

ORDINANCE NO. 61, THIRD SERIES

**IN THE MATTER OF THE ORDINANCE EXTENDING
THE CORPORATE LIMITS OF THE CITY OF REDWOOD FALLS
TO INCLUDE CERTAIN UNINCORPORATED TERRITORY
PURSUANT TO MINNESOTA STATUTES § 414.033, subd. 2(3)**

THE CITY OF REDWOOD FALLS DOES ORDAIN:

WHEREAS, a certain petition dated July 17, 2001, requesting that the property as hereinafter described be annexed to the City of Redwood Falls, Minnesota, was duly presented to this Council on the 17th day of July, 2001; and

WHEREAS, said petition was signed by all owners of the property; and

WHEREAS, said property is unincorporated and abuts the City of Redwood Falls on its Easterly boundary; and

WHEREAS, said property is less than 60 acres; and

WHEREAS, said property is not located within a flood plain or shoreland area; and

WHEREAS, said property is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, said property is currently vacant; and

WHEREAS, to facilitate the proposed construction of a commercial enterprise, the property owner has requested city services be extended to said property; and

WHEREAS, notice of public hearing was given to those parties specified in Minnesota Statutes § 414.033, subd. 2b; and

WHEREAS, a public hearing was duly held by the Redwood Falls City Council on the 21st day of August, 2001; and

WHEREAS, provisions of Minn.Stat. § 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 REDWOOD FALLS HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described is or is about to become urban in nature in that a commercial business is being proposed for said property the

construction of which needs or will need city services, including public sewer facilities, and that none of property is now included within the limits of any city.

2. Territory Annexed. The corporate limits of the City of Redwood Falls, Minnesota, are hereby extended to include the following described territory, said land abutting the City of Redwood Falls and being 60 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 tract of land located in the Northeast Quarter (NE1/4) of Section Five (5) Township One Hundred Twelve (112) North, Range Thirty-five (35) West, County of Redwood, State of Minnesota described as follows:
Commencing at the North Quarter Corner of Section 5 in Township 112 North, Range 35 West of the 5th Principal Meridian, thence East a distance of 678 feet, thence South a distance of 650 feet, thence South 45 degrees West a distance of 367.7 feet, thence West a distance of 418 feet to a point situated on the North and South Quarter line of said Section 5, thence North a distance of 910 feet to the place of beginning, except Parcel 308A of Minnesota Department of Transportation Right-of-way Plat #64-12, subject to highway easements of record and containing 13.07 acres, more or less.

The above described property consists of a total of 13.07 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and an appropriate plat map are attached hereto.

3. Population. There are no people residing on the above described land.

4. Property Taxes. Pursuant to Minnesota Statutes §414.033, subd. 12, the property taxes payable on annexed land in the year 2001 shall be paid to the Township of Paxton, Minnesota. Thereafter, the City of Redwood Falls shall make a cash payment to the Township of Paxton in accordance with the following schedule:

a. 2002 - an amount equal to ninety percent (90%) of the property taxes distributed to the town in regard to the annexed area in 2001;

b. 2003 - an amount equal to seventy percent (70%) percent of the property taxes distributed to the town in regard to the annexed area in 2001;

c. 2004 - an amount equal to fifty percent (50%) of the property taxes distributed to the town in regard to the annexed area in 2001;

d. 2005 - an amount equal to thirty percent (30%) of the property taxes distributed to the town in regard to the annexed area in 2001; and

e. 2006 - an amount equal to ten percent (10%) of the property taxes distributed to the town in regard to the annexed area in 2001.

5. Filing. The city clerk is directed to file certified copies of this ordinance with the Secretary of State, the County Auditor of the county in which the property is located, the Town Clerk of the affected township, and Minnesota Planning.

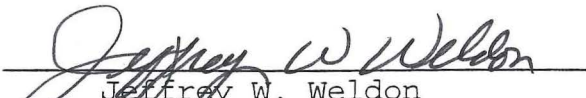
6. Effective date of annexation. This ordinance takes effect upon passage and publication and the filing of certified copies as directed in paragraph 5 and approved by Minnesota Planning.

PASSED AND ADOPTED by the City Council of the City of Redwood Falls, Minnesota, this 4th day of Sept., 2001.



Sara A. Triplett
Mayor

Attest:



Jeffrey W. Weldon
City Administrator

(City Seal)

RECD BY
MAMB

SEP 1 1 2001

MINN. STATE PLANE
COORD., SOUTH ZONE

X= 1,719,552.77
Y= 563,735.78
DATUM= NAD 1927

RR SPIKE AT
SECTION CORNER

SE1/4 - SE1/4

FOR BALANCE OF PAR. 210
SEE PLAT 64-11

SW1/4 - SW1/4

AIRPORT

ADDITION

15' UTILITY
EASEMENT

35' UTILITY
EASEMENT

UTILITY EASEMENT

30' UTILITY
EASEMENT

40' T.E.
PAR. 211

B1102

PARCEL 210A

HIGHWAY

PARCEL 210

PAR. 211A

SOUTH 1/4 SEC. 33

PK NAIL AT
QUARTER CORNER

B1103

100' UTILITY
EASEMENT

NORTH

Subject
Property

150' UTILITY
EASEMENT

150' UTILITY
EASEMENT

FRACTIONAL

HALF NE1/4

B1102, SE COR. 32,
N1/4 COR. 5 & B1103
ADJOINS PLAT 64-11

0°53'06" 4272.49'

NORTH-SOUTH 1/4 LINE

EAST LINE SEC. 5

RR SPIKE
AT QUARTER CORNER



MAP OF PAXTON



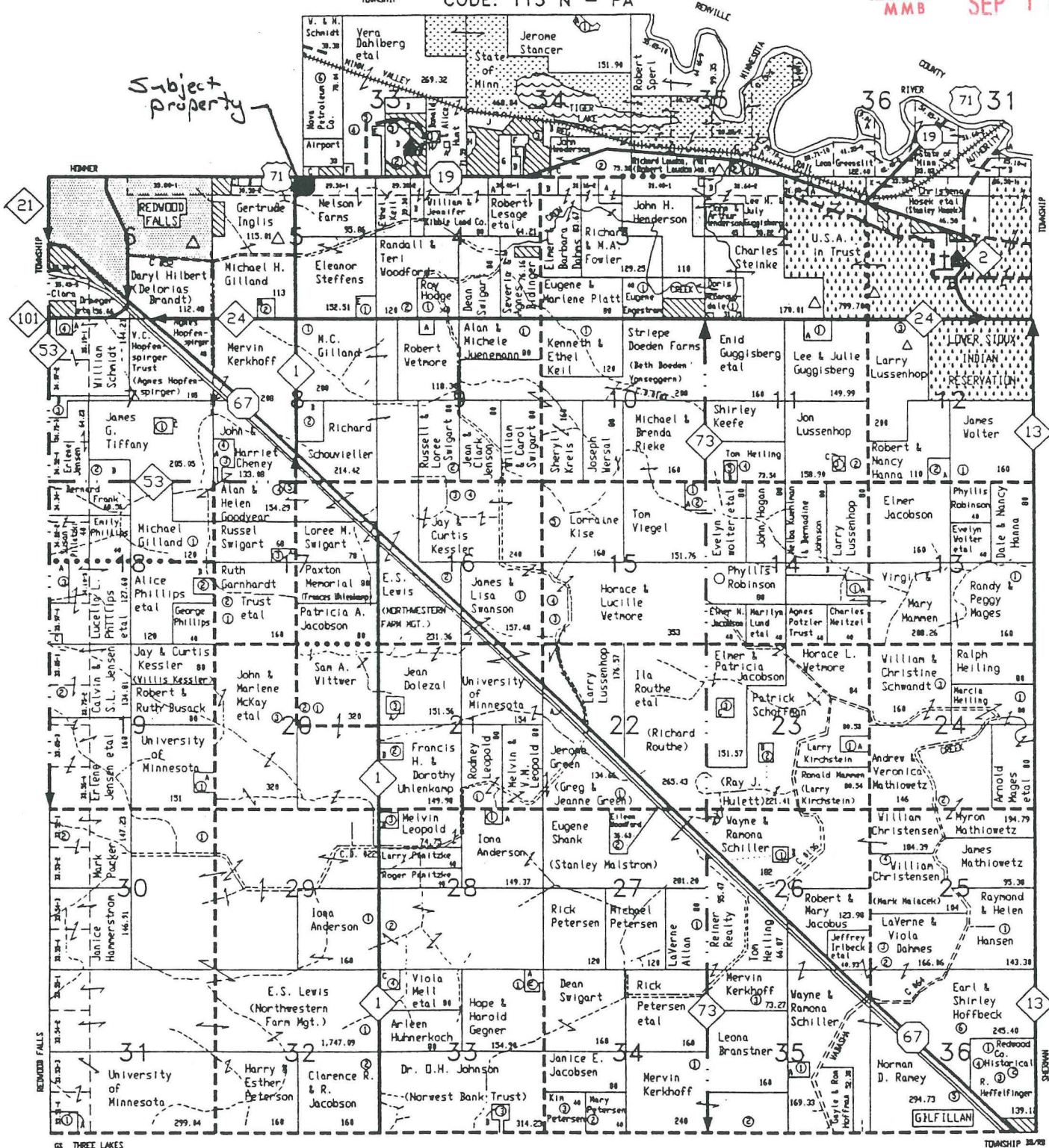
TOWNSHIP: 112 & 113 N

RANGE: 35 W

CODE: 112 N - PX
CODE: 113 N - PA

REC'D BY
MMB

SEP 11 2001



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SEE SMALL TRACT OWNERS FOLLOWING TOWNSHIP MAPS