

ORDINANCE NO. 2016-101

**AN ORDINANCE OF THE CITY OF RICHMOND, MINNESOTA ANNEXING
LAND LOCATED IN WAKEFIELD TOWNSHIP, STEARNS COUNTY, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.033, SUBDIVISION 3, PERMITTING
ANNEXATION BY ORDINANCE**

WHEREAS, the lands described on the attached **Exhibit A** (the “**Annexation Area**”) are presently within the unincorporated areas of Wakefield Township and abut the City of Richmond, Minnesota (the “**City**”); and

WHEREAS, the City desires to annex by ordinance the Annexation Area in accordance with Minn. Stat. § 414.033; and

WHEREAS, the perimeter of the Annexation Area is 60 percent or more bordered by the City and the aggregate size of the Annexation Area is 40 acres or less in accordance with Minn. Stat. § 414.033, Subd. 3; and

WHEREAS, the Annexation Area is not appropriate for annexation by ordinance under Minn. Stat. § 414.033, Subd. 2, clause (3); and

WHEREAS, said property is not located within a flood plain or shoreland area; and

WHEREAS, said property is currently owned by Curt A. and Debra A. Steil (36.23710.0000); and

WHEREAS, on November 24, 2015, the City of Richmond served via certified mail Resolution 173-15, Notice of Intent to Annex, on the Chief Administrative Law Judge with the Office of Administrative Hearings and Wakefield Township; and

WHEREAS, Wakefield Township has not objected within ninety (90) days of the date of service of Resolution 173-15 with the Chief Administrative Law Judge; and

WHEREAS, the City may therefore annex the Annexation Area pursuant to this Ordinance.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RICHMOND
HEREBY ORDAINS AS FOLLOWS:**

1. The above recitals are affirmed by the City incorporated herein by reference.
2. The City Council hereby determines that the Annexation Area abuts the City limits and is, or is about to become, urban or suburban in nature.

3. None of the Annexation Area is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minn. Stat. § 414.0325.
4. The corporate limits of the City of Richmond, Minnesota, are hereby extended to include the Annexation Area, said land abutting the City of Richmond and being 60 percent or more boarded by the City and 40 acres or less in area, and is presently not served by public sewer facilities.
5. Parcel ID # 36.23710.0000 consists of a total of 6.77 acres, more or less. Copies of the City boundary map showing the Annexation Area and its relationship to the City boundaries, and all appropriate plat maps are attached hereto as **Exhibit B**.
6. That the population of the Annexation Area hereby annexed is:


Parcel ID# 36.23710.0000 is Zero (0) and that the property is used for storage.
7. Reimbursement of the property taxes to the Township shall be based on the property taxes collected by the Township in the last year it collected on the Annexation Area, the City will pay to Wakefield Township two payments, one on April 1, 2016, in the amount of \$155.00 and one payment on January 1, 2017, in the amount of \$155.00 representing one year of Wakefield Township tax reimbursement of these acres.
8. That pursuant to Minn. Stat. § 414.036, that with respect to any special assessments assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the Annexation Area there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.
9. That the City Clerk of the City of Richmond 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 Stearns County Auditor, and the Wakefield Township Clerk.
10. That this Ordinance shall be in full force and effect upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of Richmond, Minnesota, this 2nd day of March, 2016.



Jim Hemmesch, Mayor

ATTEST:



Cindy Anderson, Interim
Administrator/Clerk/Treasurer

(City Seal)

EXHIBIT A
(Legal Description of Annexed Property)

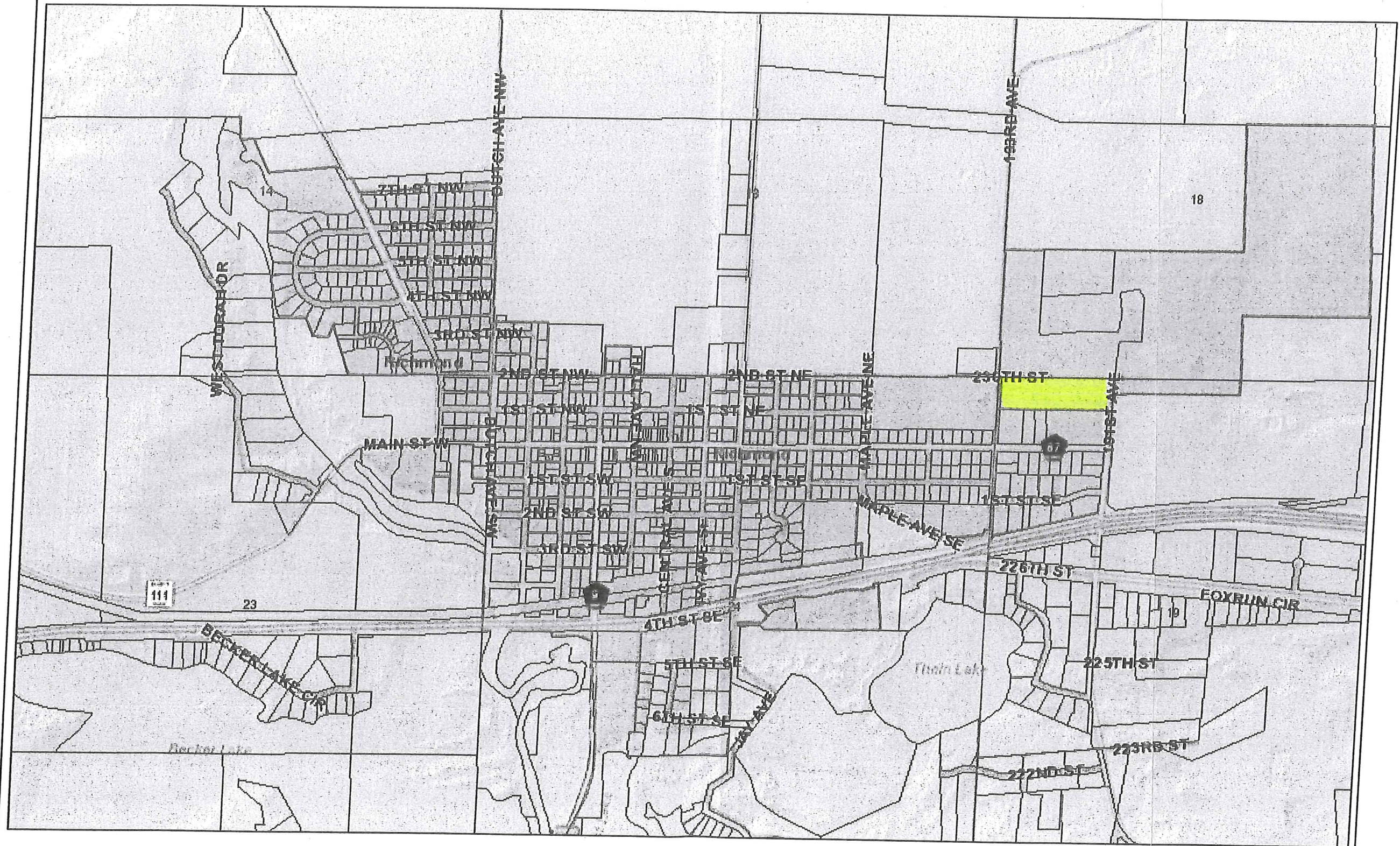
PID # 36.23710.0000 - Curt A. and Debra A. Steil

Grantees, as joint tenants, real property in Stearns County, Minnesota, described as follows: All that part of the Northwest Quarter of the Northwest Quarter (NW1/4 NW 1/4) of Section Nineteen (19), Township One Hundred Twenty-three (123), Range Thirty (30), Stearns County, Minnesota, lying Northerly of SOUTHEAST INDUSTRIAL PARK PLAT 3, according to the recorded plat thereof on file and of record in said Stearns County. LESS AND EXCEPT the West 33.00 feet thereof. Subject to the right of way of 230th Street over the northerly part thereof, and subject to 191st Avenue over the easterly part thereof, Stearns County, Minnesota.

Together with all hereditaments and appurtenances belonging thereto, subject to the following exceptions: subject to restrictions, reservation and easements of record, if any.

Skid 36.23710.0000

REC'D BY
MBA MAR 07 2016



Data is as represented in Stearns County
Databases. It is NOT Intended for
Locational Use and Stearns County
waives all liability from this product.

0 335 670 1,340 2,010 2,680
Feet



Auditor/Treasurer
Division of Land Management

Date: 11/16/2015



This map is made available on an "as is" basis, without express or implied warranty, excepting, specifically, any implied warranty of fitness for a particular purpose, or warranty of merchantability or accuracy relating to the accuracy or completeness of the database(s).