

**CITY OF LITCHFIELD**

**ORDINANCE NO. 787**

**AN ORDINANCE OF THE CITY OF LITCHFIELD, MINNESOTA, ANNEXING  
LAND LOCATED IN LITCHFIELD TOWNSHIP, MEEKER COUNTY, MINNESOTA  
PURSUANT TO MINNESOTA STATUTES 414.033 SUBDIVISION 2(3),  
PERMITTING ANNEXATION ORDINANCE**

**WHEREAS**, a petition signed by all the property owners, requesting that property legally described herein be annexed to the City of Litchfield, Minnesota, was duly presented to the Council of the City of Litchfield on the 20th day of February, 2018, and

**WHEREAS**, said property is unincorporated and abuts the City of Litchfield on its southern 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 land is currently agricultural use and annexation is requested to facilitate the extension of city services for the residential and industrial development of the property, and

**WHEREAS**, the City of Litchfield held a public hearing pursuant to Minnesota Statutes 414.033 Subd. 2b, on April 16, 2018, following thirty (30) days written notice by certified mail to the Township of Litchfield 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 OF LITCHFIELD DOES HEREBY ORDAIN 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 the use that is being proposed for said property requires or will need city services, including public sewer facilities.

2. None of the property is now included within 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 Litchfield, Minnesota, are hereby extended to include the following described property, said land abutting the City of Litchfield 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 land, to wit:

The Northwest Quarter of the Southeast Quarter of Section 13, Township 119, Range 31, Meeker County.

The above described property consists of a total of 40.08 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 and hereby annexed is 0.
5. The City of Litchfield, 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 Township of Litchfield in accordance with the following schedule:
  - a. 2019 - an amount equal to one hundred percent (100%) of the property taxes distributed to the township in regard to the annexed area in 2018;
  - b. 2020 - an amount equal to ninety percent (90%) of the property taxes distributed to the township in regard to the annexed area in 2018;
  - c. 2021 - an amount equal to seventy percent (70%) of the property taxes distributed to the township in regard to the annexed area in 2018;
  - d. 2022 - an amount equal to fifty percent (50%) of the property taxes distributed to the township in regard to the annexed area in 2018;
  - e. 2023 - an amount equal to thirty percent (30%) of the property taxes distributed to the township in regard to the annexed area in 2018;
  - f. 2024 - an amount equal to ten percent (10%) of the property taxes distributed to the township in regard to the annexed area in 2018;
6. That pursuant to Minnesota Statutes 414.036 with respect to any special assessments assigned by the Township to the annexed property and any portion of debt incurred by the Township 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 not special assessments or debt incurred by the Township on the subject are for which reimbursement is required.
7. That the Assistant City Administrator of the City of Litchfield 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 Meeker County Auditor, and the Litchfield 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.

Adopted by the City Council this 7th day of May, 2018.

Attest:

James Spritzer  
ASSISTANT CITY ADMINISTRATOR

Approved:

Keth Johnson  
MAYOR

First Reading: April 16, 2018

Second Reading: May 7, 2018

Publication: May 16, 2018

Effective Date: May 22, 2018

