

NOV 2 9 2006

ORDINANCE NO. 377

**AMENDMENT TO ORDINANCE NO. 364,
AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF
ISANTI TO INCLUDE CERTAIN UNINCORPORATED PROPERTY (0.10
ACRE) OWNED BY PAUL AND JANET BOSTROM ABUTTING UPON THE
LIMITS OF THE CITY OF ISANTI IN ISANTI TOWNSHIP PURSUANT TO
MINNESOTA STATUTES 414.033, subd. 2(3)**

WHEREAS, on August 2, 2006 the City Council heard on a request for annexation of 0.10 acres of the Paul and Janet Bostrom property; and

WHEREAS, on August 2, 2006 City Council adopted Ordinance No. 364 to approve said annexation; and

WHEREAS, the State of Minnesota, Office of Administrative Hearings, Municipal Boundary Adjustments Unit received and responded back to the City that additional information is needed to meet the new annexation law that became effective August 1, 2006, Minn. Stat. 414.036 that provides for a property tax reimbursement from the municipality to the town; and

WHEREAS, the Municipal Boundary Adjustments Unit requests the City provide an amendment to Ordinance No. 364 to include a conforming reimbursement provision.

NOW THEREFORE, THE CITY OF ISANTI HEREBY ORDAINS that '4.' of Ordinance No. 364 is hereby amended to read as follows: With respect to the property taxes payable on the area legally described in Exhibit 'A', hereby annexed, the City of Isanti shall make a cash payment to the Town of Isanti for a period and in accordance with the following schedule:

- a. In the first year following the year the City of Isanti could first levy on the annexed area, an amount equal to \$1.00.
- b. In the second year, an amount equal to \$1.00.

Passed and Adopted by the City Council of Isanti, Minnesota this 17th day of October 2006.

Attest:


Mayor David E. Apitz


Irene J. Bauer, City Clerk

(SEAL)

REC'D OCT 23 2008

Exhibit 'A'

Parcel ID: 050330800
.1 Acre

The south 10.00 feet of the Southeast Quarter of Section 33, township 35, Range 23,
Isanti County, Minnesota.

Subject to easements of record, if any.

ORDINANCE NO. 364

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ISANTI TO INCLUDE CERTAIN UNINCORPORATED PROPERTY (.10 ACRE) OWNED BY PAUL AND JANET BOSTROM 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 May 12, 2006 requesting that the property as hereinafter described be annexed to the City of Isanti, Minnesota, was duly presented to this Council on the 20th day of June 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 2nd day of July 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: 050330800

.1 Acre

The south 10.00 feet of the Southeast Quarter of Section 33, township 35, Range 23, Isanti County, Minnesota.

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;

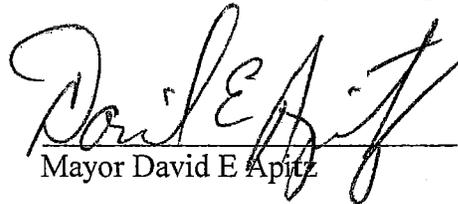
- c. 2009 – an amount equal to fifty percent (50%) of the property taxes distributed to the town in regard to the annexed area in 2006;
- d. 2010 – an amount equal to thirty percent (30%) of the property taxes distributed to the town in regard to the annexed area in 2006; and
- e. 2011 – an amount equal 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.

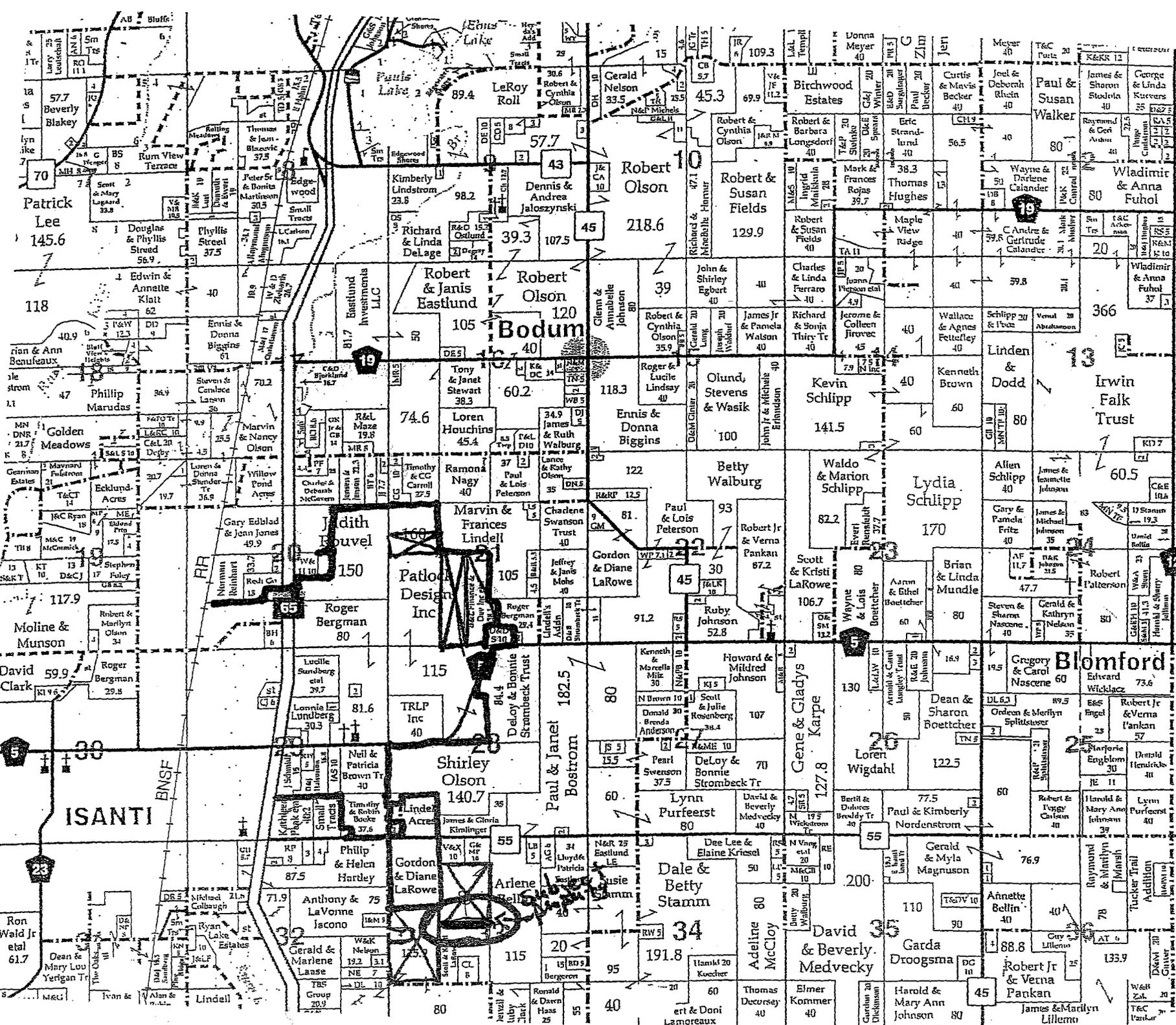
Passed and Adopted by the City Council of Isanti, Minnesota this 2nd day of August 2006.

Attest:


Mayor David E. Apitz


Irene J. Bauer, City Clerk

(SEAL)



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REC'D BY
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