

ORDINANCE NO 567

***An Ordinance of the City of Cambridge, Minnesota
Annexing Land Located in Cambridge Township, Isanti County, Minnesota Pursuant to
Minnesota Statutes § 414.033 Subdivision 2(3), Permitting Annexation by Ordinance***

WHEREAS, said property is unincorporated and abuts the City of Cambridge on its west 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 located within a flood plain or shoreland area; and our shoreland ordinance has proper land use controls that conform with Chapter 103F; and

WHEREAS, said property had been petitioned to annex into the City of Cambridge City limits for residential development and the City has previously adopted Ordinance 392 on August 19, 2002 (Exhibit A) annexing the property in but failed to file the ordinance with the State of Minnesota for approval; and

WHEREAS, the City of Cambridge held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on April 16, 2012 following thirty (30) days written notice by certified mail to the Town of Cambridge 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 CAMBRIDGE HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is urban in nature in that use for said 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 Cambridge, Minnesota, are hereby extended to include the following described property, said land abutting the City of Cambridge, already has city water and sewer extended to it for service based upon the adoption of Ordinance 392, and being 120 acres or less in area:

That part of Government Lot 6, Section 29, Township 36, Range 23, in
Isanti County, Minnesota, described as follows:

Commencing at a point on the west line of said Government Lot 6; said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 640 feet to the point of beginning of land to be described; thence continue East on same described line a distance of 165 feet; thence North at right angles a distance of 70 feet; thence East at right angles and to the thread of the Rum River; thence Northwesterly and along the thread of the Rum River to a point on a line extended Northerly from the point of beginning, said line being parallel to the West line of Government Lot 6; thence South and parallel to said West line to the point of beginning. Together with and subject to an easement for road purposes lying 33 feet North of the following described line. Beginning at a point on the West line of said Government Lot 6, said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 805 feet and there terminating.

And

That part of Government Lot Six (6), Section Twenty-nine (29), Township Thirty-six (36), Range Twenty-three (23), described as follows, to-wit:

Commencing at a point on the West line of said Government Lot Six (6), said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 680 feet to point of beginning of the tract to be herein conveyed; thence West retracing the last described course a distance of 200 feet; thence North parallel to the West line of said Government Lot Six (6) to the thread of the Rum River as presently existing and flowing there through in a generally Northwesterly and Southeasterly direction; thence Southeasterly and following the thread of said Rum River to a point which is 640 feet East of the West line of Government Lot Six (6), as measured at right angles thereto, said point also being the Northwest corner of that certain tract of land heretofore conveyed by grantors to grantees herein by Warranty Deed, dated December 31, 1968, filed January 3, 1969, recorded in Book 69 of Deeds, page 257; thence South along the West line of said tract of land described in Book 69 of Deeds, page 257, to point of beginning and there to terminate, subject to existing mineral reservations and easements of record, if any, and together with an easement for road purposes lying 33 feet North of the following described line: Beginning at a point on the West line of said Government Lot Six (6), said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 640 feet and there to terminate.

The above described property consists of a total of 8.7 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 (Exhibit B).

4. That the population of the area legally described (herein or attached exhibit) and hereby annexed is approximately 50 residents of a memory care facility.

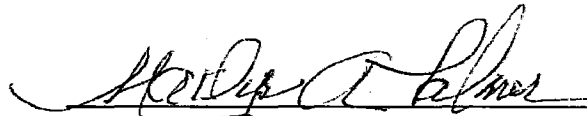
5. The City of Cambridge, pursuant to Minnesota Statutes § 414.036, with respect to the property taxes payable on the area legally described herein and hereby annexed, shall make no cash payment to the Town of Cambridge because the property is tax exempt and has not paid any property taxes.

6. That pursuant to Minnesota Statutes § 414.036 there are no special assessments assigned by the Town to the annexed property.

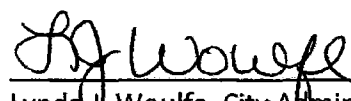
7. That the City Administrator of the City of Cambridge is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Isanti County Auditor, and the Cambridge Township Clerk.

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.

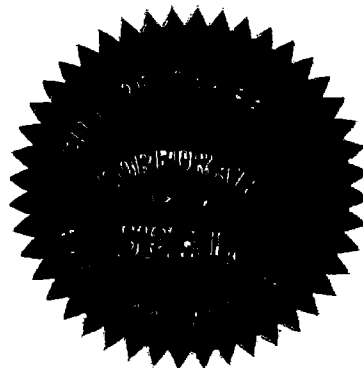
PASSED AND ADOPTED by the City Council of the City of Cambridge, Minnesota, this 16th day of April, 2012.


Marlys A. Palmer, Mayor

ATTEST:


Lynda J. Woulfe, City Administrator

(City Seal)



ORDINANCE NO. 392

AN ORDINANCE RELATING TO THE ANNEXATION
OF CERTAIN PROPERTY

THE CITY COUNCIL OF THE CITY OF CAMBRIDGE, MINNESOTA, ORDAINS:

Section 1 – The City Code is amended by adding a new section to read:

Section 2 – The City Council hereby finds that on June 14, 2002, Grandview Christian Ministries, the owner of the property described below, filed a properly prepared Petition requesting the annexation to the City of Cambridge of real property located within Isanti County, State of Minnesota, legally described as follows:

That part of Government Lot 6, Section 29, Township 36, Range 23, in Isanti County, Minnesota, described as follows:

Commencing at a point on the west line of said Government Lot 6; said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 640 feet to the point of beginning of land to be described; thence continue East on same described line a distance of 165 feet; thence North at right angles a distance of 70 feet; thence East at right angles and to the thread of the Rum River; thence Northwesterly and along the thread of the Rum River to a point on a line extended Northerly from the point of beginning, said line being parallel to the West line of Government Lot 6; thence South and parallel to said West line to the point of beginning. Together with and subject to an easement for road purposes lying 33 feet North of the following described line. Beginning at a point on the West line of said Government Lot 6, said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 805 feet and there terminating.

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APR 18 2012

point of beginning and there to terminate, subject to existing mineral reservations and easements of record, if any, and together with an easement for road purposes lying 33 feet North of the following described line: Beginning at a point on the West line of said Government Lot Six (6), said point being 680 feet South of the Northwest corner thereof; thence East at right angles to said West line a distance of 640 feet and there to terminate.

Section 3 – The City Council hereby finds that the property is not included in any boundary adjustment proceeding pending before the Minnesota State Planning Agency.

Section 4 – The City Council hereby determines and finds that the property abuts the City of Cambridge, that the area to be annexed is sixty (60) acres or less, that the area to be annexed is not presently served by public sewer facilities and public sewer facilities are not otherwise available, that the municipality has received a properly prepared Petition for annexation from all of the owners of the property, that the area is appropriate for annexation by ordinance under Minn. Stat. § 414.033, subd 2, clause (3), and that the Petition complies with all the provisions of Minn. Stat. 414.033.

Section 5 – The property is urban or suburban in nature or about to become so.

Section 6 – The property owners have received notice pursuant to Minn. Stat. § 414.033, subd. 13, regarding the cost impact of a possible change in electric utility services resulting from the annexation.

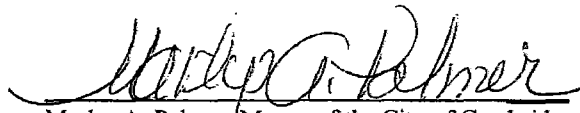
Section 7 – Pursuant to law, a public hearing was scheduled, with proper notice given, and held on August 19, 2002, prior to Council consideration of this ordinance for annexation.

Section 8 – The corporate limits of the City of Cambridge are hereby extended to include the property and the same is hereby annexed to and included within the City of Cambridge as if the property had originally been part thereof.

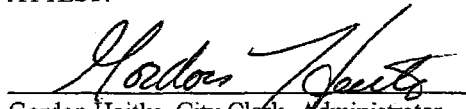
Section 9 – The City Clerk is directed to file certified copies of this ordinance with the Minnesota State Planning Agency, Cambridge Township, the Isanti County Auditor-Treasurer, and the Minnesota Secretary of State.

Section 10 – This ordinance takes effect upon its passage and publication and filing of the certified copies as directed in Section 9 and approval of the ordinance by the Minnesota State Planning Agency.

Adopted in regular session of the City Council of the City of Cambridge, Minnesota, held the 19th day of August, 2002.


Marlys A. Palmer, Mayor of the City of Cambridge

ATTEST:


Gordon Heitke, City Clerk - Administrator

PREPARED BY:
City of Cambridge
626 Main Street North
Cambridge, MN 55008

Published in the Cambridge Star on the 28th day of August, 2002.

REC'D BY
MBA

APR 19 2012



Municipal Boundary

Subject Property
PIN: 03.029.1600

30-36-23

River Hills Ct N

Section - Range - Township
29-36-23

River Hills Rd N

River Hills Pkwy NW

Spirit River Dr N

1st Ave W

Spirit River Dr S

31-36-23

2nd Ave SW

32-36-23

Municipal Boundary Lines Prior to Annexation

03.029.1600

 Municipal Boundary

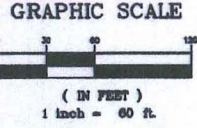
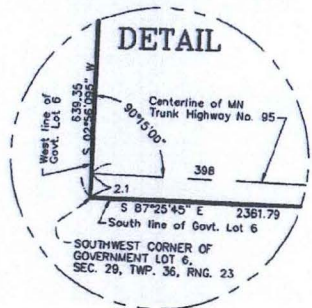
Municipal Boundary Lines After Annexation

03.029.1600

 Municipal Boundary

GRANDVIEW WEST

REC'D BY
MBA APR 19 2012



LEGEND

- DENOTES SET CAPPED 1/2 INCH IRON PIPE R.I.S. No. 16091.
- △—△— DENOTES CONTROLLED ACCESS DEDICATED TO ISANTI COUNTY, MINNESOTA.
- DENOTES CONTROLLED ACCESS DEDICATED TO THE STATE OF MINNESOTA.

NOTES

THE MINNESOTA DEPARTMENT OF NATURAL RESOURCES, UNITED STATES CORPS OF ENGINEERS AND OTHER WATER MANAGEMENT AGENCIES HAVE CATERGORIZED VARIOUS WETLANDS, WHICH ARE NOT ACKNOWLEDGED BY CHAPTER 505.02, SUBDIVISION 1 OF MINNESOTA STATUTES AND MAY NOT BE SHOWN HEREON. DEVELOPMENT OF LANDS CONTAINING SAID WETLANDS MAY BE SUBJECT TO SPECIAL CONDITIONS OR LIMITATIONS.

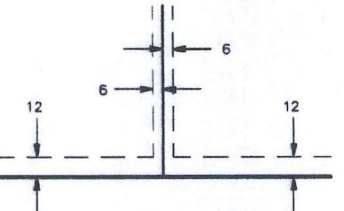
BEARING NOTE

FOR THE PURPOSES OF THIS PLAT, THE WEST LINE OF GOVERNMENT LOT 6, SECTION 28, TOWNSHIP 36, RANGE 23, ISANTI COUNTY, MINNESOTA, IS ASSUMED TO BEAR S 02°56'00" W.

BENCHMARK

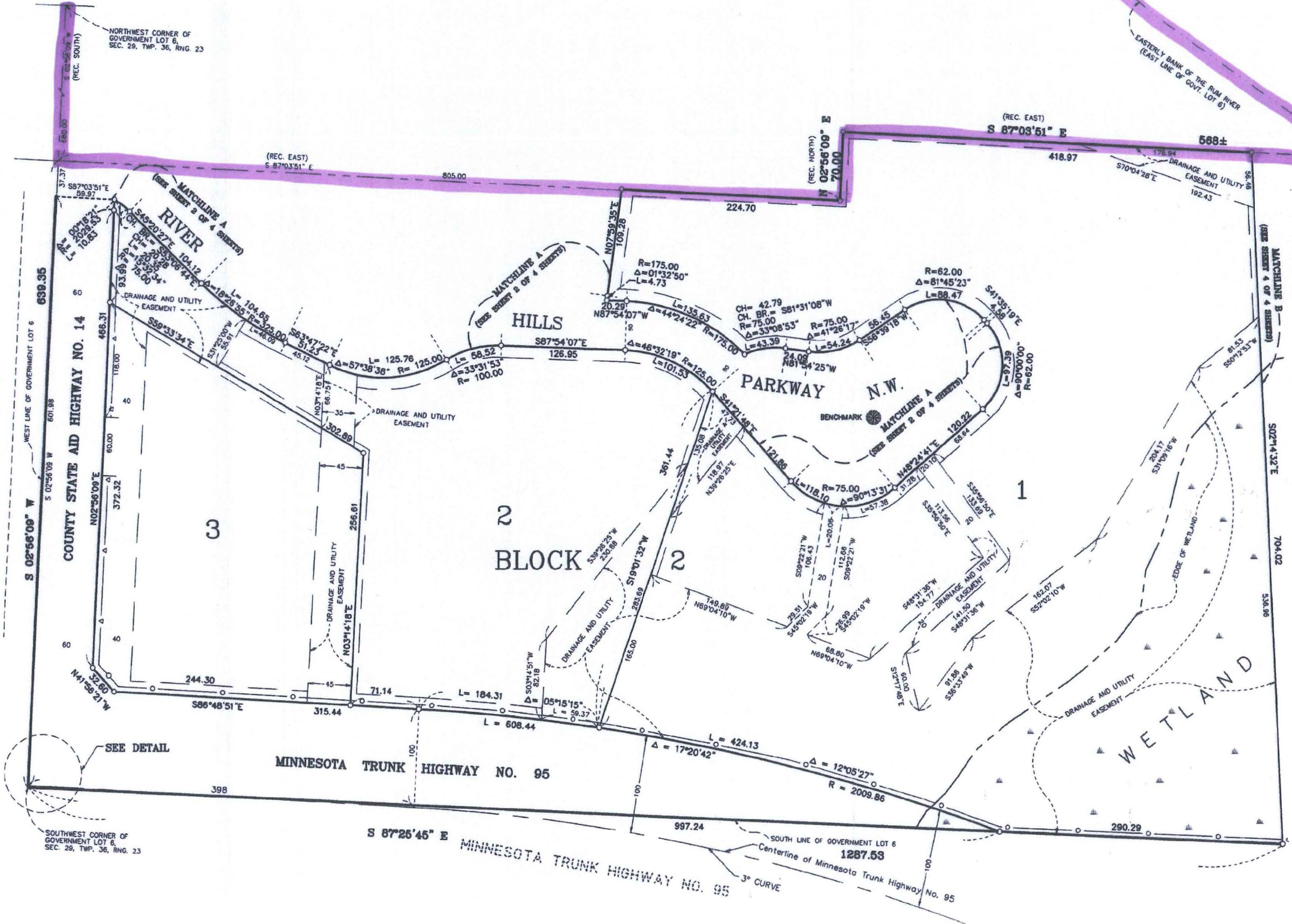
SPIKE IN SOUTH FACE OF 22" ELM IN BOULEVARD OF RIVER HILLS PARKWAY N.W. AT CUL-DE-SAC. ELEV. = 934.57 1929 NGVD

DRAINAGE AND UTILITY EASEMENTS ARE SHOWN THUS:



BEING 6 FEET IN WIDTH AND ADJOINING LOT LINES, AND 12 FEET IN WIDTH AND ADJOINING STREET LINES, UNLESS OTHERWISE INDICATED ON THIS PLAT.

PASSE ENGINEERING, INC.
REGISTERED PROFESSIONAL ENGINEERS
LICENSED LAND SURVEYORS



= Property Line of Annexed Property

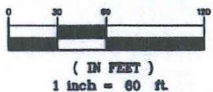
GRANDVIEW WEST

REC'D BY
MBA APR 19 2012

Property Line of Annexed Property



GRAPHIC SCALE



LEGEND

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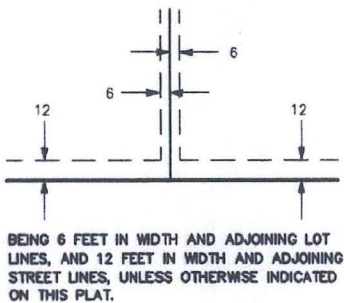
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PASSE ENGINEERING, INC.
REGISTERED PROFESSIONAL ENGINEERS
LICENSED LAND SURVEYORS

SHEET 2 OF 4 SHEETS

