

REC'D BY
MMB MAR 22 2004

CITY OF DELANO
ORDINANCE O-04- 08

**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.

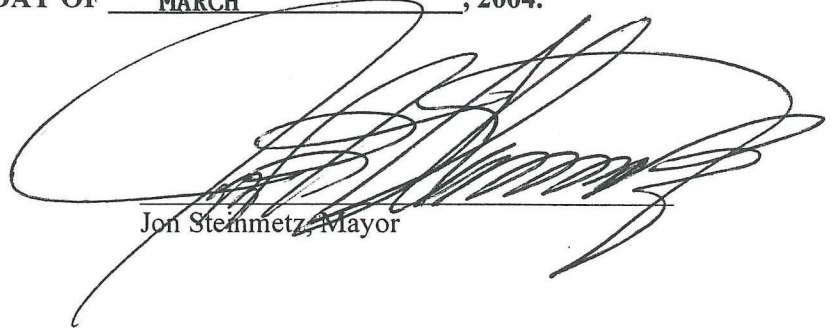
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Section 10. This Annexation Ordinance shall be final on the date the Ordinance is approved by the State of Minnesota, Department of Administration.

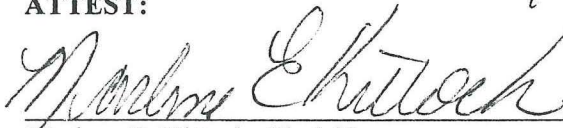
Section 11. This Ordinance shall be published in accordance with law.

ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF DELANO,
MINNESOTA, THIS 16th DAY OF MARCH, 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

Exhibit A

The Southeast Quarter of the Southeast Quarter of Section 10, Township 118, Range 25, Wright County, Minnesota, except that part thereof described as follows:

Commencing at the Southeast corner of said Southeast Quarter of the Southeast Quarter; thence on an assumed bearing of North 89 degrees 06 minutes 09 seconds West along the South line of said Southeast Quarter of the Southeast Quarter a distance of 90.00 feet to the point of beginning; thence continue North 89 degrees 06 minutes 09 seconds West along said south line, a distance of 380.00 feet; thence North 0 degrees 00 minutes 00 seconds East a distance of 286.58 feet; thence South 89 degrees 06 minutes 09 seconds East a distance of 380.00 feet; thence South 0 degrees 00 minutes 00 seconds West a distance of 286.58 feet to the point of beginning.

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Subject Area

