

ORDINANCE NO. 2017-031

**AN ORDINANCE OF THE CITY OF WILTON, MINNESOTA ANNEXING
LAND LOCATED IN ECKLES TOWNSHIP, BELTRAMI COUNTY, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.033 SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, a petition signed by all the property owners, requesting that property legally described, herein, be annexed to the City of Wilton Minnesota, was duly presented to the Council of the City of Wilton on the 10th day of July, 2017; and

WHEREAS, said property is unincorporated and abuts the City of Wilton on its Northern 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 not located within a flood plain or shore land area; and

WHEREAS, said property is currently Rural and annexation is requested to facilitate the extension of city services for the residential, urban and commercial development of the property; and

WHEREAS, the City of Wilton held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on the 14th day of August, 2017, following thirty (30) days written notice by certified mail to the Town of Eckles 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 WILTON HEREBY
ORDAINS AS FOLLOWS:**

1. The City Council hereby determines that the property as hereinafter described abuts the city limits and is or is about to become urban or suburban in nature in that residential and commercial use is being proposed for said property the construction of which requires or will need 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 Wilton, Minnesota, are hereby extended to include the following described property, said land abutting the City of Wilton and being 120 acres or less in area, and is not presently served by public sewer facilities or public sewer facilities are not otherwise available, and the City having received a petition for annexation from all the property owners of the land, to wit:

That part of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ of SE $\frac{1}{4}$) Lying North of U.S. Highway No. 2, Section Twenty-Seven (27), Township One Hundred Forty-Seven (147), Range Thirty-Four (34).

The above described property consists of a total of 29.90 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.

4. That the population of the area legally described herein and hereby annexed is Two (2).

5. The City of Wilton, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described herein, hereby annexed, shall make a cash payment to the Town of Eckles in accordance with the following schedule:

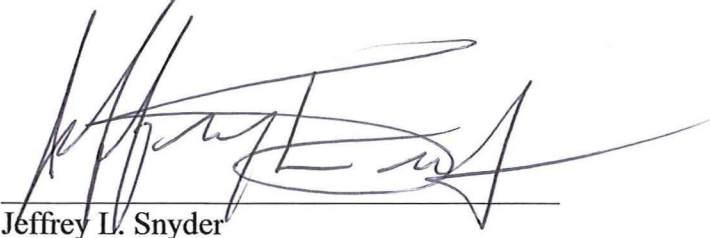
- a. In the first year following the year in which the City of Wilton could first levy on the annexed area, an amount equal to \$66.46; and
- b. In the second and final year, an amount equal to \$66.45.

6. That pursuant to Minnesota Statutes § 414.036 with respect to any special assessments assigned by the Town to the annexed property and any portion of debt incurred by the Town prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described herein there are no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.

7. That the City Clerk of the City of Wilton 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 Beltrami County Auditor, and the Eckles Township Clerk.

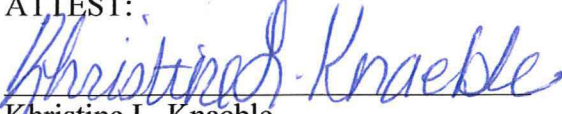
8. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of Wilton, Minnesota, this 14th day of August, 2017.



Jeffrey L. Snyder
Mayor

ATTEST:



Kristine L. Knaeble
Clerk

(City Seal)



These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

PID: 120033400	
1:4,225	Date: 8/15/2017
This map is not a substitute for accurate field surveys or for locating actual property lines and any adjacent features.	

**Beltrami
County
Minnesota**

CITY OF
WILTON

