

## ORDINANCE NO. 397

AN ORDINANCE ANNEXING UNINCORPORATED LANDS  
IN THE TOWN OF DRESBACH, WINONA COUNTY, MINNESOTA,  
TO THE CITY OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA,  
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD 2(2),  
PERMITTING ANNEXATION BY ORDINANCE

The City Council of the City of La Crescent, Minnesota, hereby ordains:

SECTION I. That all of the owners of the lands to be annexed hereinafter described executed the Petition for annexation and that said unincorporated lands described in Section IV are currently located within the Town of Dresbach, Winona County, Minnesota.

SECTION II. That said lands are urban or suburban in character or about to become so, said lands being vacant apple orchard lands whereon no persons reside, hence, to that extent the annexation does not result in change of the population of the City.

SECTION III. Said lands abut the existing corporate limits of the City of La Crescent, are unplatted, and consist of approximately 12.8 acres.

SECTION IV. Said lands are legally described as follows:

That portion of the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 33, Township 105 North of Range 4 West, Winona County lying Westerly of County State Aid Highway No. 1; Beginning at the intersection of the North line of said SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  and the Westerly line of CSAH No. 1; thence West along said North line 300 feet; thence Southerly parallel with the West line of said SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  to the Northerly right-of-way line of said CSAH No. 1; thence along said Highway Easterly and Northerly to the point of beginning. Containing approximately 12.8 acres, more or less.

SECTION V. That at least 60 days before Petition for Annexation in the within matter was duly filed in the Office of the City Administrator in and for the City of La Crescent, Petitioners duly notified said municipality of their intention to file a Petition for Annexation, and at least 30 days before the filing of said Petition said municipality notified Petitioners concerning cost of electric

utility service by virtue of annexation and concerning an estimate of the cost impact of any change in such rates and assessments on account thereof.

SECTION VI. That preceded by at least 30 days written notice by certified mail to the Town of Dresbach and to all of the landowners within and contiguous to the area to be annexed, public hearing was duly held June 23, 2003.

SECTION VII. The property taxes payable on the lands hereby annexed shall continue to be paid to the Town of Dresbach for the year in which the within annexation becomes effective and thereafter: in the first succeeding year 90% of property taxes payable to said Town, second year 70%, third year 50%, fourth year 30%, and fifth year 10% of property taxes payable to said Town.

SECTION VIII. That the aforescribed lands are hereby duly annexed to the City of La Crescent.

SECTION IX. The City Administrator is hereby directed to forthwith file copies of this ordinance with the Minnesota Planning Municipal Boundary Adjustments, the Secretary of State, the Town of Dresbach, Winona County Recorder and the Winona County Auditor.

SECTION X. This ordinance shall become effective and said land duly annexed to the City of La Crescent upon the due passage and enactment hereof, approval by the Minnesota Municipal Board and publication of this Ordinance according to law.

Passed and enacted this 23<sup>rd</sup> day of June, 2003.

APPROVED:

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Administrator