



REC'D BY
MBA

MAR 16 2011

Ordinance 11-01
County Line Road (19th Avenue NW) .77 Acres Annexation

Section 1. The City of Byron, property owner, is requesting the annexation of certain property located within Mantorville Township, Dodge County, State of Minnesota to the City of Byron.

Section 2. The City has made the following findings and determinations:

- A. The land is urban or suburban in nature;
- B. The land abuts the corporate limits of the City of Byron;
- C. The land is .77 acres in size;

Section 3. The property to be annexed is described in Attachment A.

Section 4. The City of Byron is empowering pursuant to Minnesota statute 414.033, Subd 2 (1) to annex the subject property by the execution of this Ordinance directs that said property be annexed into the City of Byron.

Section 5. The property does not contain any households and has a population of zero.

Section 6. The City of Byron hereby requests that the Office of Administrative Hearings, immediately order and approve said annexation upon receipt of this Ordinance.

Section 7. The City's Zoning Code and Land Use Maps is hereby amended accordingly.

Section 8. Being that the property is owned by the city and used for road and right of way purposes, it has been classified as tax exempt by the Olmsted County Assessor prior to the adoption of this ordinance. Based on the existing tax exempt status, the city will not be responsible for continued tax payments to Mantorville Township.

Section 9. That Byron's City Clerk is directed to file a certified copy of this Ordinance with the following boards and agencies: Office of Administrative Hearings, Mantorville Township, Dodge County Auditor and the Minnesota Secretary of State.

PASSED AND ADOPTED by the Byron City Council this 12th day of January 2011.

By: *Ann Diercks*
Ann Diercks
Mayor

Attest: *Mary Blair Hoefft*
Mary Blair Hoefft
City Administrator

Attachment A

The East 70.00 feet of the Southeast Quarter of the Northeast Quarter (SE 1/4 NE1/4) of Section 36, Township 107 North, Range 16 West of the 5th P.M., Dodge County, Minnesota, Lying South of the Dakota Minnesota and Eastern Railroad containing 0.77 acres exclusive Of existing highway right-of-way.