

CITY OF DELANO
ORDINANCE O-04- 05

**AN ORDINANCE ANNEXING CERTAIN PROPERTY
ABUTTING THE CITY OF DELANO**

THE CITY OF DELANO ORDAINS:

Section 1. The City of Delano has received a petition for annexation by ordinance from all the property owners of the land described on Exhibit A (the "Property").

Section 2. The Property abuts the City of Delano, is 60 acres or less, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available.

Section 3. The Property is deemed to be urban or suburban in character or about to become so.

Section 4. The City of Delano has held a public hearing regarding annexation of the Property and given 30 days written notice of the public hearing by certified mail to Franklin Township and to all land owners within and contiguous to the Property.

Section 5. The Property is appropriate for annexation to the City of Delano pursuant to Minnesota Statute § 414.033, subd. 2(3).

Section 6. The Property is hereby annexed to the City of Delano.

Section 7. Property taxes payable on the Property shall continue to be paid to Franklin Township for the year in which this annexation becomes effective. If this annexation becomes effective on or before August 1, 2004, the City of Delano shall levy on the Property beginning in 2004. If this annexation becomes effective after August 1, 2004, the City of Delano shall levy on the Property beginning in 2005.

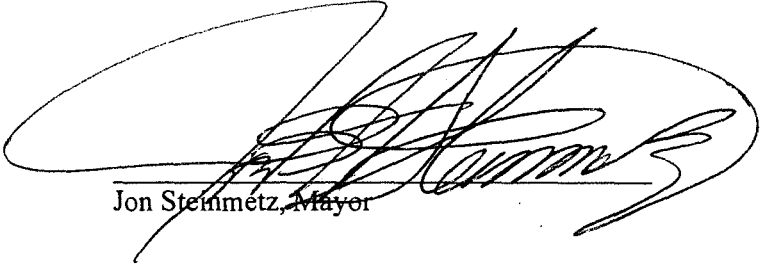
Section 8. In the first year following the year when the City of Delano levies on the Property pursuant to Section 7 herein, and thereafter, property taxes on the Property shall be paid to the City of Delano. In the first year following the year when the City of Delano first levies on the Property, the City of Delano shall make a cash payment to Franklin Township in an amount equal to 90% of the property taxes distributed to Franklin Township in regard to the Property in the last year the property taxes from the Property were payable to Franklin Township; in the second year, an amount equal to 70%; in the third year, an amount equal to 50%; in the fourth year, an amount equal to 30%; and in the fifth year, an amount equal to 10%.

Section 9. The City Clerk shall file this Ordinance with the State of Minnesota, Office of Strategic and Long Range Planning; Franklin Township; the Wright County Auditor; and the Minnesota Secretary of State; and a copy of this Ordinance shall be delivered immediately to the Wright County Auditor.

Section 10. This Annexation Ordinance shall be final on the date the Ordinance is approved by the State of Minnesota, Department of Administration.

Section 11. This Ordinance shall be published in accordance with law.

ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF DELANO,
MINNESOTA, THIS 17th DAY OF February, 2004.


Jon Steinmetz, Mayor

ATTEST:


Marlene E. Kittock, Clerk/Treasurer

Motion By: Emmer
Second By: Emery

Steinmetz: Aye
McDonald: Aye
Emery: Aye
Emmer: Aye
Schrupp: Aye

REC'D BY
MMB

FEB 26 2004

EXHIBIT A

PID #208 200 132102

That part of the East Half of the East Half of Lot A in the Northeast Quarter of the Northwest Quarter of Section 13, Township 118, range 25 Wright County, Minnesota, described as follows:

Beginning at the Northwest corner of said East Half of the East Half; thence on an assumed bearing of South 0 degrees 03 minutes 36 seconds West along the West line of said East Half of the East Half a distance of 340.79 feet; thence South 89 degrees 46 minutes 30 seconds East a distance of 110.00 feet to the East line of said Lot A; thence North 0 degrees 03 minutes 36 seconds East along said East line to the Northeast corner of said Lot A; thence westerly along the North line of said Lot A to the point of beginning.

REC'D BY
AAB

FEB 26 2004

