

**ORDINANCE NO. 468****AN ORDINANCE ANNEXING UNINCORPORATED LANDS IN THE TOWN OF LA CRESCENT, HOUSTON COUNTY, MINNESOTA, TO THE CITY OF LA CRESCENT, PURSUANT TO MINNESOTA STATUTES 414.033, SUBD 2(3), PERMITTING ANNEXATION BY ORDINANCE**

The City Council of the City of La Crescent, Houston County, Minnesota, hereby ordains:

SECTION I. That the unincorporated land described in Section IV, located in La Crescent Township, Houston County, Minnesota, are lands contiguous to and abut the municipal corporate limits of the City of La Crescent, Houston County, Minnesota; consist of 120 acres or less in size, said land consist of approximately one acre; are not presently served by public wastewater facilities or public wastewater facilities are not otherwise available.

SECTION II. That all of the owners of the lands to be annexed hereinafter described executed the Petition for annexation.

SECTION III. That said lands are urban or suburban in character or about to become so, said lands being residential land whereon six persons reside, hence, to that extent the annexation does result in change of the population of the City.

SECTION IV. Said lands are legally described as follows:

Lot Two (2) in Block Two (2) of Crescent Valley First Addition, La Crescent Township, according to the plat thereof on file and of record in the Office of the County Recorder in and for Houston County, Minnesota.

Lot Eight (8), Block Two (2), Crescent Valley Subdivision to the Township of La Crescent, Houston County, Minnesota.

SECTION V. At least 30 days before the filing of said Petition said municipality notified Petitioners concerning cost of electric utility service by virtue of annexation and concerning an estimate of the cost impact of any change in such rates and assessments on account thereof.

SECTION VI. That proceeded by at least 30 days written notice by certified mail to the Town of La Crescent and to all of the landowners within and contiguous to the area to be annexed, public hearing was duly held January 24, 2011.

SECTION VII. The property taxes payable on the lands hereby annexed shall continue to be paid to the Town of La Crescent for the year in which the annexation becomes effective.

SECTION VIII. That there are no special assessments assigned by the Township to the subject area and there is no debt incurred by the Township prior to annexation and attributable to the subject area for which reimbursement is required.

SECTION IX. That, pursuant to Minn. Stat. §263.355, subd. 4, upon the effective date of the annexation of the subject area as established in Section XI below, the interim zoning for the entirety of the subject area shall be "R-1D, Annexation Low Density Residential District" as defined in the City's Zoning Code. This interim zoning shall remain in effect for such time period not to exceed one year or as is otherwise permitted by law until the City shall enact permanent zoning regulations for the subject area as provided for in the City's Zoning Code.

SECTION X. That the aforescribed lands are hereby duly annexed to the City of La Crescent.

SECTION XI. The City Administrator is hereby directed to forthwith file copies of this ordinance with the Minnesota Office of Administrative Hearings Municipal Boundary Adjustments Office, the Secretary of State, the Town of La Crescent, Houston County Recorder and the Houston County Auditor.

SECTION XII. This ordinance shall become effective and said land duly annexed to the City of La Crescent upon the due passage and enactment hereof, approval by the Minnesota Office of Administrative Hearings and publication of this Ordinance according to law.

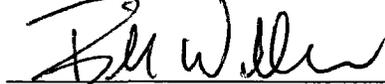
Passed and enacted this 24<sup>th</sup> day of January, 2011.

SIGNED:



Mayor

ATTEST:

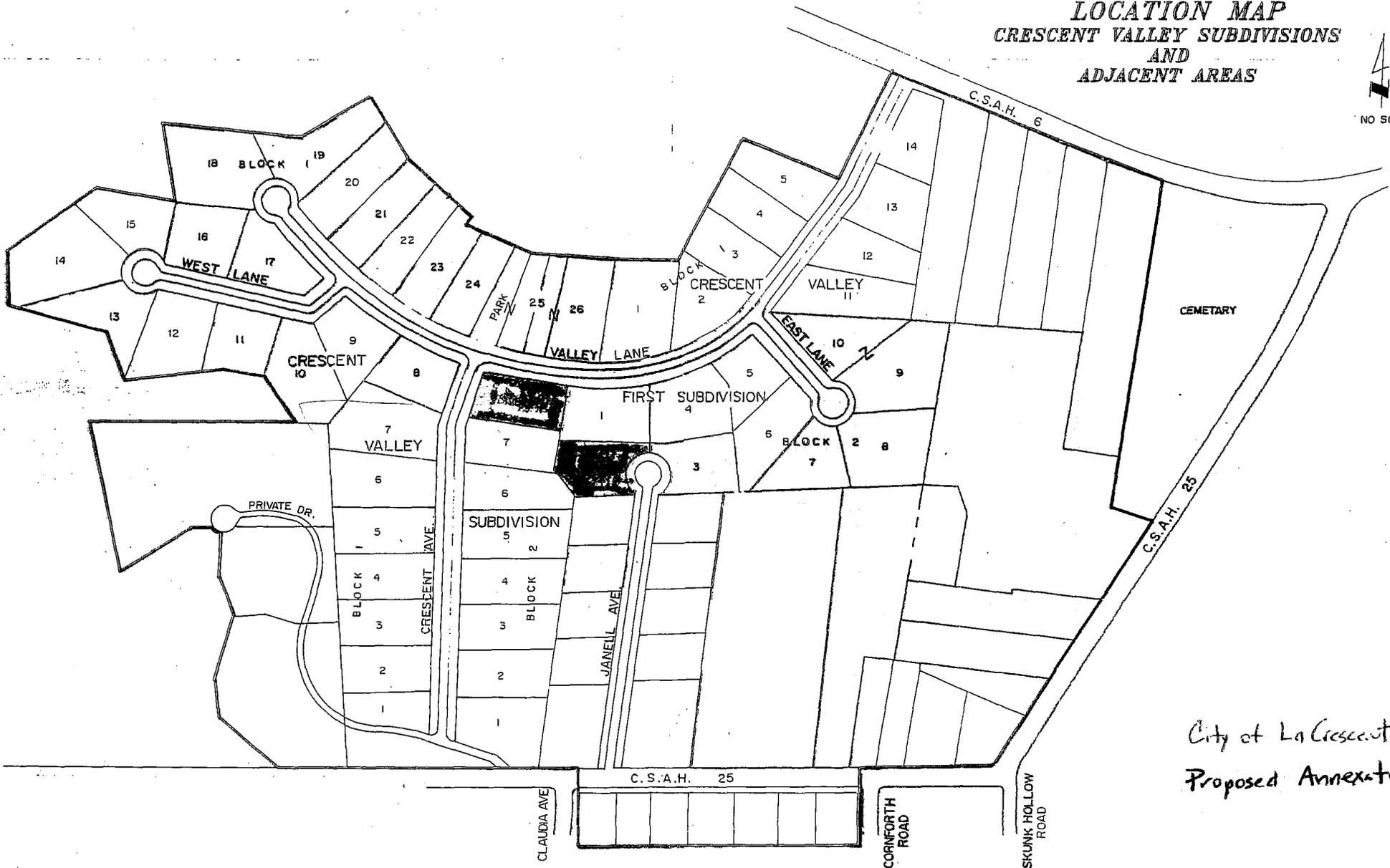


City Administrator

### LOCATION MAP CRESCENT VALLEY SUBDIVISIONS AND ADJACENT AREAS



NO SCALE



City of LaCrescent  
Proposed Annexation

## Von Arx Law Office

218 South Kingston Street, P.O. Box 229

Caledonia, Minnesota 55921

Phone: (507) 725-3376

Fax: (507) 725-3310

Email Address: [wvonarx@acegroup.cc](mailto:wvonarx@acegroup.cc)

William Von Arx

March 11, 2011

Branch Office  
La Crescent, Minnesota 55947  
(507) 895-6097

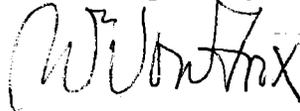
Ms. Christine M. Scotillo  
Executive Director  
Office of Administrative Hearings  
Municipal Boundary Adjustment  
600 North Robert Street  
St. Paul, MN 55101

Dear Ms. Scotillo:

IN RE: A-7758 LA CRESCENT/LA CRESCENT TOWNSHIP  
(ORDINANCE NO 468; LOTS 2 & 8, BLOCK 2 CRESCENT  
VALLEY FIRST ADDITION; 1 ACRE)

The City has ascertained from the Houston County Assessor's Office that if a division of the property taxes to be distributed to the Town of La Crescent (La Crescent Township), with regard to Parcel #08048200, the amount is \$1,572.00 for 2 years and with regard to Parcel #080482007, the amount is \$1,119.00 for 2 years which shall be remitted to the Town, said amount in 2011 and again in 2012.

Yours respectfully,



William Von Arx

WVA/rc

cc: Bill Waller – City Administrator  
City of La Crescent