

**ADOPTING
AN ORDINANCE OF THE CITY OF DASSEL
ANNEXING LAND LOCATED IN THE
TOWN OF DASSEL, MEEKER COUNTY, MINNESOTA
PURSUANT TO MINN. STAT. § 414.033**

WHEREAS, a petition requesting that certain property (the "Subject Property") hereinafter described herein to be annexed to the City of Dassel, Minnesota, was duly presented to this Council on the 4th day of November, 2005; and

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

WHEREAS, the Subject Property is unincorporated and located in Dassel Township and abuts the City of Dassel on its Western boundary; and

WHEREAS, the Subject Property is less than sixty (60) acres and thus qualifies for annexation by ordinance under Minnesota Statute §414.033, subd. 2(3); and

WHEREAS, the Subject Property is and will continue to be used for an Alzheimer's patient residential facility; and

WHEREAS, the Subject Property is presently not served by municipal services and the owners of said property request that such services be provided to the Subject Property; and

WHEREAS, at least thirty (30) days notice of the intent of the Dassel City Council to act upon this ordinance was sent by Certified Mail to the Clerk of Dassel Township; and

WHEREAS, Dassel Township has not objected to the annexation of the Subject Property; and

WHEREAS, public hearings were held on the proposed adoption of this Annexation Ordinance by the Dassel City Planning Commission on December 13th, 2005 and the Dassel City Council on December 19th, 2005; and

WHEREAS, provisions of Minn. Stat. §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 Subject Property to the City of Dassel.

NOW, THEREFORE, the City of Dassel hereby ordains as follows:

1. The City Council hereby determines that the Subject Property as hereinafter described is or is about to become urban in nature in that said property is being used for Alzheimer's patient residential facility purpose which needs City sewer and water and other City services.

2. The corporate limits of the City of Dassel are hereby extended to include the following described land, said land abutting the City of Dassel and being less than sixty (60) acres in area:

That part of Government Lot 7 of Section 33, Township 119 North, Range 29 West, Meeker County, Minnesota, lying Westerly of Line 1 below: Line 1 commencing at Right of Way Boundary Corner B334 as shown on Minnesota Department of Right of Way Plat Numbered 47-4; thence northerly on an azimuth of 14 degrees 45 minutes 39 seconds along the boundary of said plat for 1337.36 feet to an intersection with the north line of said government lot 7; thence on an azimuth of 88 degrees 48 minutes 28 seconds along said north lot line for 337.57 feet to the point of beginning of Line 1 to be described; thence on an azimuth 186 degrees 29 minutes 10 seconds for 854.71 feet; thence deflect to the right on a tangential curve having a radius of 2181.83 feet and a delta angle of 12 degrees 08 minutes 05 seconds for 462.09 feet to the south line of said Government Lot 7 and there terminating. The same surveyed and platted and hereafter known as LAKEVIEW RANCH SECOND ADDITION.

And also: That part of Government Lot 7 of section 33, Township 119, Range 29, Meeker County, Minnesota, lying Easterly of the Easterly Right of Way line of the Minnesota Department of Transportation right of way Plat No. 47-4, except Lot "N" as platted in Cassel's Subdivision, as of public record, Meeker County, Minnesota. Containing 3.96 acres, more or less. Subject to easements of record.

3. Copies of the corporate boundary map showing the land to be annexed and its relationship to the corporate boundaries and an appropriate plat map are attached hereto and incorporated herein by reference.

4. There are NO people residing upon the above-described land.

5. The Council of the City of Dassel hereby annexes the above-described land to the City, to be zoned as C-2 (Fringe and Highway Commerce) District so as to become and be part of the City of Dassel and included within its corporate limits and boundaries thereof.

6. The property taxes payable on the annexed land shall continue to be paid to Dassel Township for the year in which the annexation becomes effective. If the annexation becomes effective on or before August 1 of the levy year, the City may levy on the annexed area beginning with that same levy year. If the annexation becomes effective after August 1 of the levy year, Dassel Township may continue to levy on the annexed area for that levy year, and the City of Dassel may not levy on the annexed area until the following levy year. The first year following the year when the City could first levy on the annexed area, property taxes on the annexed land shall be paid to the City. However, the City shall make a cash payment to Dassel Township for the period in accordance with the following schedule:

A. In the first year following the year the City could first levy on the annexed area, an amount equal to 90% of the property taxes distributed to Dassel

Township in regard to the annexed land in the last year the property taxes from the annexed land were payable to the Town.

- B. In the second year, an amount equal to 70%.
- C. In the third year, an amount equal to 50%.
- D. In the fourth year, an amount equal to 30%
- E. In the fifth year, an amount equal to 10%.

Thereafter, no property taxes on the annexed land shall be payable to Dassel Township.

7. This Ordinance shall take effect from and after its publication and approval by the Office of Minnesota Municipal Boundary Adjustments Division of the Department of Administration.

Ordinance passed the 19th day of December, 2005, by the City Council of Dassel, Minnesota.

CITY OF DASSEL, MINNESOTA

Ava Hackmeyer
Mayor

Attest:

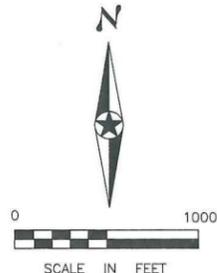
[Signature]
Clerk-Treasurer-Administrator

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BOLTON & MENK, INC.
 Consulting Engineers & Surveyors
 MANKATO, MN FAIRMONT, MN SLEEPY EYE, MN WILLMAR, MN
 BURNSVILLE, MN CHASKA, MN AMES, IA

ANNEXATION EXHIBIT
 APRIL, 2006



MAP OF THE
CITY OF DASSEL
 MEEKER, MINNESOTA