
JAN 31 2017

Rose Hill Properties



Date: 1/23/2017
Time: 9:46:27 AM

These data are provided on as "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.



