

ORDINANCE NO. 364

AN ORDINANCE OF THE CITY OF MILACA ANNEXING LAND LOCATED IN THE TOWN OF MILACA, MILLE LACS COUNTY, MINNESOTA, TO THE CITY OF MILACA, MILLE LACS COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES 414.033, SUBD. 2, PERMITTING ANNEXATION BY ORDINANCE
(as amended)

WHEREAS all the owner of an approximately 5 acre parcel adjacent to the city limits of Milaca has petitioned the city of Milaca to annex the property; and,

WHEREAS the property is described as follows:

The West 653 feet of the North 211.3 feet of the South 561.3 feet of the Northeast Quarter of the Southwest Quarter, Section 24 Township 38N, Range 27W, excluding the following; beginning at the Northeast corner of said west 653.00 feet of the north 211.3 feet of the South 561.3 feet of the Northeast Quarter of the Southwest Quarter; thence South 01 degrees 37 minutes 53 seconds East, assumed bearing, on the east line of said west 653.00 feet a distance of 211.32 feet the south line of said north 211.3 feet of the south 561.30 feet of the Northeast Quarter of the Southwest Quarter; thence South 89 degrees 11 minutes 34 seconds West on said south line 17.49 feet; thence North 02 degrees 18 minutes 57 seconds West 211.37 feet to the north line of said South 561.30 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 11 minutes 34 seconds East on said north line 20.02 feet to the point of beginning, Mille Lacs County, Minnesota.

and,

WHEREAS the property is likely to become urban in nature, as the owners are requesting the property be zoned Business 2; and,

WHEREAS the population of the area to be annexed is zero; and,

WHEREAS the city council has held a duly called public hearing on the matter, following 30 day written notice to Milaca Township and to all landowners within and contiguous to the area to be annexed,

NOW THEREFORE BE IT RESOLVED by the Milaca City Council that the council hereby annex the land described as:

The West 653 feet of the North 211.3 feet of the South 561.3 feet of the Northeast Quarter of the Southwest Quarter, Section 24 Township 38N, Range 27W, excluding the following; beginning at the Northeast corner of said west 653.00 feet of the north 211.3 feet of the South 561.3 feet of the Northeast Quarter of the Southwest Quarter; thence


South 01 degrees 37 minutes 53 seconds East, assumed bearing, on the east line of said west 653.00 feet a distance of 211.32 feet the south line of said north 211.3 feet of the south 561.30 feet of the Northeast Quarter of the Southwest Quarter; thence South 89 degrees 11 minutes 34 seconds West on said south line 17.49 feet; thence North 02 degrees 18 minutes 57 seconds West 211.37 feet to the north line of said South 561.30 feet of the Northeast Quarter of the Southwest Quarter; thence North 89 degrees 11 minutes 34 seconds East on said north line 20.02 feet to the point of beginning, Mille Lacs County, Minnesota.

BE IT FURTHER RESOLVED that the property shall be zone Business 2, and that the annexation shall be effective prior to August 1, 2006, and the city of Milaca shall make cash payments to Milaca Township in accordance with Minnesota Statute 414.033, Subd. 12 in substantially equal payments over not less than two nor more than eight years from the time of annexation. [*The city's reimbursement provision is more particularly clarified on the attached Exhibit A.*]

Said payments shall be made on or before June 1 of each year, and the City of Milaca may, at its sole discretion, prepay any property taxes due to Milaca Township.

This ordinance shall become final on the date it is approved by Minnesota Planning.

Passed this 14th day of September, 2006.


Mayor Randy Furman

ATTEST



Greg Lerud, City Manager

EXHIBIT A

REC'D BY
MMB

SEP 29 2006

The Milaca City Council's intention is to reimburse Milaca Township for lost property taxes on the annexed parcel in two equal payments – 50 percent of the lost amount in 2008, and the remaining 50 percent in 2009.

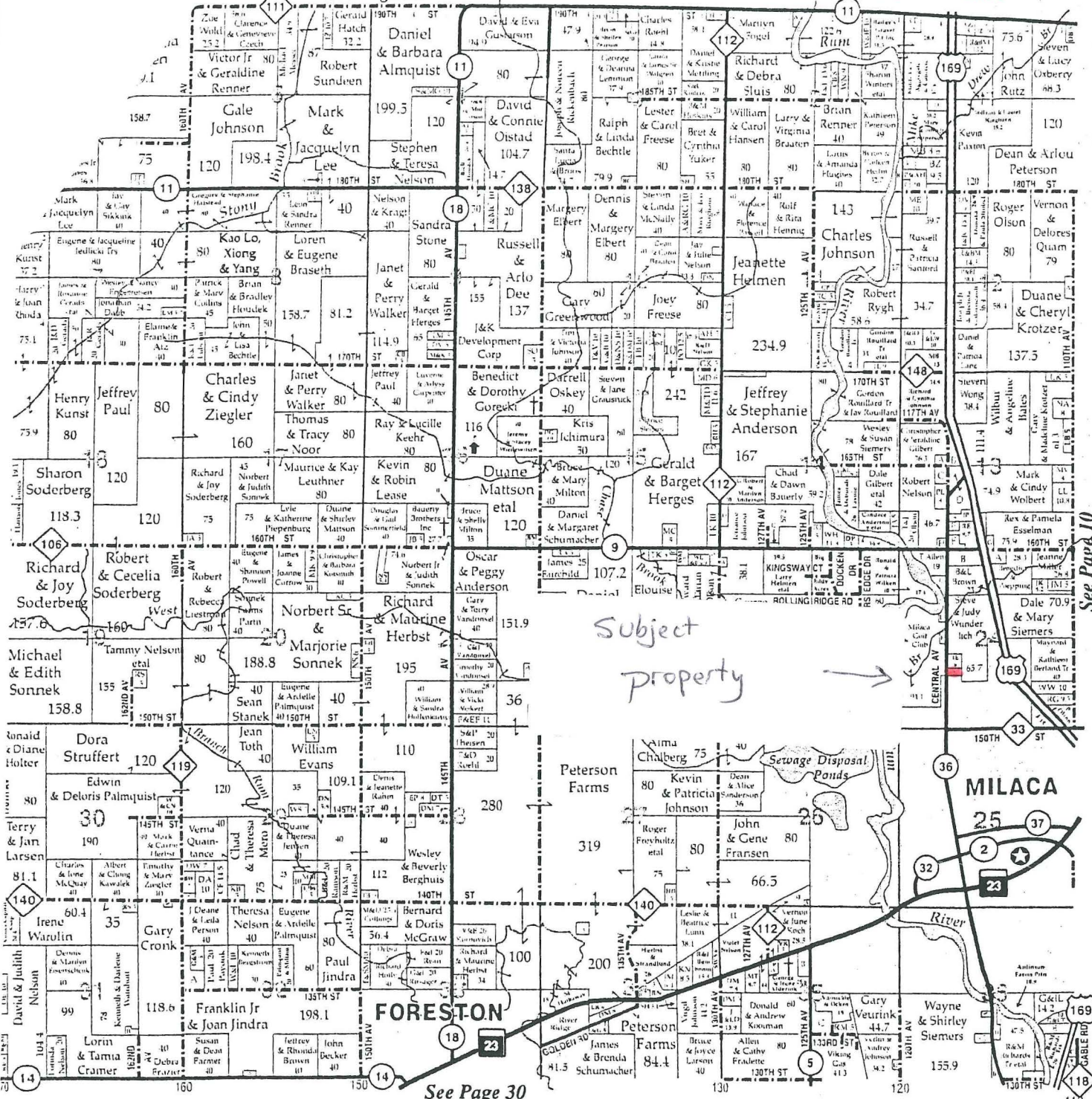
MILLE LACS

T.38N. - R.27W.

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Subject property

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