

**ORDINANCE NO. 312**

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ISANTI TO INCLUDE CERTAIN UNINCORPORATED PROPERTY (6 ACRES) OWNED BY BRADLEY AND SHARON HARPER AND ABUTTING UPON THE LIMITS OF THE CITY OF ISANTI IN ISANTI TOWNSHIP PURSUANT TO MINNESOTA STATUTES 414.033, subd. 2(3)**

**WHEREAS**, a certain petition dated December 31, 2003, requesting that the property as hereinafter described be annexed to the City of Isanti, Minnesota, was duly presented to this Council on the 6<sup>th</sup> day of January, 2004; and

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

**WHEREAS**, said property is unincorporated and abuts the City of Isanti on its easterly boundary; and

**WHEREAS**, said property is less than 60 acres; and

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

**WHEREAS**, said property is currently being developed for residential purposes; and

**WHEREAS**, to facilitate said development, 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 Isanti City Council on the 17<sup>th</sup> day of February 2004; and

**WHEREAS**, provisions of Minn. 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 ISANTI DOES 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 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 property is now included within the limits of any city.

2. **Territory annexed.** The corporate limits of the City of Isanti are hereby extended to include the following described territory, said land abutting the City of Isanti 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, Isanti County, Minnesota, to wit:

That part of the Southeast Quarter of the southwest Quarter (SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  ) of Section Twenty (20), Township Thirty-five (35), Range Twenty-three (23), described by metes and bounds as follows: Commencing at the Southeast corner of the SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  of Section 20, Township 35, Range 23, thence north along the north and south quarter line a distance of 440 feet; thence west and parallel with the south line of said SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  a distance of 600 feet; thence south and parallel with the east line of said SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  a distance of 440 feet to the South line of SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ ; thence east along the south line of said SE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  a distance of 600 feet to the point of commencement, subject to highway easements of record and mineral reservations of record.

The above described property consists of a total of 6 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.

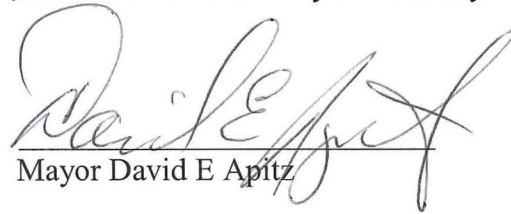
3. **Population.** There are two (2) people residing on the above described land.
4. **Property Taxes.** Pursuant to Minnesota Statutes 414.033, subd. 12, the property taxes payable on annexed land in the year 2004 shall be paid to the Township of Isanti, Minnesota. Thereafter, the City of Isanti shall make a cash payment to the Township of Isanti 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 to the town in regard to the 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; and
  - 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 Minnesota Planning.

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 Minnesota Planning.

Passed and Adopted by the City Council of Isanti, Minnesota this 17<sup>th</sup> day of February 2004.

Attest:

  
Mayor David E Apitz

  
Curtis M. Jacobsen, City Administrator

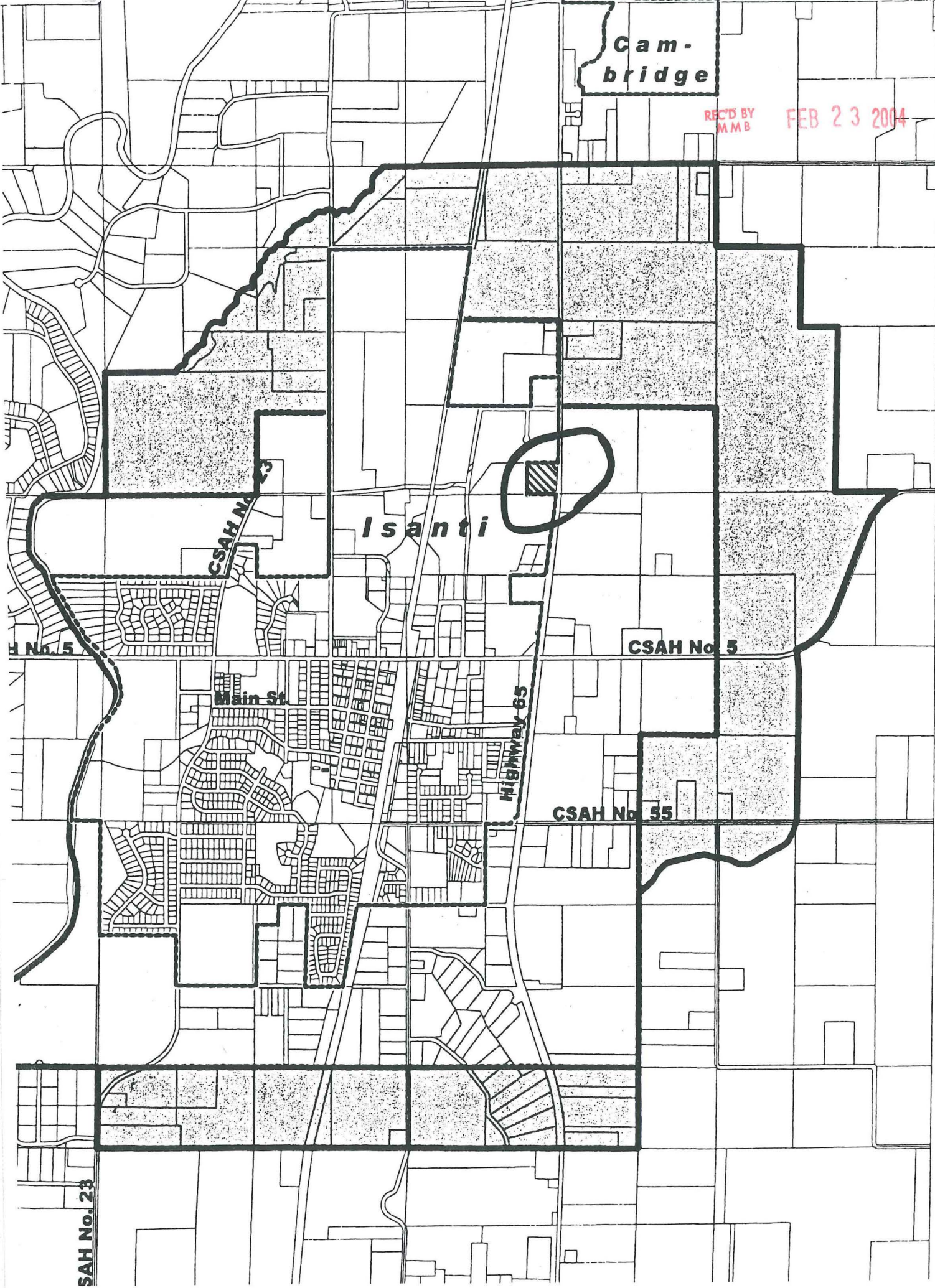
(SEAL)

SECRETED (CSAH No. 19)

Cam-  
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REC'D BY  
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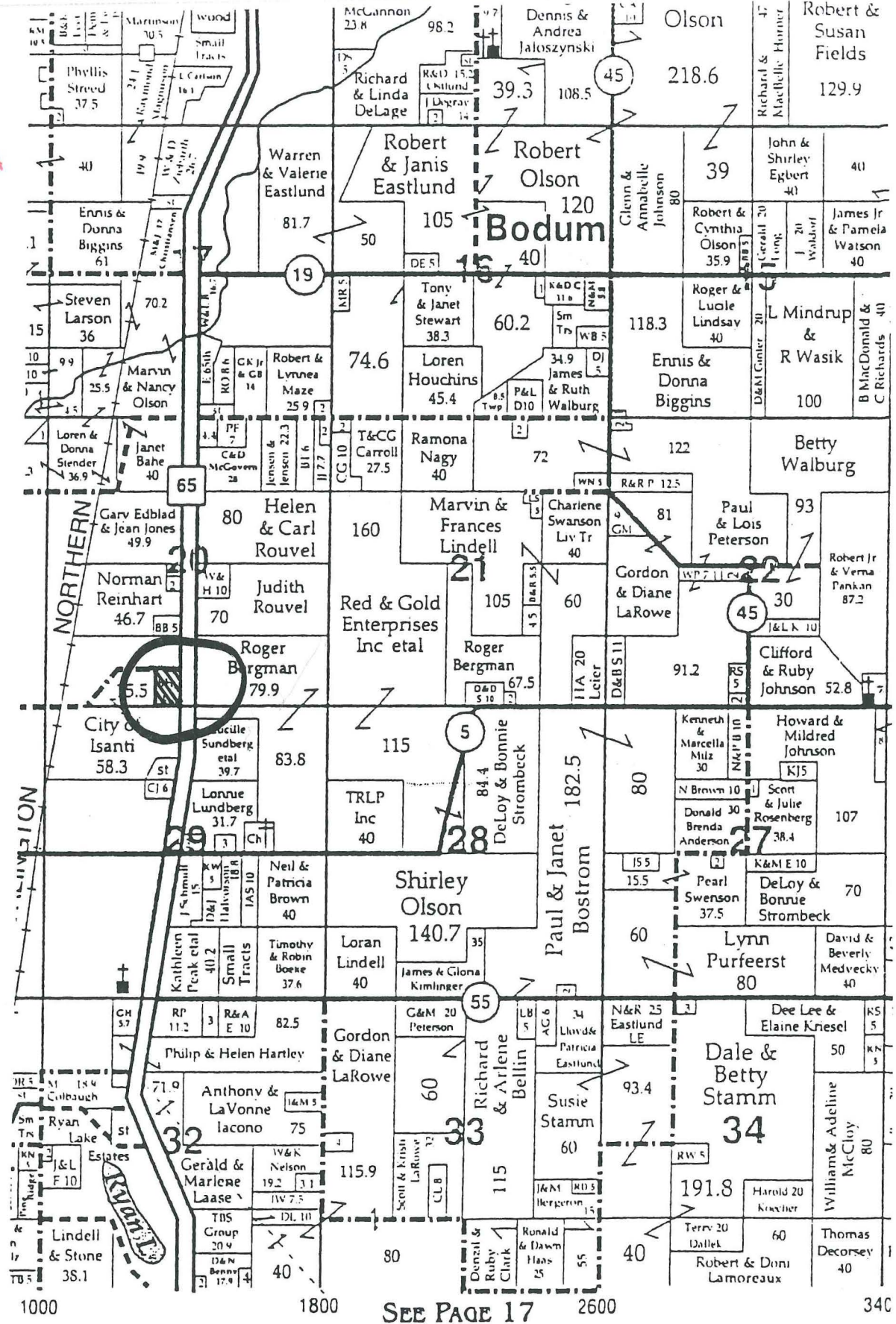
FEB 23 2004



SAH No. 23

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Northland