

ORDINANCE NO. 482

**AN ORDINANCE OF THE CITY OF ISANTI ANNEXING CERTAIN
UNINCORPORATED PROPERTY (8.25 ACRES) OWNED BY PREMIER BANK
LOCATED IN ISANTI TOWNSHIP, ISANTI COUNTY, MINNESOTA ABUTTING
UPON THE LIMITS OF THE CITY OF ISANTI
PURSUANT TO MINNESOTA STATUTES 414.033 SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, a petition signed by all the property owners, requesting that property legally described as the East 1,090 feet of the North $\frac{1}{2}$ of South $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19, Township 35, Range 23, Subject to existing road along East Boundary line thereof, Isanti County, Minnesota be annexed to the City of Isanti Minnesota, was duly presented to the Council of the City of Isanti on the 20th day of April 2010; and,

WHEREAS, said property is unincorporated and abuts the City of Isanti on its north boundary; is less than 120 acres; is not presently served by public sewer facilities or public sewer facilities are not otherwise available; and,

WHEREAS, said property is not located within a floodplain or shoreland area; and,

WHEREAS, said property is currently a vacant residential property and annexation is requested to facilitate the extension of city services for residential development of the property; and,

WHEREAS, the City of Isanti held a public hearing pursuant to Minnesota Statutes 414.033 Subd. 2b, on April 20th, 2010, following thirty (30) day written notice by certified mail to the Town of Isanti and to all landowners within and contiguous to the area legally described as the East 1,090 feet of the North $\frac{1}{2}$ of South $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19, Township 35, Range 23, Subject to existing road along East Boundary line thereof, Isanti County, Minnesota be annexed to the City of Isanti Minnesota, to be annexed; and,

WHEREAS, provisions of Minnesota Statutes 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 COUNCIL OF THE CITY OF ISANTI HEREBY
ORDAINS AS FOLLOWS:**

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature in that a single-family residential development use is being proposed for said property the construction of which requires or will need city services, including public sewer facilities.
2. None of the property is now included within the limits of the City, or in any area that has already been designated for orderly annexation pursuant to Minnesota Statute 414.0325.

3. The corporate limits of the City of Isanti, Minnesota, are hereby extended to include the following described property, said land abutting the City of Isanti and being 120 acres or less in area, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land, to wit:

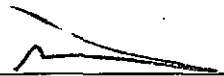
**THE EAST 1,090 FEET OF THE NORTH ½ OF SOUTH ½ OF NW ¼ OF SE ¼ OF
SECTION 19, TOWNSHIP 35, RANGE 23, SUBJECT TO EXISTING ROAD
ALONG EAST BOUNDARY LINE THEREOF, ISANTI COUNTY, MINNESOTA**

The above described property consists of a total of 8.25 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries and all appropriate plat maps are attached hereto.

4. That the population of the area legally described as the East 1,090 feet of the North ½ of South ½ of NW ¼ of SE ¼ of Section 19, Township 35, Range 23, Subject to existing road along East Boundary line thereof, Isanti County, Minnesota and hereby annexed is zero.
5. The City of Isanti, pursuant to Minnesota Statutes 414.036, that with respect to property taxes payable on the area legally described as the East 1,090 feet of the North ½ of South ½ of NW ¼ of SE ¼ of Section 19, Township 35, Range 23, Subject to existing road along East Boundary line thereof, Isanti County, Minnesota, hereby annexed, shall make a cash payment to the Town of Isanti in accordance with the following schedule:
 - a. In the first year following the year in which the City of Isanti could first levy on the annexed area, an amount equal to \$237.75; and
 - b. In the second year, an amount equal to \$237.75.
6. That pursuant to Minnesota Statutes 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described as the East 1,090 feet of the North ½ of South ½ of NW ¼ of SE ¼ of Section 19, Township 35, Range 23, Subject to existing road along East Boundary line thereof, Isanti County, Minnesota there are no special assessments or debt incurred by the Town on the subject property for which reimbursement is required.
7. That the City Clerk of the City of Isanti is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Minnesota Office of Administrative Hearings, the Minnesota Secretary of State, the Isanti County Auditor, and the Isanti Township Clerk.
8. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

RECORDED BY 118 MAY 07 2010
MBA

PASSED AND ADOPTED by the City Council of the City of Isanti, Minnesota, this 20th day of April 2010.



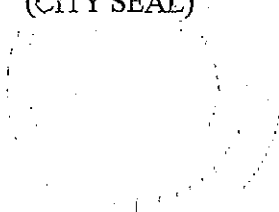
Mayor George A. Wimmer

ATTEST:

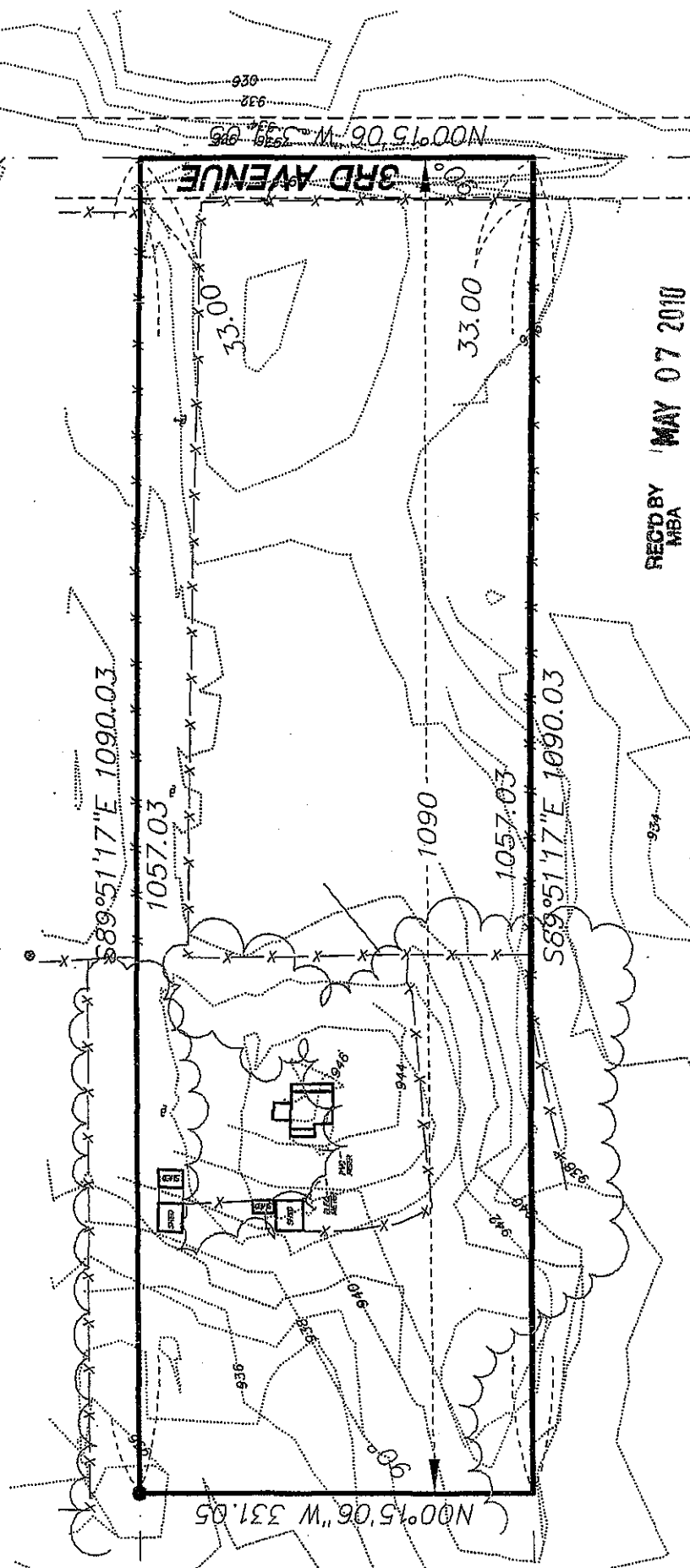


Irene J. Bauer
Assistant City Administrator/City Clerk

(CITY SEAL)



EAST LINE, NW 1/4, SE 1/4,
SEC. 19, T. 35, R. 23



REC'D BY
MBA
MAY 07 2010