

CITY OF LITCHFIELD

REC'D BY
M M B

JUN 22 2006

**ORDINANCE NO. 710
AN ORDINANCE EXTENDING THE CORPORATE LIMITS
OF THE CITY OF LITCHFIELD TO INCLUDE
CERTAIN UNINCORPORATED PROPERTY (151.3 ACRES)
OWNED BY MARICK DEVELOPMENT CORPORATION, INC.;
AND ABUTTING UPON THE LIMITS OF THE CITY OF LITCHFIELD IN LITCHFIELD TOWNSHIP
PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 5**

WHEREAS, a certain petition dated April 14, 2006, requesting that the property described as:

The W 1/2 of the SE 1/4 of Section 1, Township 119, Range 31;

AND the SE 1/4 of SE 1/4, Section 1, Township 119, Range 31, Less and Except the following described tracts:

EXCEPTION #1;

Beginning at the SE corner of said SE 1/4; thence on an assumed bearing of North 0 degrees 01 minutes 46 seconds East, along the East line of said Section 1, a distance of 342.74 feet; thence North 89 degrees 08 minutes 23 seconds West 971.71 feet to the centerline of the Drainage Ditch; thence South 44 degrees 56 minutes 39 seconds East, along said centerline 169.38 feet; thence South 38 degrees 27 minutes 41 seconds East, along said centerline 127.35 feet; thence South 15 degrees 45 minutes 31 seconds East, along said centerline 131.61 feet to the South line of said Section 1; thence South 89 degrees 08 minutes 23 seconds East, along last said line 736.90 feet to the point of beginning.

EXCEPTION #2;

The North 313.00 feet of the East 417.47 feet of the Southeast Quarter of the Southeast Quarter of Section 1, Township 119, Range 31 Meeker County Minnesota.

ALSO TO INCLUDE:

Parcel "A"

That part of the SW 1/4 of Section 1, Township 119, Range 31, Meeker County, Minnesota, described as follows; Commencing at the Southwest corner of said Section 1; thence on an assumed bearing of S 89° 34' 58" E, along the South line of said Section 1, a distance of 1002.50 feet to the West line of SCHOOL SUBDIVISION, as of public record, Meeker County, Minnesota; thence N 0° 35' 55" E, along last said line 890.60 feet to the Northwest corner of said SCHOOL SUBDIVISION; thence N 0° 33' 48" E, 508.43 feet; thence N 54° 25' 02" E, 205.80 feet to the point of beginning of the tract herein described; thence N 68° 11' 42" W, 256.80 feet; thence N 0° 25' 15" W, 53.45 feet; thence N 67° 50' 45" E, 68.74 feet; thence N 50° 35' 45" E, 331.80 feet; thence N 44° 18' 45" E, 294.00 feet; thence N 18° 39' 45" E, 425.67 feet to the Southerly right-of-way line of S.T.H. No. 24; thence Easterly, along last said right-of-way to the East line of said SW 1/4; thence S 0° 40' 56" W, along last said line 1240.16 feet; thence N 89° 34' 58" W, 1200.00 feet; thence N 0° 25' 02" E, 200.00 feet; thence N 89° 34' 58" W, 283.30 feet to the point of beginning.

be annexed to the City of Litchfield, Minnesota, was duly presented to this Council on the 19th day of June, 2006, and

WHEREAS, said petition was signed by the only owner of the property; and

WHEREAS, said property is unincorporated and abuts the City of Litchfield on its north boundary, and

WHEREAS, said property constitutes 151.3 acres, unplatted, 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 used for farming purposes; and

WHEREAS, there are presently 0 people residing on the above described land; and

WHEREAS, to facilitate said development, the property owner will be extending City services to said property, and

WHEREAS, a copy of the Petition was served upon those parties specified in Minnesota Statutes 414.033, subd. 5, and

WHEREAS, both Meeker County and Litchfield Township signed a waiver of hearing and stated they had no objection to the annexation, 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 ORDAIN AS FOLLOWS:

1. The City Council hereby determines that the property as hereinbefore described is or is about to become urban in nature in that said property is being developed for residential and industrial purposes which needs 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 described territory.
3. Property Taxes. Pursuant to Minnesota Statutes 414.033, subd. 12, the property taxes payable on annexed land in the year 2006 shall be paid to the Township of Litchfield, Minnesota. Thereafter, the City of Litchfield shall make a cash payment, to the Township of Litchfield, in accordance with the following schedule:
 - a. 2007 - an amount equal to ninety percent (90%) of the property taxes distributed to the town in regard to the annexed area in 2006;

- b. 2008 - An amount equal to seventy percent (70%) of the property taxes distributed to the town in regard to the annexed area in 2006;
 - c. 2009 - an amount equal to fifty percent (50%) of the property taxes distributed to the town in regard to the annexed area in 2006;
 - d. 2010 - an amount equal to thirty percent (30%) of the property taxes distributed to the town in regard to the annexed area in 2006; and
 - e. 2011 - an amount equal to ten percent (10%) of the property taxes distributed to the town in regard to the annexed area in 2006.
4. Filing. The Assistant City Administrator 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.
5. 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 19th day of June, 2006.

Attest:

Joyce Spruett
ASSISTANT CITY ADMINISTRATOR

Approved:

Vern M. Olson
MAYOR

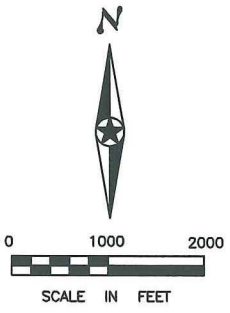
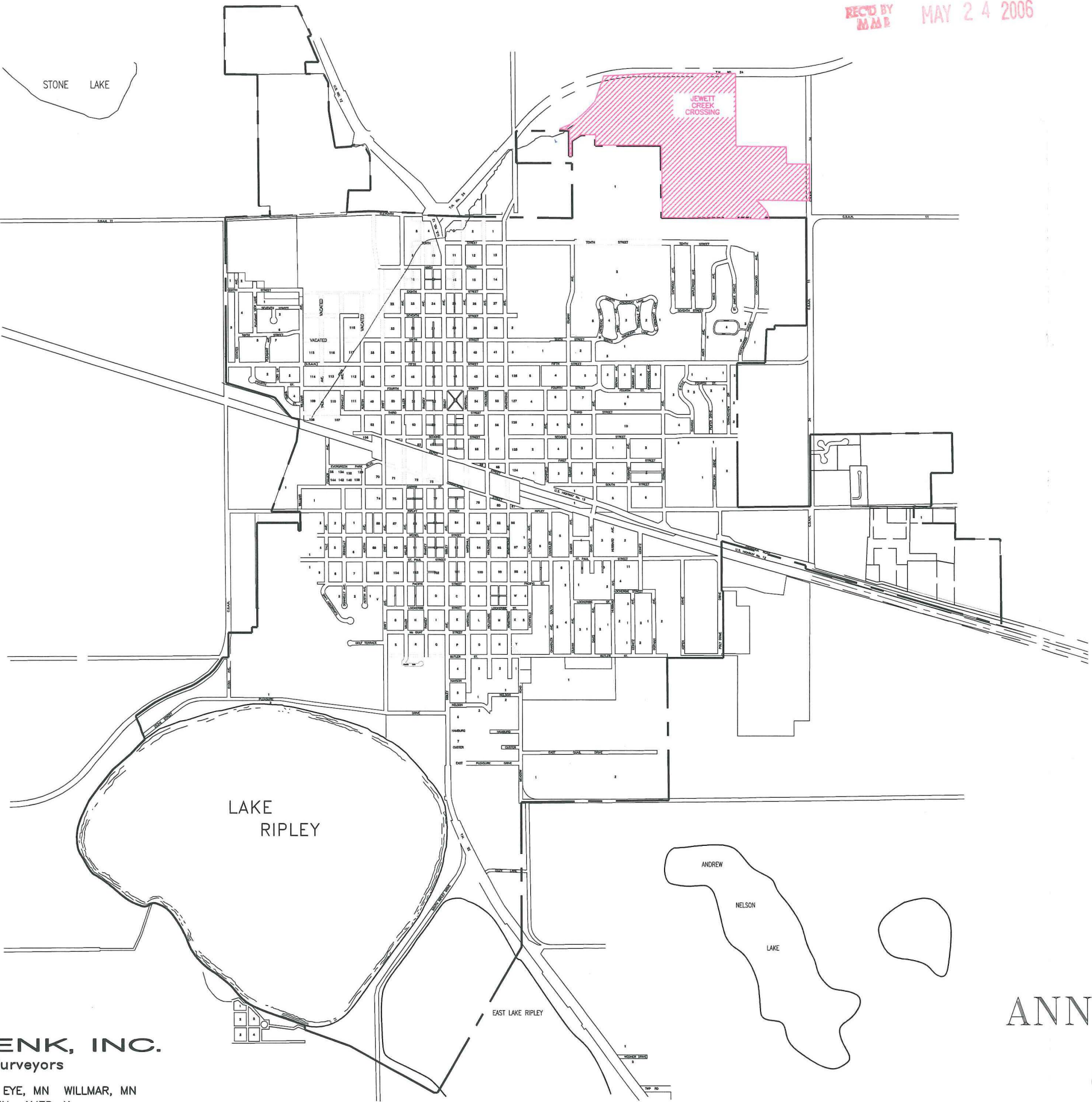
First Reading: June 5, 2006
Second Reading: June 19, 2006
Publication: June 22, 2006
Effective Date: June 19, 2006

Approved as to Form & Legality by: City Attorney,

Signature: 

Date: 6-19-06

REC'D BY
MAB MAY 24 2006



ANNEXATION EXHIBIT
MAY, 2006
MAP OF THE
CITY OF LITCHFIELD
MEEKER COUNTY, MINNESOTA



BOLTON & MENK, INC.
Consulting Engineers & Surveyors

MANKATO, MN FAIRMONT, MN SLEEPY EYE, MN WILLMAR, MN
BURNSVILLE, MN CHASKA, MN AMES, IA