

CITY OF BIGFORK
ITASCA COUNTY, MINNESOTA
ORDINANCE NO. 183

AN ORDINANCE OF THE CITY OF BIGFORK, MINNESOTA ANNEXING
LAND LOCATED IN BIGFORK TOWNSHIP, ITASCA 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 Bigfork, Minnesota, was duly presented to the Council of the City of Bigfork on the 6th day of June, 2018; and

WHEREAS, said property is unincorporated and abuts the City of Bigfork on its south 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 *(If property is within a designated floodplain or shoreland area, city shall adopt or amend its land use controls to conform with chapter 103F. New development of annexed area shall be subject to chapter 103F)* Minnesota Statutes § 414.033 Subd. 11.

WHEREAS, said property is currently vacant and annexation is requested to facilitate the extension of city services for the commercial development of the property; and

WHEREAS, the City of Bigfork held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on July 10, 2018 following thirty (30) days written notice by certified mail to the Town of Bigfork and to all landowners within and contiguous to the area legally described below, 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 BIGFORK 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 commercial 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 Bigfork, Minnesota, are hereby extended to include the following described property, said land abutting the City of Bigfork 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:

A PART OF THE SOUTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 27, TOWNSHIP 61 NORTH, RANGE 26 WEST OF THE FOURTH PRINCIPAL MERIDIAN, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHEAST QUARTER (SAID SOUTHWEST CORNER IDENTIFIED BY A MINNESOTA DEPARTMENT OF TRANSPORTATION SURVEY PLAQUE LABELED "B4215"); THENCE NORTH 01 DEGREES 14 MINUTES 04 SECONDS EAST, 54.40 FEET ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF MINNESOTA STATE TRUNK HIGHWAY 38 (SAID EASTERLY RIGHT-OF-WAY LINE ALSO BEING THE FORMER WESTERLY RIGHT-OF-WAY LINE OF THE MINNEAPOLIS AND RAINY RIVER RAILWAY COMPANY); THENCE NORTH 35 DEGREES 41 MINUTES 27 SECONDS EAST, 365.72 FEET ALONG SAID EASTERLY RIGHT OF WAY LINE TO THE TRUE POINT OF BEGINNING. THENCE CONTINUE NORTH 35 DEGREES 41 MINUTES 27 SECONDS EAST, 350.00 FEET ALONG SAID EASTERLY RIGHT-OF-WAY LINE; THENCE SOUTH 54 DEGREES 18 MINUTES 33 SECONDS EAST, 200.00 FEET ALONG A LINE PERPENDICULAR TO SAID EASTERLY RIGHT-OF-WAY LINE; THENCE SOUTH 35 DEGREES 41 MINUTES 27 SECONDS WEST, 350.00 FEET ALONG A LINE PARALLEL TO SAID EASTERLY RIGHT-OF-WAY LINE; THENCE NORTH 54 DEGREES 18 MINUTES 33 SECONDS WEST, 200.00 FEET ALONG A LINE PERPENDICULAR TO SAID EASTERLY RIGHT-OF-WAY LINE TO THE POINT OF BEGINNING, CONTAINING 1.61 ACRES AND ALL BEING SITUATED IN ITASCA COUNTY, MINNESOTA.

The above described property consists of a total of 1.61 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 zero.

5. The City of Bigfork, 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 Bigfork in accordance with the following schedule:

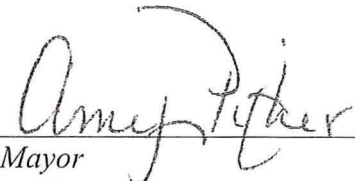
- a. In the first year following the year in which the City of Bigfork could first levy on the annexed area, an amount equal to \$8.73 and
- b. In the second and final year, an amount equal to \$8.73.

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

7. That the City Clerk of the City of Bigfork 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 Itasca County Auditor, and the Bigfork Township Clerk.

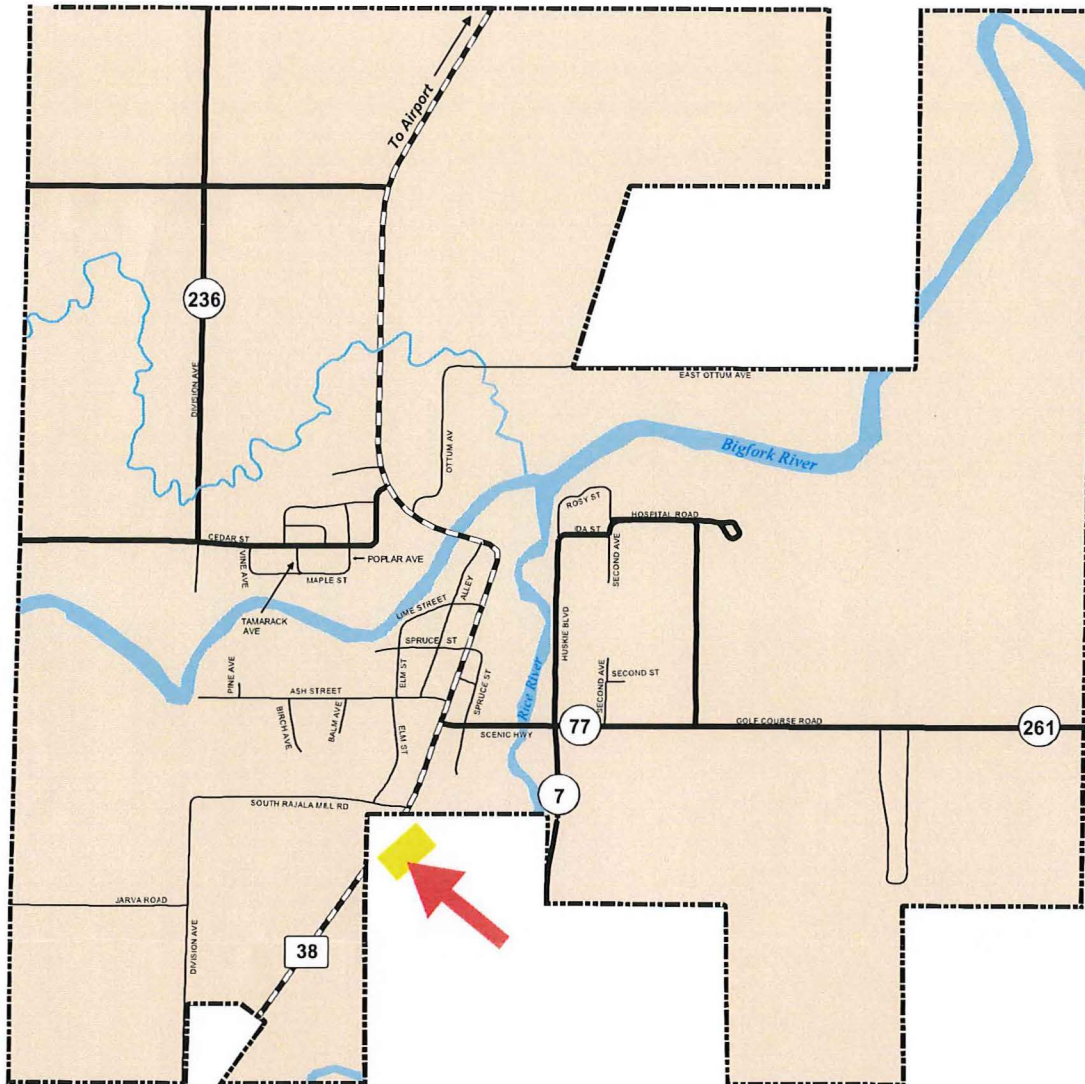
8. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of Bigfork, Minnesota, this 18th day of July 2018.

By: 
Mayor

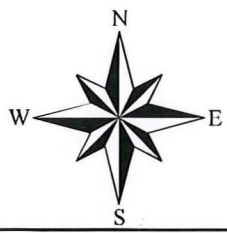
Attest: 
Clerk

Bigfork, Minnesota



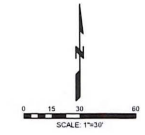
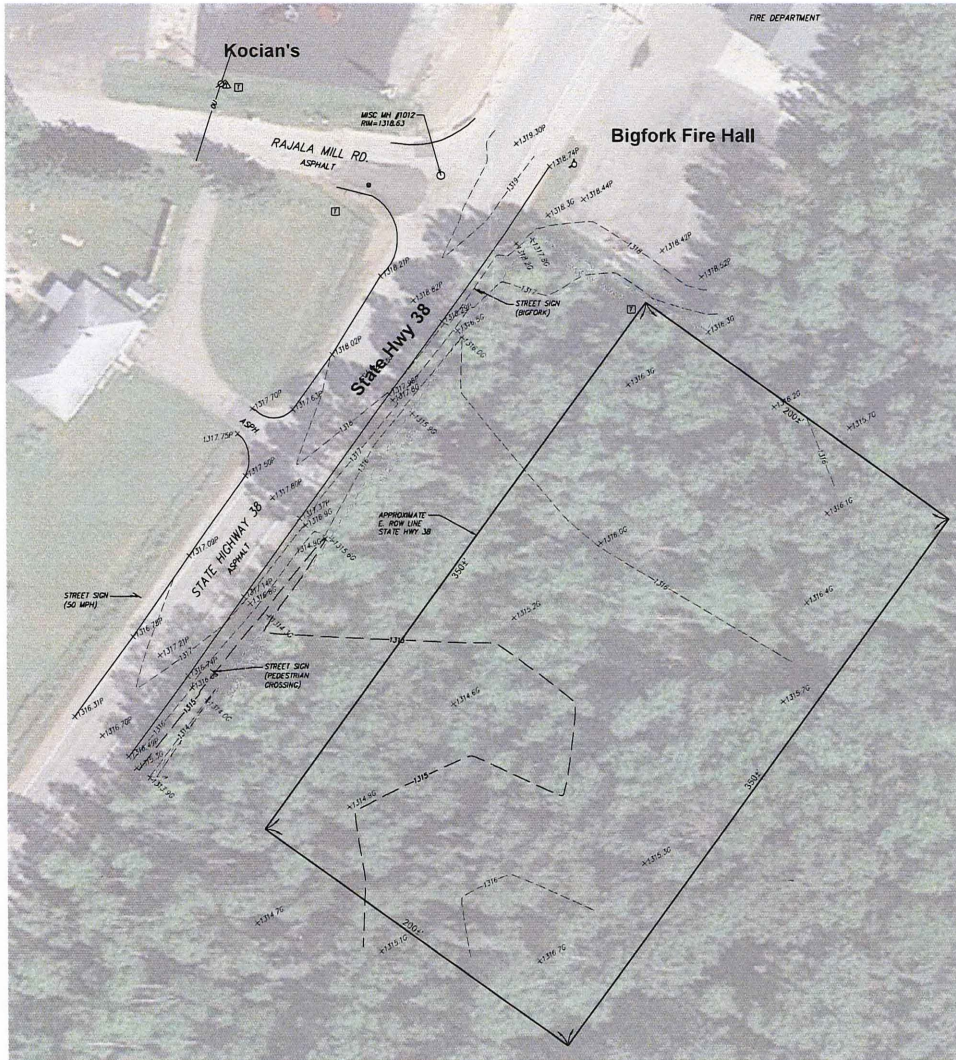
Legend

- City Limits
- Rivers
- Roads JURISDICTION**
- County
- MN/DoT
- Other Roads



PRELIMINARY SITE TOPOGRAPHY

PART OF SW 1/4 OF SECTION 27 TOWNSHIP 61 NORTH, RANGE 26 WEST OF THE FOURTH PRINCIPAL MERIDIAN
BIG FORK TOWNSHIP, ITASCA COUNTY, MINNESOTA



LEGEND

- IRON ROD
- IRON PIPE
- ⊙ SIGN
- ⊕ UTILITY POLE WITH TRANSFORMER
- ⊞ TELEPHONE PEDESTAL
- ⊠ FIRE HYDRANT
- MISC MANHOLE
- OVERHEAD UTILITY LINE
- PRELIMINARY GROUND
- CONTOUR WITH ELEVATION

- NOTES:**
1. THE BOUNDARY SHOWN HEREON IS APPROXIMATE ONLY.
 2. SITE IS COVERED IN TWO FEET OR MORE OF SNOW.
 3. OVERHEAD ELECTRIC CROSSES RAJALA MILL ROAD TO KOCIAN'S FAMILY MARKET. POWER POLE HAS A TRANSFORMER.
 4. COULD NOT SHOOT FIRE DEPARTMENT ENTRANCE DUE TO LARGE SNOW PILES.
 5. NO CULVERTS WERE FOUND. COULD BE BURIED UNDER SNOW.

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Engineers | Architects | Surveyors | Scientists

NO.	DATE	DESCRIPTION

Project Status
NOT FOR CONSTRUCTION

Project: Dollar General

Big Fork Township, Minnesota

DATE:	03/08/2018
DESIGN/DRAWN:	GLS
REVIEWED:	PB
FIELD BOOK NO.:	?

PRELIMINARY SITE TOPOGRAPHY

1

EXISTING TAX ID NO
PIN: 0142073403
SW1/4 SEC-27, T.61N, R.26W, 3P-M

PROJECT NO.: 0180298.00
PEO-24-777

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