

ORDINANCE NO. 365

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ISANTI TO INCLUDE CERTAIN UNINCORPORATED PROPERTY (32 ACRES) OWNED BY SCOTT AND KRISTI LA ROWE 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 17, 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.

REC'D BY
AUG 21 2006
M M B

**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: 0050330301
32 Acres

The Northeast Quarter of Southwest Quarter (NE $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Thirty-three (33), Township Thirty-five (35), Range Twenty-three (23), Isanti County, Minnesota.

EXCEPT that part described as follows:

That part of the Northeast Quarter of the Southwest Quarter, Section 33, Township 35, Range 23, Isanti County, Minnesota described as follows:

Commencing at the southwest corner of said Northeast Quarter of the Southwest Quarter, thence easterly, assumed bearing of North 89 degrees 34 minutes 01 seconds East, on the south line of said Northeast Quarter of the Southwest Quarter a distance of 483.29 feet to the point of beginning of the property to be described; thence North 1 degree 16 minutes 38 seconds West a distance of 700.00 feet; thence North 89 degrees 34 minutes 01 seconds East a distance of 498.00 feet; thence 1 degree 16 minutes 38 seconds East a distance of 700.00 feet to said south line of the Northeast Quarter of the Southwest Quarter, thence south 89 degrees 34 minutes 01 seconds West on said south line a distance of 498.00 feet to said point beginning.

Subject to any easements, restrictions and reservations of record, if any.

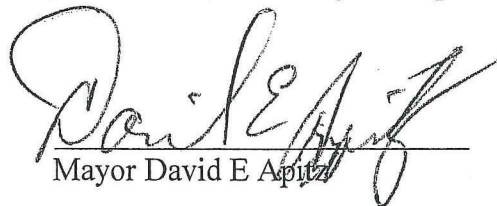
The above described property consists of a total of 60 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and an appropriate plat map are attached hereto.

AUG 21 2006

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.

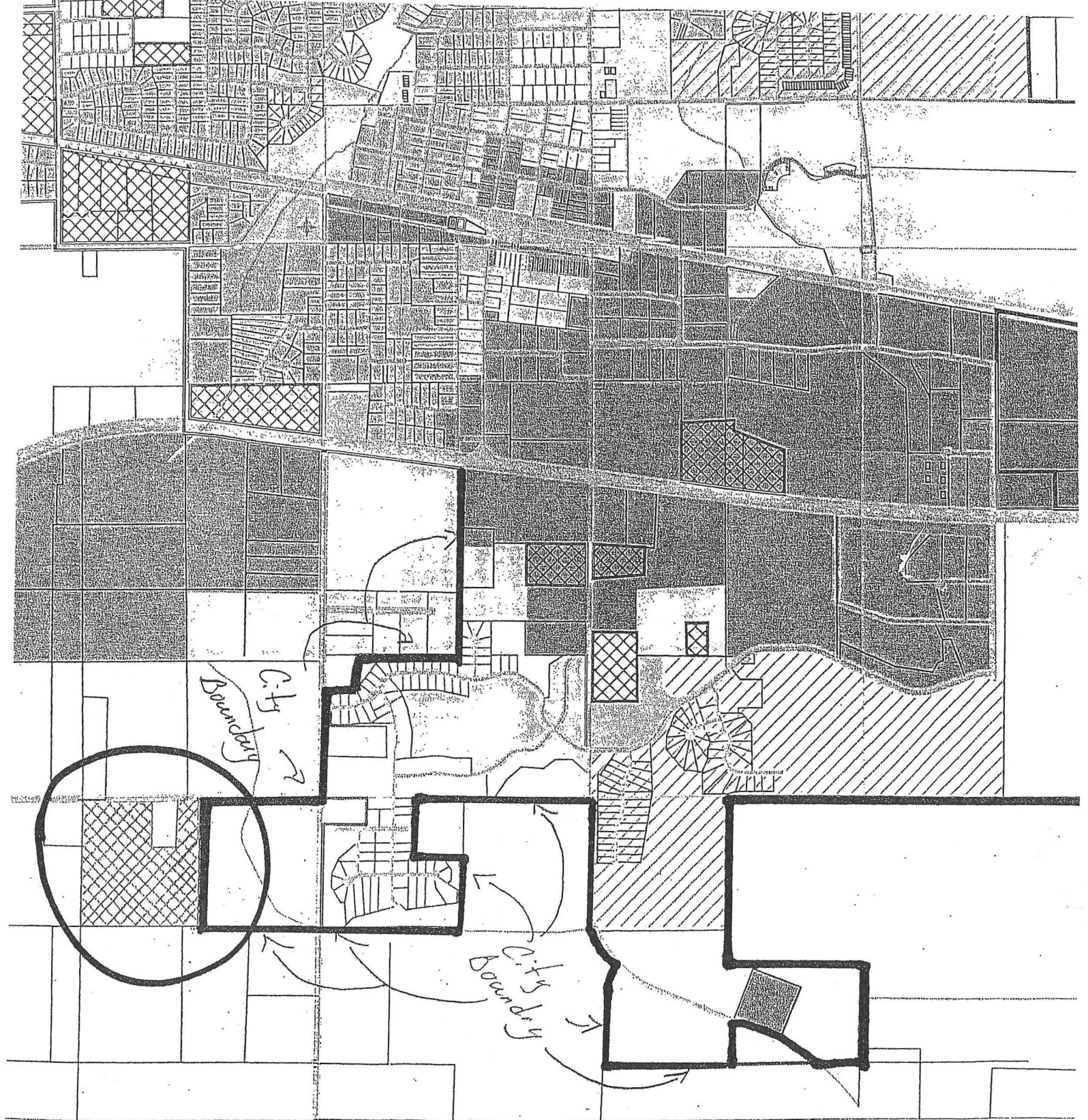
Passed and Adopted by the City Council of Isanti, Minnesota this 2nd day of August 2006.

Attest:


Mayor David E. Apitz


Irene J. Bauer, City Clerk

(SEAL)



REC'D BY JUN 26 2006
M.M.B.

REC'D BY
MMB

AUG 21 2006

