

ORDINANCE NO. 06-01

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF PARKERS PRAIRIE.**

(Minnesota Statute 2005, 414.033, Annexation by Ordinance, Subdivision 2(3))

WHEREAS, a certain Petition dated February 21, 2006, requesting annexation of the territory (hereinafter described in attachment A) was duly presented to the City Council on the 21st day of February, 2006; and

WHEREAS, the Petition was signed by all owners of the territory sought to be annexed; and

WHEREAS, Petitioners waived their right to notice regarding the cost of electric utility service, which notice was otherwise required pursuant to Minnesota Statute 414.033 Subdivision 13; and

WHEREAS, the land described in the Petition abuts upon the City Limits at the Easterly boundary and contains 60 acres or less, and

WHEREAS, the land described in the Petition is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and

WHEREAS, at least thirty (30) day's written notice by certified mail was sent to the Township of Parkers Prairie and to all landowners within and contiguous to the area to be annexed; and

WHEREAS, a Public Hearing was duly held on the 27th day of March 2006 by the Governing Body of the City of Parkers Prairie, Minnesota on the proposed annexation.

NOW THEREFORE, The Council of the City of Parkers Prairie, Minnesota, ordains:

1. The Corporate Limits of the City of Parkers Prairie are hereby extended to include the land described in Attachment A is hereby annexed to and included within the City as effectively as if it had originally been part thereof pursuant to Minnesota Statute Section 414.033 Subdivision 2(3).

2. Property taxes shall be in accordance with Minnesota Statute 414.033 subd. 12. The annexation shall become effective on or before August 1 of a levy year. The City of Parkers Prairie shall levy on the annexed area beginning with that same levy year. In the first year following the year when the municipality could first levy on the annexed area under this subdivision, and thereafter, property taxes on the annexed land shall be paid to the City of Parkers Prairie. In the first year following the year the City of Parkers Prairie could first levy on the annexed area and thereafter, property taxes on the annexed land shall be paid to the City of Parkers Prairie. In the first year following the year the City could first levy on the annexed area, the City shall make a cash payment to the affected town in an amount equal to 90 percent of the property taxes distributed to the town in regard to the annexed area in the last year the property taxes from the annexed area were payable to the town; in the second year, an amount equal to 70 percent; in the third year, an amount equal to 50 percent; in the fourth year, an amount equal to 30 percent; and in the fifth year, an amount equal to 10 percent.

3. Differential Taxation shall be in accordance with Minnesota Statute Section 414.035 for a period of six years.

4. The City Administrator is hereby directed to file certified copies of this Ordinance with the Office of Administrative Hearings, the Minnesota Secretary of State, the Town Board Clerk and the Otter Tail County Auditor.

5. This Ordinance takes effect upon its passage, publication, and approval by the Minnesota Office of Administrative Hearings and the filing of the certified copies as directed.

Adopted by the City Council of Parkers Prairie on this 27th day of March 2006.

SIGNED:

ATTEST:



Larry Lahman,
Mayor



David Campbell,
City Administrator

Attachment A

The legally described area in Parkers Prairie Township is in need of annexation:

That Part of the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$), and that part of the Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$), all being within Section 22, Township 131 North, Range 37 West, Otter Tail, Minnesota, described as follows:

Commencing at the north quarter corner of said Section 22;

thence South, assumed bearing along the west line of the Northeast Quarter of said Section, 2648.59 feet to the southwest corner of said Northeast Quarter of Section 22;

thence continuing South, along the west line of aforesaid Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$ SE $\frac{1}{4}$) of Section 22, a distance of 467.40 feet to the point of beginning of the land to be described;

thence reversing North 467.40 feet to aforesaid southwest corner of the Northeast Quarter of Section 22;

thence continuing North 1066.00 feet;

thence East 18.90 feet to the westerly right-of-way line of the Soo Line Railroad;

thence South 11 degrees 40 minutes 38 seconds East, along said westerly right-of-way line, 1565.81 feet to a line bearing East from the point of beginning;

thence West 335.82 feet to the point of beginning.

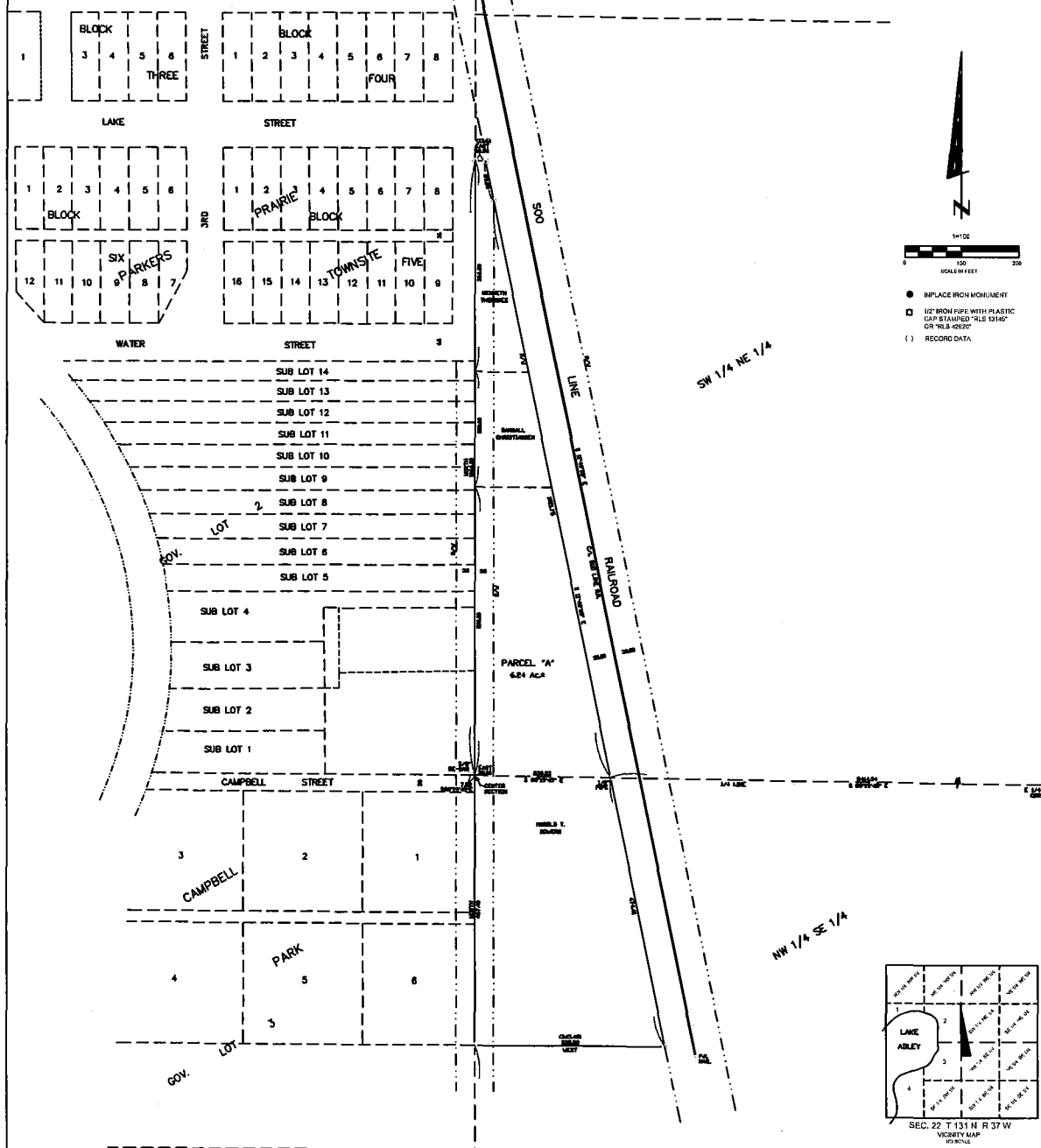
The tract contains 6.24 acres more or less. (See attached Map)

CERTIFICATE OF SURVEY

PARKERS PRAIRIE
CITY ANNEXATION

REC'D BY
M M B

MAR 31 2006



I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

Michael H. Nyberg
Date _____ License No. 13145

DATE: 11-22-05
DRAWN BY: BDT
CHECKED: MHN
JOB NO.
5749

REQUESTED BY:
CITY OF PARKERS PRAIRIE
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SEC. 22 T 131 N R 37 W

