

**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 October 13, 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 14th day of October 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 Southern 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, notice of public hearing was duly held by the Hill City Council on the 25th day of November 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 commercial 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:

That part of the southeast quarter of the southwest quarter (SE ¼ - SW ¼) of section 14, township 52 N., range 26 W., Aitkin County, Minnesota, described as follows: commencing at the intersection of the west line of Hill City Realty Company's Second Addition according to the plat of record on file in the office of the county recorder, in and for said county, and the northerly right of way line of trunk highway number 200; thence north 00 degrees 30 minutes 50 seconds east, assumed bearing, 533.05 feet along the west line of said plat to the point of beginning of the tract to be described; thence north 71 degrees 43 minutes 08 seconds west 118.47 feet to the easterly right of way line of trunk highway number 169; thence northeasterly 204.25 feet along a nontangential curve concave to the southeast having a central angle of 4 degrees 44 minutes 05 seconds, a radius of 2471.64 feet and a chord bearing north 34 degrees 03 minutes 10 seconds east 204.19 feet along said easterly right of way line to the west line of said plat; thence south 00 degrees 30 minutes 50 seconds west 206.35 feet along said west line to the point of beginning. Subject to easements, reservations or restrictions of record.

The above described property consists of a total of .28 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. 2005 – an amount equal to ninety percent (90%) of the property taxes distributed to the town in regard to the annexed area in 2004;
 - b. 2006 – an amount equal to seventy percent (70%) of the property taxes distributed in the town in regard to annexed area in 2004;
 - c. 2007 – an amount equal to fifty percent (50%) of the property taxes distributed to the town in regard to the annexed area in 2004;
 - d. 2008 – an amount equal to thirty percent (30%) of the property taxes distributed to the town in regard to the annexed area in 2004;
 - e. 2009 – 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 25th day of November 2003.



Mayor Mark Holm

Attested:



Tami Meyer, Deputy Clerk

CERTIFICATE OF SURVEY
OF PART OF THE SE1/4-SW1/4
SEC. 14, TWP. 52, RGE. 26
AITKIN COUNTY, MINNESOTA

6 5 4 3 2 1
BLOCK 6

HILL CITY REALTY COMPANY'S
SECOND ADDITION

BLOCK 7

MARVIN KOHOUT
REGISTERED LAND SURVEYOR
PO BOX 384
AITKIN MN 56431-0384
1-500-730-6673 OR
218-927-5452

I HEREBY CERTIFY THAT THIS SURVEY PLAN OR REPORT WAS
PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND
THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE
LAWS OF THE STATE OF MINNESOTA.

Marvin R. Kohout
DATE 30 October 2003 REG. NO. 17774

REC'D BY
M.M.B.
DEC 15 2003

HIGHWAY NO. 169
RIGHT OF WAY LINE
CH BRG N34°03'10"E
204.19
Δ=04°44'05"
R=2471.64
L=204.23

TRACT
A

118.47
S71°43'08"E

206.35
N00°30'50"E

533.06

WEST LINE OF HILL CITY REALTY COMPANY'S SECOND ADDITION

NORTHERLY RIGHT OF WAY LINE
HIGHWAY NO. 200

0 25 50 75 100 FEET
SCALE : 1 INCH = 50 FEET

- 3/8 INCH DIA. RE-ROD WITH RLS
CAP NO. 17774 ESTABLISHED
- IRON MONUMENT FOUND

BEARING DATUM IS BASED ON THE WEST LINE OF HILL CITY REALTY COMPANY'S SECOND
ADDITION HAVING A BEARING OF N00°30'50"E.