

ORDINANCE NO. 993

CITY OF LAKEVILLE
DAKOTA COUNTY, MINNESOTA

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

WHEREAS, a majority of the property owners of the lands described below have petitioned the Lakeville City Council to annex this property to the City of Lakeville, pursuant to Minnesota Statutes Section 414.033, subdivision 2(3); and

WHEREAS, the property is unincorporated and abuts the City of Lakeville, is less than 120 acres and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and;

WHEREAS, the property abuts on the City of Lakeville's southern boundary and is not included within any other municipality;

WHEREAS, the area of land proposed for annexation, in acres, is approximately 119 acres;

WHEREAS, the City of Lakeville held a public hearing pursuant to Minnesota Statutes § 414.033, Subd. 2b, on January 2, 2018, following thirty (30) days written notice by certified mail to the Eureka Township ("Township") 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 LAKEVILLE,
MINNESOTA ORDAINS AS FOLLOWS:**

1. The property as described herein abuts the city limits and is or is about to become urban or suburban in nature in that urban industrial 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 Lakeville, Minnesota, are hereby extended to include the following described property, said land abutting the City of Lakeville and being 120 acres or less in area, which is not presently served by public sewer facilities or and for which public sewer facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land legally described as follows:

The NW¹/₄ of Section 4, Township 113, Range 20, Dakota County, Minnesota, except for the following described parcels:

Beginning in the northwest corner of the NW¹/₄ of Section 4, Township 113, Range 20; thence South along the west line of the NW¹/₄ to the intersection with the right-of-way line for the Minneapolis, Northfield, and Southern Railway which is the point of beginning of the parcel being described; thence southeasterly along the right-of-way line to the south line of the NW¹/₄; thence westerly along the south line to the southwest corner of the NW¹/₄; thence northerly ending at the point of beginning;

And,

Beginning in the northwest corner of the NW¹/₄ of Section 4, Township 113, Range 20; thence, easterly along the north line for a distance of 1090.27 feet to the point of beginning of the parcel being described; thence S. 63° 09' 55" E. for a distance of 940.66 feet, more or less; thence N. 23° 53' 07" E. for a distance of 65.05 feet; thence easterly for a distance of 188.67 feet more or less; thence Southeasterly along a line bearing S. 63°01'01" E. for a distance of 47 feet; thence westerly for a distance of 156 feet more or less; thence southerly for a distance of 220 feet; thence easterly for 660 feet, more or less, to the east line of the NW¹/₄; thence northerly to the northeast corner of the NW¹/₄; thence westerly along the north line back to the point of beginning;

And,

Beginning in the Southeast corner of the NW¹/₄ of Section 4, Township 113, Range 20; thence westerly along the south line of the NW¹/₄ for a distance of 1127.5 feet; thence northerly for a distance of 297 feet; thence easterly for a distance of 687.5 feet; thence southerly for a distance

of 82.5 feet; thence, easterly for a distance of 440 feet to the east line of the NW¼; thence southerly along the east line ending at the southeast corner of the NW¼.

The above described property consists of a total of 119 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.

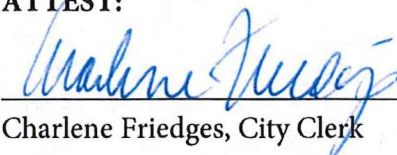
4. That the population of the area hereby annexed is zero.
5. The Property is tax exempt. The City of Lakeville will not provide any reimbursement to the Township for taxes under Minnesota Statutes § 414.036.
6. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned 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 annexed, there are no special assessments or debt incurred by the Town on the subject area for which reimbursement is required.
7. That the City Clerk of the City of Lakeville is hereby authorized and directed to file a copy of this Ordinance with Chief Administrative Law Judge of the Minnesota Office of Administrative Hearings, the Minnesota Secretary of State, the Dakota County Auditor, and the Township Clerk.
8. That the Office of Administrative Hearings is hereby requested to issue its order approving this annexation.
9. This ordinance shall be effective immediately upon its passage and publication, and approval by the Office of Administrative Hearings, Boundary Adjustments, and State of Minnesota.

ADOPTED this 16th day of January 2018

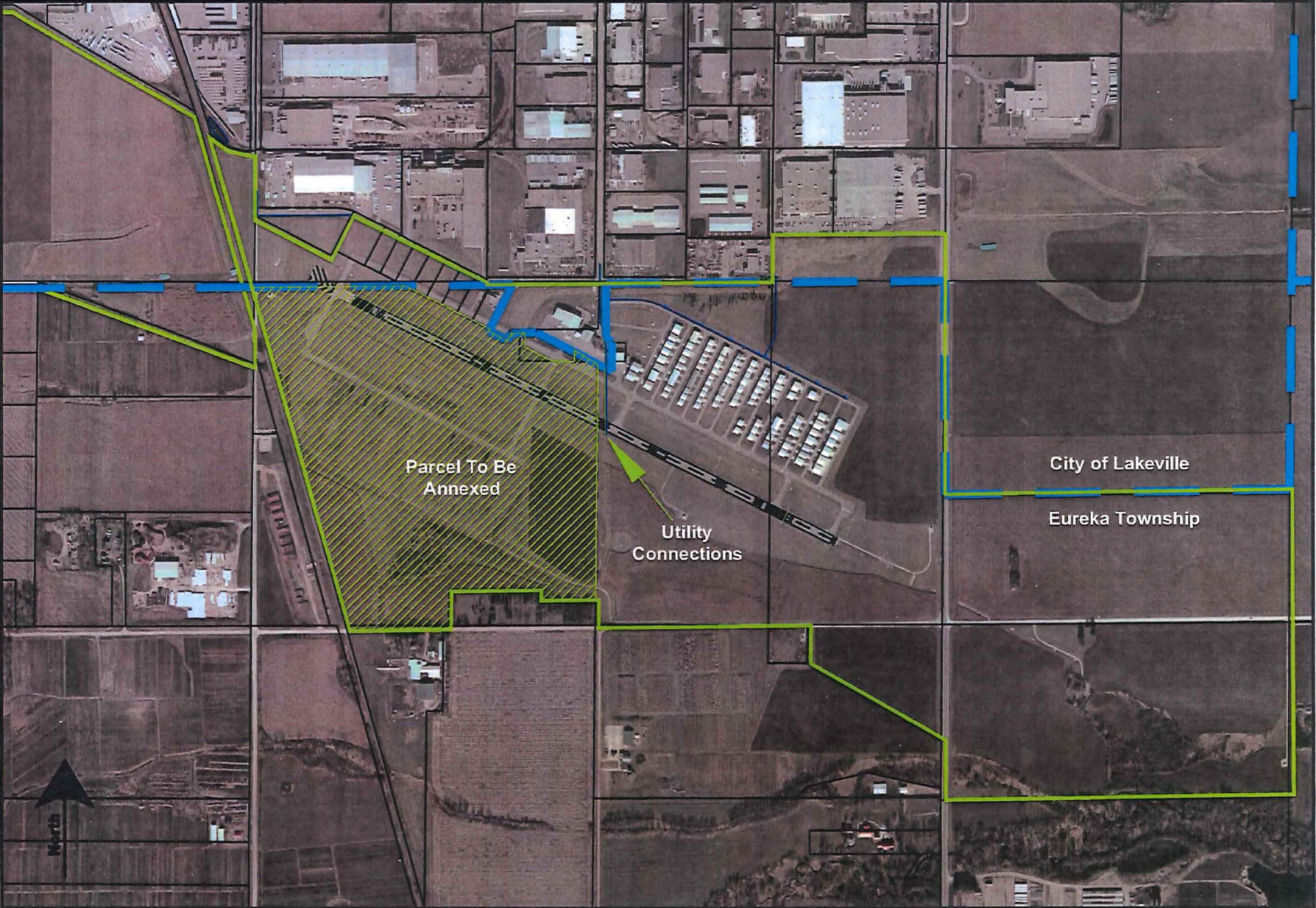
CITY OF LAKEVILLE

BY: 
Douglas P. Anderson, Mayor

ATTEST:


Charlene Friedges, City Clerk

AIRLAKE AIRPORT



Parcel To Be Annexed

Utility Connections

City of Lakeville

Eureka Township

North

Airlake Airport Annexation Site Map



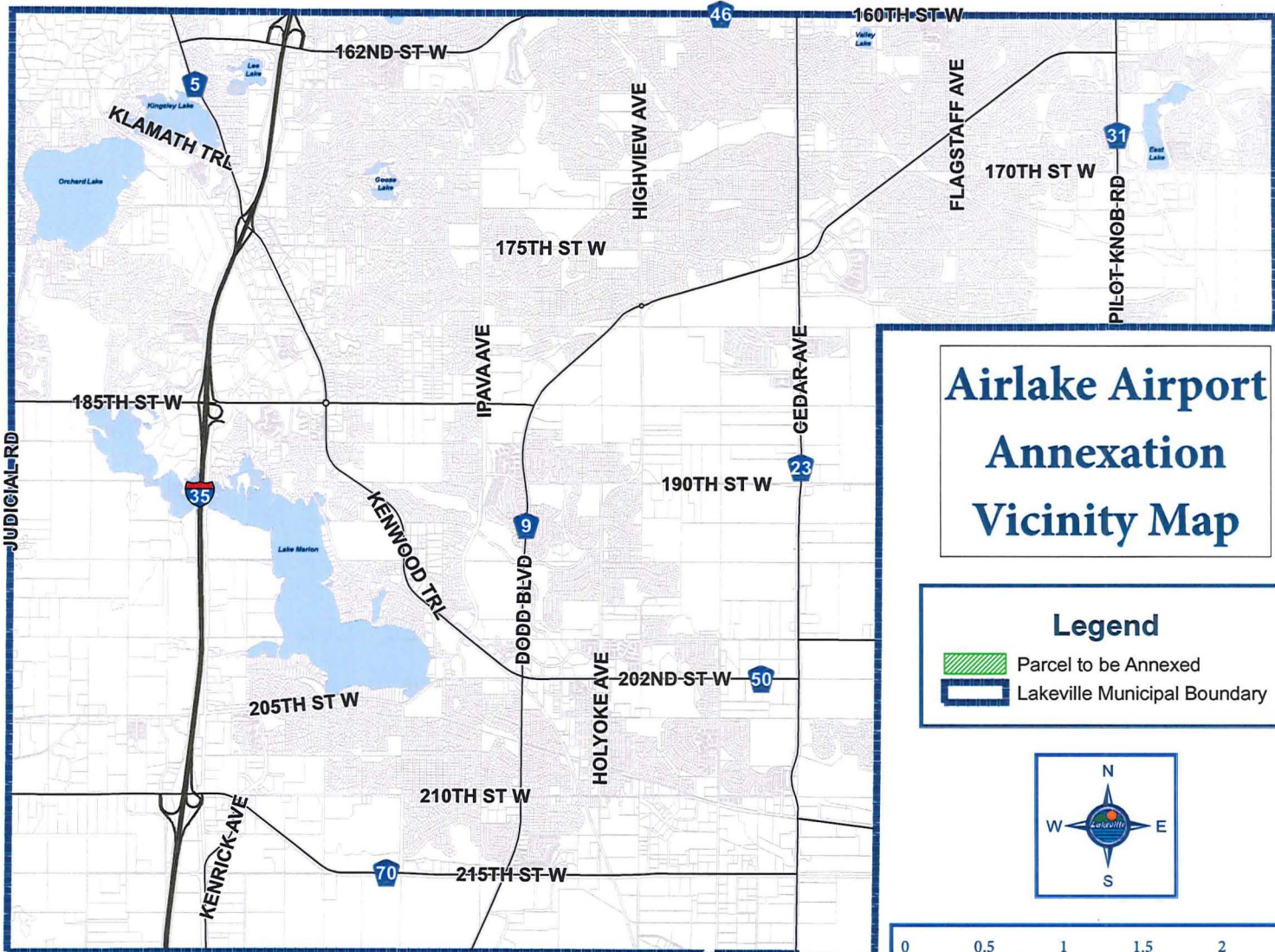
Parcel to be
Annexed

Legend

-  Lakeville Municipal Boundary
-  Parcel to be Annexed

Map Date: 1/29/2018





Parcel to be Annexed

Airlake Airport Annexation Vicinity Map

Legend

-  Parcel to be Annexed
-  Lakeville Municipal Boundary

