

ORDINANCE NO. 050310-2

**AN ORDINANCE OF THE CITY OF WINTHROP ANNEXING LAND
LOCATED IN THE TOWN OF ALFSBORG, SIBLEY COUNTY, MINNESOTA
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 herein be annexed to the City of Winthrop Minnesota, was duly presented to the Council of the City of Winthrop on the 3rd day of May, 2010; and

WHEREAS, said property is unincorporated and abuts the City of Winthrop on its Southern 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 flood plain or shoreland area; and

WHEREAS, said property is currently commercial/industrial in nature and annexation is requested to facilitate the extension of city services for the commercial/industrial development of the property; and

WHEREAS, the City of Winthrop held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on June 1, 2009, following thirty (30) days written notice by certified mail to the Town of Alfsborg and to all landowners within and contiguous to the area legally described herein, 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 WINTHROP
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 maintaining the commercial/industrial use of the property requires city services, including public sewer facilities.
2. None of the property is now included within the limits of any 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 Winthrop, Minnesota, are hereby extended to include the following described property, said land abutting the City of Winthrop 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:

A parcel of land in the Northeast Quarter of the Southwest Quarter (NE1/4 of SW1/4) of Section Number Six (6), in Township Number One Hundred Twelve (112) North of Range Number Twenty-nine (29), described as follows:

Beginning at a point where the south line of Outlot 3 of Thorson and Swenson's Subdivision of Section 6, Twp. 112, Rge. 29, extended East intersects the center line of State Aid Road Number 1, of Sibley County, as the same was laid out in the year 1954, which point of beginning is also approximately 1 ½ feet west of the Southwest corner of Outlot 1 of said subdivision, thence Easterly at an angle of South 68° no minutes East to the center line of said State Aid Road No. 1, a distance of 224 feet; thence South 69°00' East a distance of 100 feet to the ACTUAL PLACE of beginning; thence continuing South 69°00' East a distance of 177.6 feet, thence Southwesterly a distance of 202 feet to a point on the center line of said State Aid Road Number 1, which point on said road is 367.3 feet, (measured along said center line) Southeasterly from the first point of beginning, thence Northwesterly along the center line of said road a distance of 189.3 feet, thence Easterly to the Actual point of beginning.

The above described property consists of a total of .79 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 herein and hereby annexed is 0.
5. The City of Winthrop, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described herein, hereby annexed, shall make a cash payment to the Town of Alfsborg in accordance with the following schedule:

If the annexation becomes effective on or before August 1st of a levy year, the City of Winthrop may levy on the annexed area beginning with this same levy year. Alternatively, if the annexation becomes effective after August 1st of a levy year, Alfsborg Township may continue to levy on the annexed area for this levy year. In the first year following the year in which the City of Winthrop can first levy on the annexed area, and thereafter, property taxes shall be paid to the City, which shall then make cash payments of \$54.01 to Alfsborg Township each year for a five year period.

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 herein there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

7. That the City Administrator of the City of Winthrop 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 Sibley County Auditor, and the Alfsborg 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.

PASSED AND ADOPTED by the City Council of the City of Winthrop, Minnesota, this 3rd day of May, 2010.



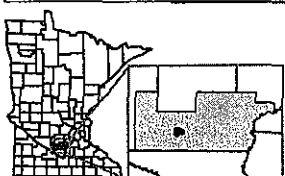
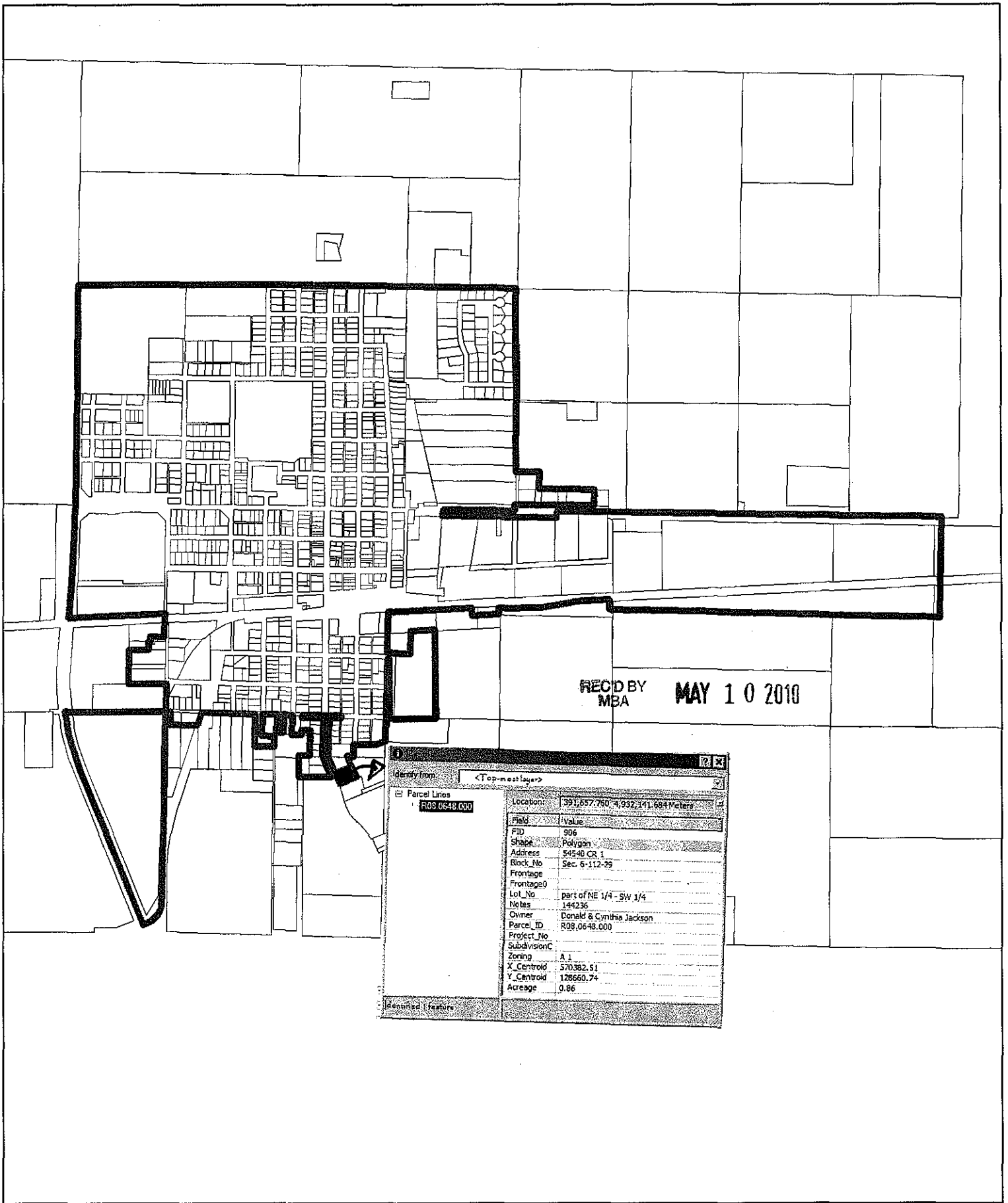
Mayor

ATTEST:



City Administrator

(City Seal)



Jackson Property

WINTHROP, MINNESOTA

Data provided by **ITS GROUP**
City from - street to Esri

