

ORDINANCE NO. 685

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS
OF THE CITY OF LITCHFIELD TO INCLUDE
CERTAIN UNINCORPORATED PROPERTY (29.84 ACRES)
OWNED BY MEEKER COOPERATIVE LIGHT AND POWER ASSOCIATION AND
EDWIN L. OLSON AND BARBARA OLSON AND ABUTTING UPON THE
LIMITS OF THE CITY OF LITCHFIELD IN DARWIN TOWNSHIP PURSUANT TO
MINNESOTA STATUTES 414.033, SUBD. 2(3)**

WHEREAS, a certain petition dated March 18, 2004, requesting that the property as hereinafter described be annexed to the City of Litchfield, Minnesota, was duly presented to this Council on the 18th day of March, 2004, and

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

WHEREAS, said property is unincorporated and abuts the City of Litchfield 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 commercial purposes, and

WHEREAS, to facilitate said development, the property owner will be extending City services 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 Litchfield City Council on the 3rd day of May 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 LITCHFIELD 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 commercial 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 Litchfield are hereby extended to include the following described territory, said land abutting the City of Litchfield 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, Meeker County, Minnesota, to wit, as attached.

The described property attached consists of a total of 29.84 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.

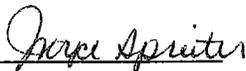
3. Population. There are four (4) people residing on the above described land.
4. Property Taxes. Pursuant to Minnesota Statutes 414.033, subd. 12, the property taxes payable on annexed land in the year 2004 shall be paid to the Township of Darwin, Minnesota. Thereafter, the City of Litchfield shall make a cash payment, to the Township of Darwin 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.

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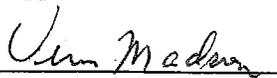
5. Filing. The Finance Director is directed to file certified copies of this ordinance with the Secretary of State, the County Auditor of the county in which the property is located, the Town Clerk of the affected township and the Minnesota Planning.
6. Effective date of annexation. This ordinance takes effect upon its passage and Publication and the filing of certified copies as directed in paragraph 5 and approved by the Department of Administration Municipal Boundary Adjustments.

Passed and Adopted by the City Council of Litchfield, Minnesota this 6th day of May, 2004.

Attest:


FINANCE DIRECTOR

Approved:


MAYOR

First Reading: May 3, 2004
Second Reading: May 6, 2004
Publication: May 13, 2004
Effective Date: May 21, 2004

Description for annexation purposes

Lot 1, Block 1 of JOHNSON ESTATES, according to the plat thereof as recorded and on file in the office of the County Recorder of Meeker County, Minnesota,

and that part of the Northwest Quarter (NW¼) of Section 18, Township 119, Range 30, Meeker County, Minnesota, described as follows:

Commencing at the northeast corner of said NW¼; thence on an assumed bearing of North 89°35'55" West, along the north line thereof, a distance of 316.40 feet; thence South 00°08'25" West, parallel with the east line thereof, a distance of 848.14 feet; thence North 89°51'35" West to the intersection with the southerly extension of the east line of said Lot 1 and the point of beginning of the tract to be described; thence northerly, along said extension to the southeast corner of said Lot 1; thence westerly, along the south line thereof, to the southwest corner thereof; thence northerly, along the west line of said JOHNSON ESTATES, to the northwest corner thereof; thence westerly, along the north line of said NW¼ to a point 1988.81 feet west of the northeast corner of said NW¼; thence South 00°48'18" West, a distance of 557.26 feet; thence South 89°35'55" East a distance of 425.35 feet to the northeast corner of Lot 6, Block 1 of CARLY ADDITION, according to the plat thereof as recorded and on file in the office of said County Recorder; thence southerly, along the east line of said CARLY ADDITION to the northerly right of way line of Trunk Highway No. 12; thence easterly along said northerly right of way line, with part of said northerly right of way line being the northerly line thereof according to the MNDOT plat No. 47-10 as recorded in Envelope No. 236B in the office of said County Recorder, to the intersection with the west line of the tract described in Book 644 of Deeds, Page 177 as recorded in the office of said County Recorder; thence northerly, along the west line thereof to the northwest corner thereof; thence northeasterly to the point of beginning; EXCEPT therefrom the north 33 feet of said NW¼; Containing 29.84 acres, more or less.

ent north right of way line
unk Hwy. 12 according
e MNDOT plat No. 47-10
ecorded in Envelope No. 236B

15°55" W 302.59'

h right of way
Hwy. 12 according
r plat No. 47-10 and
velope No. 236B

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Monument)

REC'D BY
MMB JUN 01 2004

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55355

FEISTNER LAND SURVEYING
MEEKER COUNTY SURVEYOR
SAM W. FEISTNER, Licensed Land Surveyor
15 West 3rd Street, Litchfield, MN 55355

Scale: 1 inch = 200'

Date: March 29, 2004

Job No.: 23120/04B