

ORDINANCE NO. 362

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ISANTI TO INCLUDE CERTAIN UNINCORPORATED PROPERTY (59.7 ACRES) OWNED BY ROBERT AND DIANE PATTERSON ABUTTING UPON THE LIMITS OF THE CITY OF ISANTI IN ISANTI TOWNSHIP PURSUANT TO MINNESOTA STATUTES 414.033, subd. 2(3)

WHEREAS, a certain petition dated April 25, 2006 requesting that the property as hereinafter described be annexed to the City of Isanti, Minnesota, was duly presented to this Council on the 16th day of May 2006; and

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

WHEREAS, said property is unincorporated and abuts the current boundary of the City of Isanti; and

WHEREAS, said property is 60 acres or less; 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 residential purposes; and

WHEREAS, to facilitate said development, the property owner has requested city services be extended 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 Isanti City Council on the 20th day of June 2006; 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 ISANTI 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 residential 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 Isanti are hereby extended to include the following described territory, said land abutting the City of Isanti 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, Isanti County, Minnesota, to wit:

Parcel ID: 050280201

59.7 Acres

The West Half of the Northeast Quarter of Section 28, Township 35, Range 23, Isanti County, Minnesota, Excepting therefrom the following described parcel:

That part of the Northwest Quarter of the Northeast Quarter of Section 28, Township 35, Range 23, lying north and west of the right-of-way line of Isanti County State aid Highway No. 5, as described in that certain Highway Easement filed for record in the office of the Isanti County Recorder in Book 61 of Miscellaneous Records on page 879.

AND

That part of the East Half of the Northwest Quarter of Section 28, Township 35, Range 23, Isanti County, Minnesota, described as follows:

Beginning at a point on the North and South Quarter line of Section 28, Township 35 North, Range 23 West, said point being 1186 feet north of the center of said Section 28; thence West a distance of 400 feet, more or less, to a point on the easterly right of way line of State Aid Road No. 5; thence northeasterly along said Easterly right-of-way line of State Aid Road No. 5 to a point on the North and South Quarter line of said Section 28, said point being approximately 2098 feet north of the center of said Section 28; thence South on said North and South Quarter line a distance of 912 feet, more or less, to the point of beginning.

EXCEPT from all of the above that part thereof taken for County State Aid Highway No. 5 per Document No. 232675,

AND EXCEPT the south 650.00 feet of the West Half of the Northeast Quarter of said Section 28.

Subject to easements of record, if any.

The above described property consists of a total of 60 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 no people residing on the above described land.

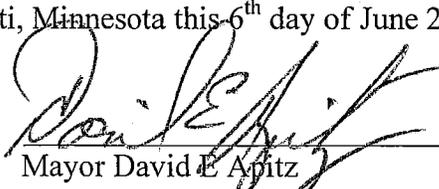
4. **Property Taxes.** Pursuant to Minnesota Statutes 414.033, subd. 12, the property taxes payable on annexed land in the year 2006 shall be paid to the Township of Isanti, Minnesota. Thereafter, the City of Isanti shall make a cash payment to the Township of Isanti in accordance with the following 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.

5. **Filing.** The City Clerk 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 Office of Administrative Hearings, Minnesota Boundary Adjustment Unit.

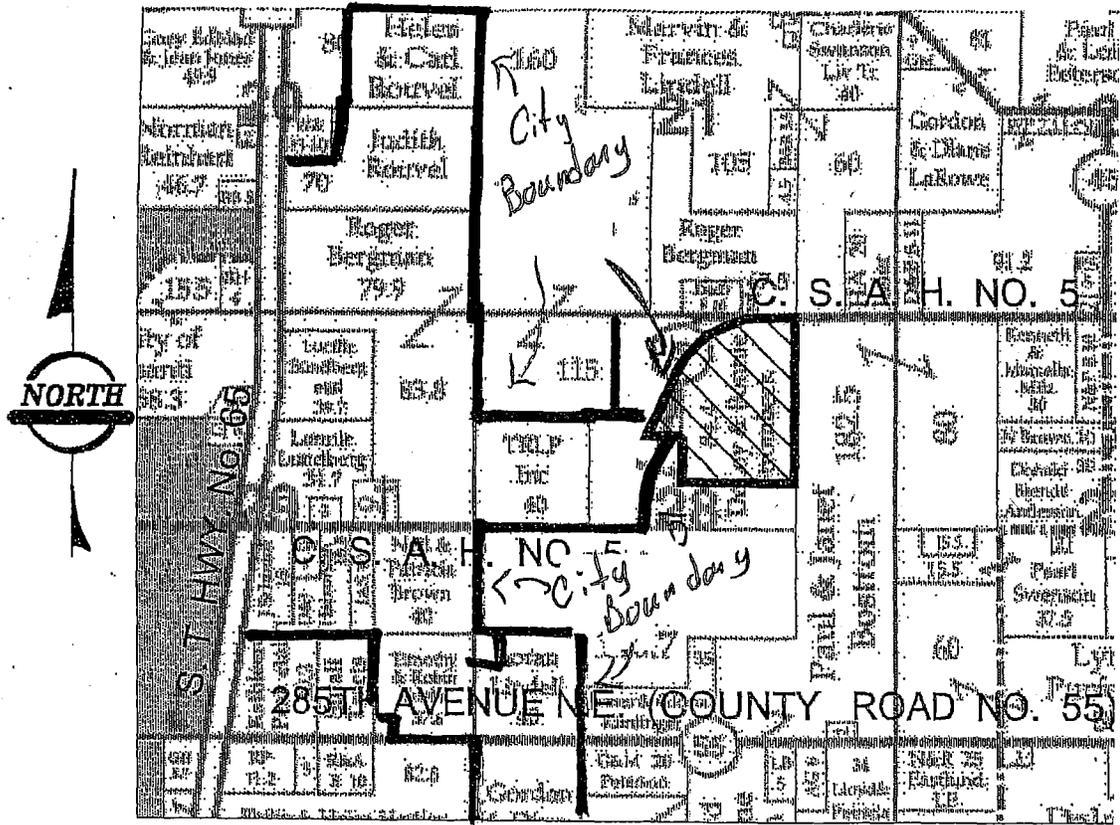
Passed and Adopted by the City Council of Isanti, Minnesota this 6th day of June 2006.

Attest:


 Mayor David E. Apitz

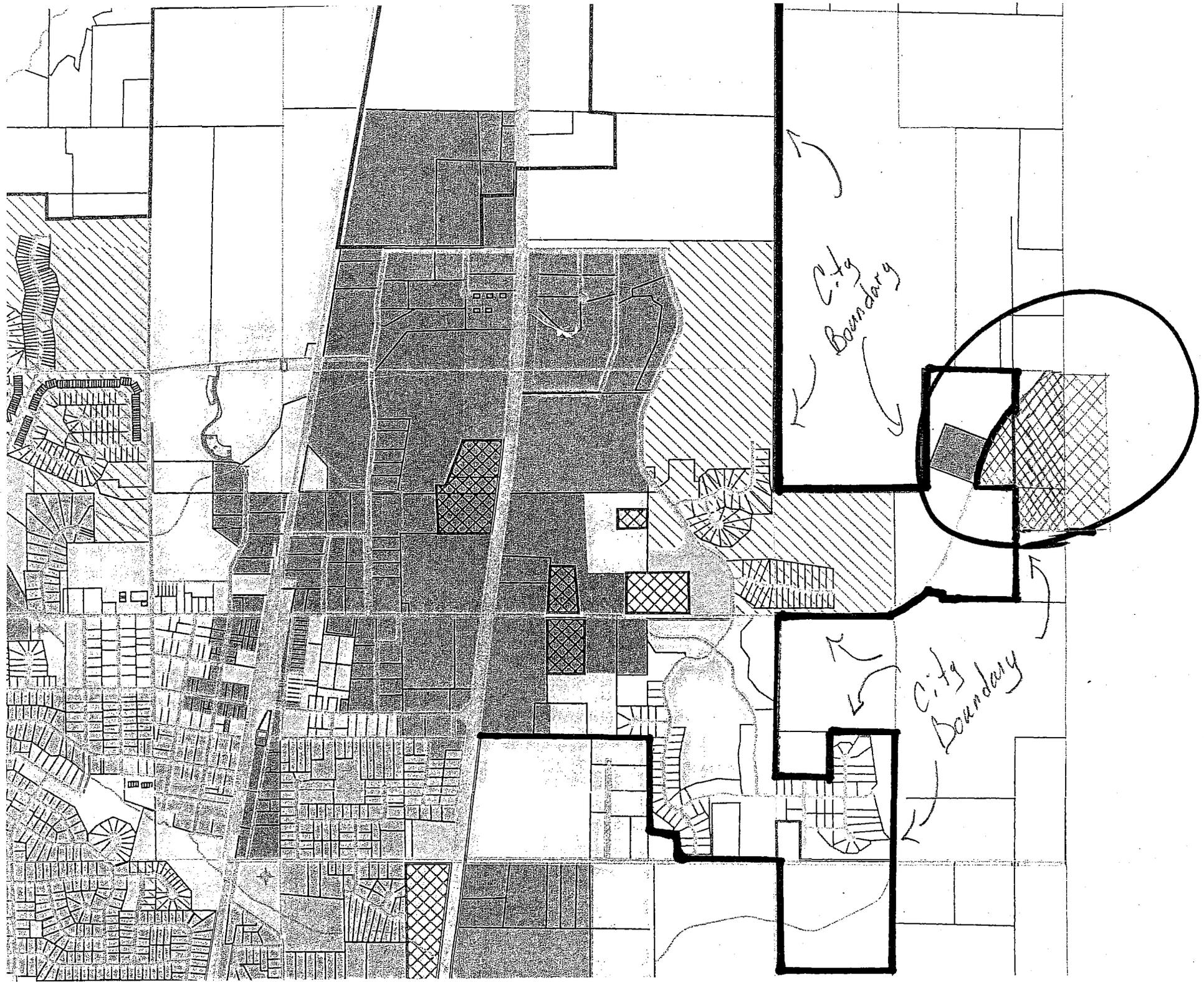

 Irene J. Bauer, City Clerk

(SEAL)



59.7 acres

VICINITY MAP



REC'D BY
M.M.B.
JUN 2 6 2016