

ORDINANCE NO. 2011- 4

AN ORDINANCE ANNEXING PROPERTY LOCATED ADJACENT TO
NORTHWOOD DRIVE IN LUCAS TOWNSHIP (NORTHWOOD SECOND
ADDITION) TO THE CORPORATE LIMITS OF THE CITY OF COTTONWOOD

WHEREAS, a majority (100%) of the property owners of the land described below have petitioned the Cottonwood City Council to annex this territory to the City of Cottonwood, pursuant to Minnesota Statutes Section 414.033, Subdivision 5, and

WHEREAS, the property abuts upon the northerly boundaries of the Cottonwood City Limits along the southerly boundaries of the subject property, and

WHEREAS, the property is not presently part of any incorporated city, and

WHEREAS, the property consists of a preliminary plat of land in Lucas Township, Lyon County, containing approximately 1.45 acres in one (1) parcel owned by two (2) property owners (husband and wife), and

WHEREAS, The Cottonwood City Council finds that the property is about to become suburban in character and usage and is not currently served by municipal water, sewer and street services, and

WHEREAS, the existing and proposed uses of the subject property are residential in nature, and

WHEREAS, the City of Cottonwood has received a waiver from Lucas Township to waive the 90 day comment and objection period,

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF COTTONWOOD
HEREBY ORDAINS:

SECTION 1: That the Corporate Limits of the City of Cottonwood are hereby extended to include land as described and the same is hereby annexed and included within the City.

SECTION 2: That the territory to be annexed is described as:

All that part of Government Lot 4 of Section 4, Township 113 North, Range 40 West, Lyon County, Minnesota, being more particularly followed as:

Beginning at the northerly corner of Northwood Drive as shown on the plat of Northwood First Addition, in the City of Cottonwood, as filed and recorded in the office of the County Recorder in and for said Lyon County; thence South 64 degrees 23 minutes 10 seconds West, bearing based on Lyon County Coordinate System, along the northwesterly line of said Northwood First Addition, a distance of 338 feet, more or less, the northwesterly corner of Lot 7 Block 2 Northwood First Addition; thence beginning

again at said point of beginning; thence North 25 degrees 36 minutes 50 seconds West, along the northwesterly extension of said Northwood Drive, a distance of 166.63 feet to a point on the north line of said Government Lot 4; thence South 89 degrees 18 minutes 15 seconds West, along said north line, a distance of 320 feet, more or less, to the northwesterly corner of said Lot 7, said description there terminating.

SECTION 3: That the lands hereby annexed are to be zoned as R-1, "Single Family Residential".

SECTION 4: That this Ordinance provides for reimbursement to Lucas Township of the property taxes payable to said Township in the following manner: The Township share of property taxes as of the effective date of this shall be retained by the Township for 2011. Thereafter, reimbursement on said land shall be based on a three (3) year schedule with a percentage of base taxes reimbursed to the Township as follows: 2012 (75%), 2013 (50%), and 2014 (25%).

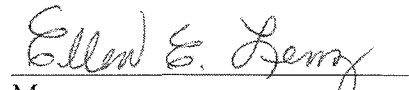
SECTION 5: That the City Clerk is directed to file copies of this ordinance with the State of Minnesota, the Lyon County Auditor and the Lucas Township Board.

SECTION 6: This Ordinance shall be in full force and effect the form and after its passage, publication and approval by the State of Minnesota.

Passed by the City Council this 21st day of June, 2011.

Attest:


Clerk-Administrator


Mayor

SEAL

Published in the Tri-County News on June 29th, 2011.

6/22/2011

To: Office of Administrative Hearings,
Municipal Boundary Adjustments Unit

Re: City of Cottonwood Annexation Ordinance No. 2011-4, Dated 6/21/2011

To whom it may concern,

At the meeting of Lucas Township, held on June 15, 2011, The Township Board reviewed a petition for annexation by Terry and Linda Dieken for incorporation of the proposed Northwood Second Addition into the City of Cottonwood. After review of the proposed annexation and property tax reimbursement to the Township after annexation, a motion was made by the Township Board to sign a waiver to waive the 90 day comment period.

With the signature of this waiver, the Township Board also agreed to the proposed reimbursement scale of property taxes back to the Township that would be incorporated into the City of Cottonwood's Annexation Ordinance.

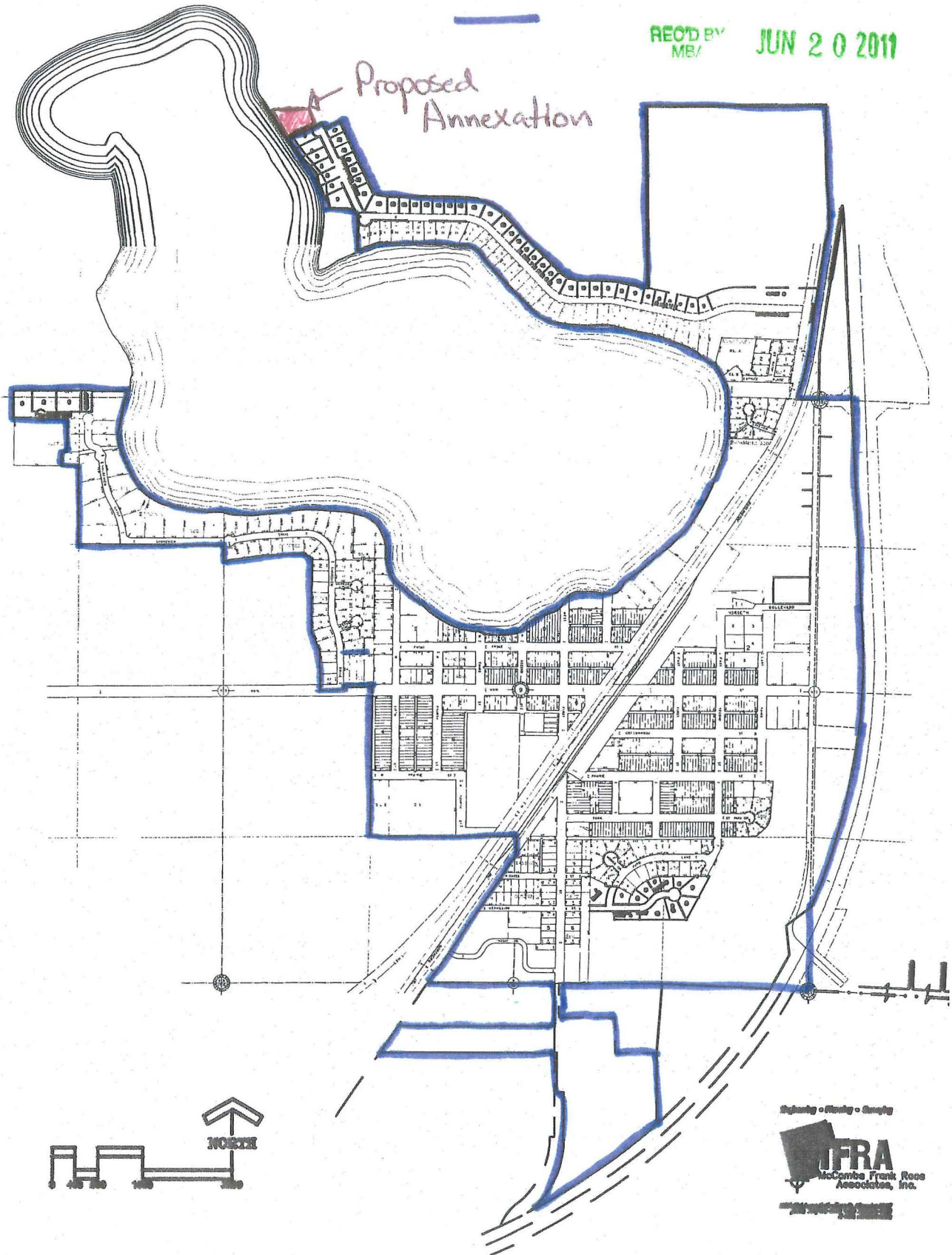
Allison Vandelanotte

Township of Lucas
Town Clerk

CITY LIMITS

REC'D BY
MB/

JUN 20 2011



CITY OF COTTONWOOD