

**Ordinance Number 101**

REC'D BY  
MMB

NOV 10 2003

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF HILL CITY ABUTTING UPON THE LIMITS OF THE CITY OF HILL CITY IN HILL LAKE TOWNSHIP PURSUANT TO MINNESOTA STATUTES 414.033, subd. 2(3)**

**Whereas**, certain petitions dated June 16, 2003 and July 7, 2003, requesting that the property as herein described be annexed to the City of Hill City, Minnesota, was duly presented to this Council on the 8<sup>th</sup> day of July 2003; and

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

**Whereas**, said property is unincorporated and abuts the City of Hill City on its Southeasterly boundary; and

**Whereas**, Said property is less than 60 acres; and

**Whereas**, property is not presently served by public sewer and water facilities or public sewer and water facilities are not otherwise available; and

**Whereas**, a public hearing was duly held by the Hill City Council on the 12<sup>th</sup> day of August 2003; and

**Whereas**, provisions of Minnesota Statute 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 Hill City does hereby ordain 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 said property is being developed for residential purposes, which need or will need city services, including public sewer and water facilities, and that none of the property is now included within the limits of any city.
2. **Territory annexed.** The corporate limits of the City of Hill City are hereby extended to include the following described territory, said land abutting the City of Hill City and being 60 acres or less in area, and is not presently served by public sewer and water facilities or public sewer and water facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land, Aitkin County, Minnesota, to wit:

Gov. lot 1 Section 23 Township 52 Range 26 Part lot 1 As in Doc 155093 (the area proposed for annexation is more particularly described as in "Attachment A, Part 1")


and

Section 23 Township 52 Range 26 Part lot 1 As in Doc 155055 (the area proposed for annexation is more particularly described as in "Attachment A, Part 2")


The above described property consists of a total of 2.71 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 zero (0) 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 2004 shall be paid to Hill Lake Township, Minnesota. Thereafter, the City of Hill City shall make a cash payment to Hill Lake Township in accordance with the following schedule:
  - a. 2004 – an amount equal to ninety percent (90%) of the property taxes distributed to the town in regard to the annexed area in 2004;
  - b. 2005 – an amount equal to seventy percent (70%) of the property taxes distributed in the town in regard to annexed area in 2004;
  - c. 2006 – an amount equal to fifty percent (50%) of the property taxes distributed to the town in regard to the annexed area in 2004;
  - d. 2007 – an amount equal to thirty percent (30%) of the property taxes distributed to the town in regard to the annexed area in 2004;
  - e. 2008 – an amount equal to ten percent (10%) of the property taxes distributed to the town in regard to the annexed area in 2004.
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 the Department of Administration.
6. **Effective date of annexation.** This ordinance takes effect upon its passage and publication and the filing of certified copies as directed in paragraph 5 and approved by the Department of Administration.

Passed and adopted by the City Council of Hill City, Minnesota this 12<sup>th</sup> day of August 2003.

  
\_\_\_\_\_  
Mayor Mark Holm

Attested:

  
\_\_\_\_\_  
Diana Gillson, Clerk/Treasurer

**Attachment A**  
**Ordinance Number 101**

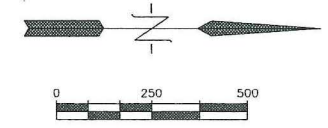
**Part 1:**

That part of Government Lot One (1) of Section Twenty-three (23), Township fifty-two (52), Range Twenty-six (26), described as follows: Assuming the North line of said Government Lot One (1), as running North 90 degrees West commencing at the established meander corner, which corner is the northeast corner of said Government Lot One (1) and running thence North 90 degrees West a distance of 284.83; thence running South 24 degrees 40 minutes West a distance of 36.31 feet to a point of beginning; thence continuing along the same course a distance of 185.04 feet; thence running North 90 degrees East parallel to the North line of said Government Lot One (1) to a point on the Shore of Hill Lake; thence running Northerly along the Shore of said Hill Lake to its intersection with a line that bears North 90 degrees East from the point of beginning; thence North 90 degrees West a distance of approximately 310 feet, more or less, to the point of beginning.

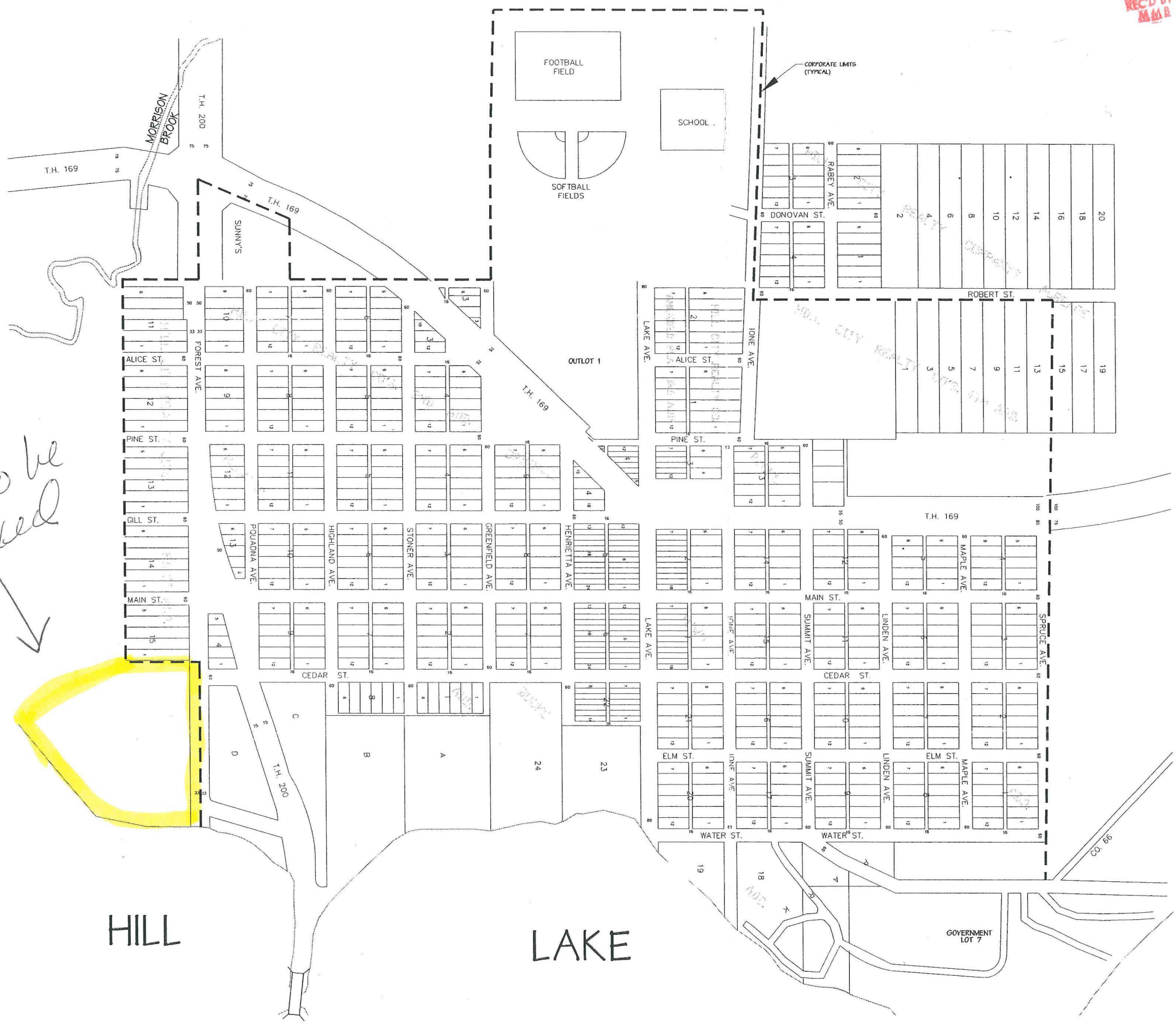
**Part 2:**

That part of Government Lot 1 (Gov't Lot 1), Section 23, Township 52, Range 26, Aitkin County, Minnesota described as follows: Beginning at the southeast corner of Lot 1, Block 15, Hill City Realty Co's First Addition, according to the plat of record on file in the Aitkin County Recorder's office, thence Northerly 175 feet along the east line of said Lot 1, Block 15, thence East 150 feet parallel to the north line of said Gov't Lot 1; thence Northerly 155 feet parallel to the east line of said Lot 1, Block 15 to the North line of said Gov't Lot 1; thence East, assumed bearing 279.92 feet along the north line of said Gov't Lot 1 to a point 284.83 feet westerly of the meander corner on the west shore of Hill Lake; thence South 24 degrees 40 minutes 00 seconds West 221.35 feet; thence East 400 feet, more or less, to the shore of Hill Lake; thence southwesterly along said shore to its intersection with a line bearing South 44 degrees 39 minutes 13 seconds East from a point 150 feet East of the point of beginning and on the easterly projection of the south line of said Lot 1, Block 15, said point hereinafter referred to as "Point A"; thence North 44 degrees 39 minutes 13 seconds West 400 feet, more or less, to said Point A; thence westerly 150 feet along said easterly projection to the point of beginning.

REC'D BY  
M.A.B.  
SEP 05 2003



*area to be annexed*



HILL CITY,  
MINNESOTA

CITY MAP

|          |            |
|----------|------------|
| FILE NO. | FIGURE NO. |
| DATE     | 1.1        |
| 4/7/03   |            |