

ORDINANCE NO. 1005

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF COOK TO INCLUDE CERTAIN LAND OWNED BY RODNEY L. BARTO AND CHRISTINE L. POKORNY AND ABUTTING THE CITY OF COOK.

WHEREAS, Rodney L. Barto and Christine L. Pokorny has filed a Petition dated January 15, 2005, requesting the annexation to the City of Cook or that certain real estate located within the County of St. Louis, State of Minnesota, described as follows:

The East 600 feet of the Northeast 1/4 of Northeast 1/4, Section 19, Township 62 North of Range 18 West of the 4th Principal Meridian.

-and-

WHEREAS, Rodney L. Barto and Christine L. Pokorny represents they are the owners of the property, that the population of the property area is two, and that the property is unincorporated, abuts on the southerly boundary of the City of Cook, is not included in any boundary adjustment proceeding pending before Minnesota Planning, Municipal Boundary Adjustment, has a property area of 18 acres, is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and is or is about to become urban or suburban in character.

WHEREAS, the owner of the land to be annexed has waived any notice required by Minnesota Statutes Section 414.033, Subd. 13 relating to electrical utility service or cost as a result of this annexation.

NOW THEREFORE, THE CITY COUNCIL OF COOK, MINNESOTA DOES HEREBY ORDAIN:

Section 1. The City Council hereby determines and finds that the property abuts the municipality, that the area to be annexed is sixty (60) acres or less, that the area to be annexed is not presently served by public sewer facilities or public sewer facilities are not presently available, that the municipality has received a properly prepared Petition for Annexation from the owner of the property that the area is appropriate for annexation by ordinance under M.S. 414.033 Subd. 2, clause (3), and that the Petition complies with all the provisions of Minnesota Statute 414.033.

Section 2. The property is urban or suburban in nature or about to become so.

Section 3. The property is not served by municipal electrical utility service, the city has no municipal electrical service and the property owners have waived their right to receive notice pursuant to M.S. 414.033, Subd. 13 regarding an estimate of the cost impact of any change in electric utility service, including rate changes and assessment, resulting the annexation.

Section 4. Pursuant to law, a public hearing was scheduled with proper notification given, and held on 26th Day of May, 2005 prior to Council consideration of this ordinance for annexation.

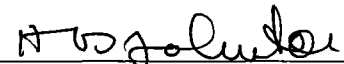
Section 5. The corporate limits of the City of Cook are hereby extended to include the property described herein and the same is hereby annexed to and included within the City of Cook as if the property had originally been part thereof.

Section 6. That for purposes of zoning and in particular Cook City Code, Chapter 9, and notwithstanding any provisions to the contrary contained therein, the property annexed by this ordinance shall be zoned as R-1, One and Two Family Residential District.

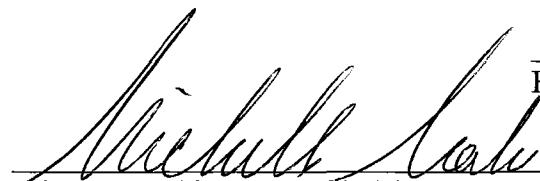
Section 7. That the expense of the engineering, legal fees, and filing fees and construction costs of the extension of the water and sewer lines shall be paid by the record owners of the real estate. The line so constructed shall be done in accordance with the specifications of the City of Cook and the line shall be used for only one single family residence.

Section 8. The City Administrator is directed to file certified copies of this ordinance with Minnesota Planning, Municipal Boundary Adjustments, Owens Township, St. Louis County Auditor-Treasurer, and the Minnesota Secretary of State.

Section 9. This ordinance takes effect upon its passage and publication and filing of the certified copies as directed in Section 8 and approval of the ordinance by Minnesota Planning, Municipal Boundary Adjustments.




 Harold Johnston, Mayor

ATTEST: 

 Michelle Maki, Deputy Clerk/Treasurer

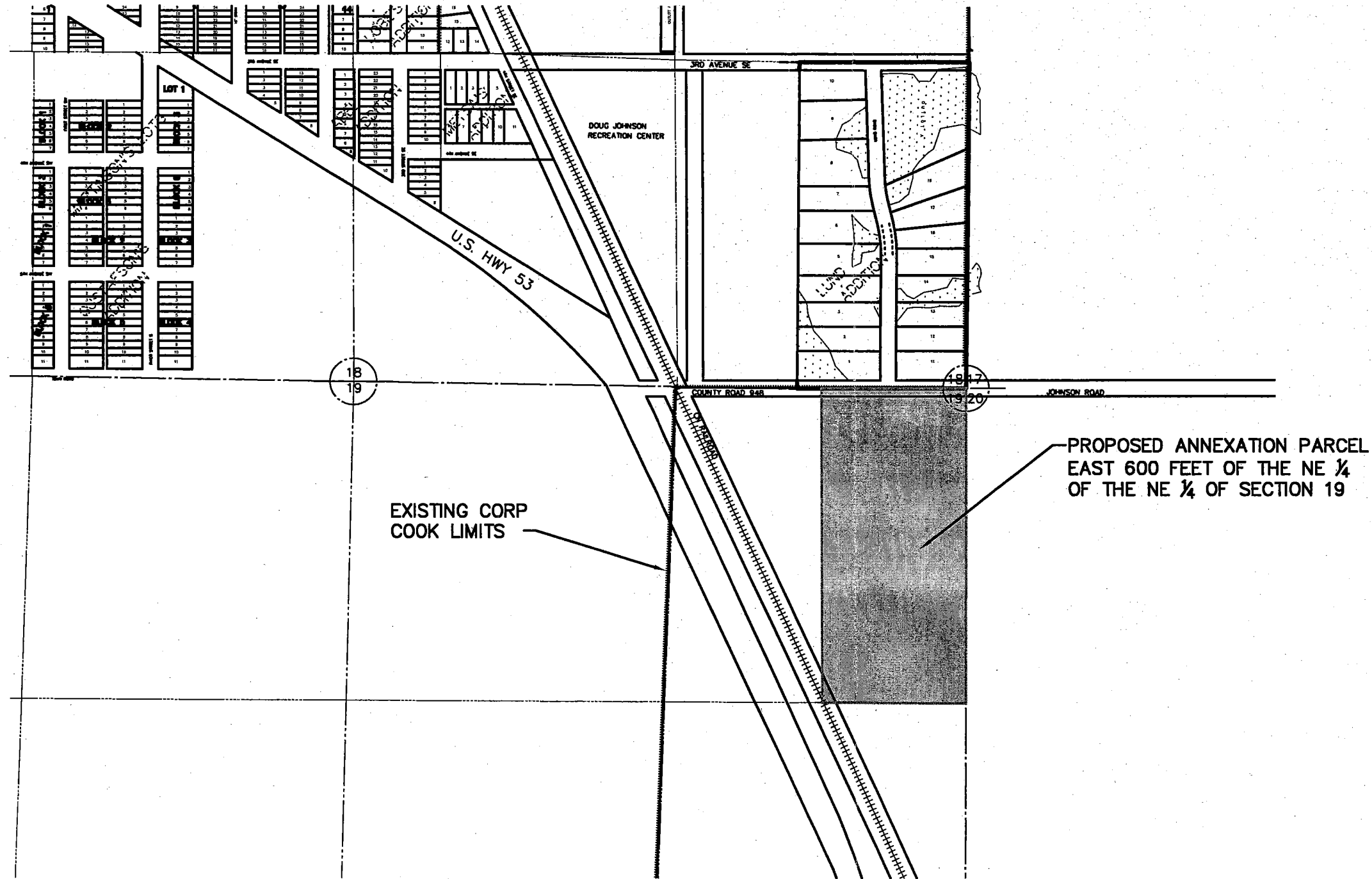
Public Hearing: 5/26/05
 Introduced: 5/26/05
 Passed: 5/26/05
 Published: 6/9/05
 Effective: _____
 Minnesota Planning: _____

I, the undersigned clerk of the City of Cook, hereby certify that the above ordinance is a true and exact copy of the ordinance duly passed, and approved by the City of Cook on the 26th Day of May 2005.

Clerk: 

 Theresa Martinson

REC'D BY
MMB JUN 07 2005



EXISTING CORP
COOK LIMITS

PROPOSED ANNEXATION PARCEL
EAST 600 FEET OF THE NE ¼
OF THE NE ¼ OF SECTION 19