

CITY OF LINDSTROM
CHISAGO COUNTY, MINNESOTA

ORDINANCE NO. 20190620-01

**AN ORDINANCE ANNEXING LAND LOCATED IN
CHISAGO LAKE TOWNSHIP, CHISAGO COUNTY, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.033, SUBDIVISION 2(3),
PERMITTING ANNEXATION BY ORDINANCE**

PREAMBLE

WHEREAS, the land proposed for annexation ("Land") is legally described as follows:

All that part of Government Lot One (1), Section Twenty-seven (27), Township Thirty-four (34) North, Range Twenty (20) West, described as follows, to-wit: Commencing at the Southwest corner of said Section 27; thence North 87 degrees 12 minutes 50 seconds East, assumed bearing, along the South line of said Section 27, a distance of 92.94 feet to a point on or near the center line of the existing township road; thence North 0 degrees 00 minutes 15 seconds West along or near said center line a distance of 620.73 feet to the point of beginning on the North line of the South 620 feet of said Government Lot 1; thence continuing North 0 degrees 00 minutes 15 seconds west along or near said center line a distance of 366.83 feet; thence North 83 degrees 39 minutes 45 seconds East a distance of 376.35 feet; thence South 67 degrees 40 minutes 15 seconds East a distance of 223 feet, more or less, to the shoreline of North Center Lake; thence Southwesterly along said shoreline a distance of 318 feet, more or less, to the North line of the South 620 feet of said Government Lot 1; thence Westerly along said North line a distance of 477 feet, more or less, to the point of beginning, Chisago County, Minnesota.

(PID 02.00760.00)

EXCEPT

All land which has previously been annexed into the city.

WHEREAS, the Land abuts the municipality, is 120 acres or less, and is not presently served by public wastewater facilities or public wastewater facilities are not otherwise available;

WHEREAS, the City has received a petition for annexation from the sole property owner of the Land;

WHEREAS, the Land is not contiguous to any property either simultaneously proposed to be or previously annexed under Minnesota Statutes § 414.033, Subd. 2(3), within the preceding 12 months which is or has been owned at any point during that period by the same owners;

WHEREAS, the Land is therefore deemed to be urban or suburban in character, or about to become so;

WHEREAS, no part of the Land is included within the limits of an incorporated city;

WHEREAS, the City has authority, pursuant to Minn. Stat. 414.033, Subd. 2(3) to declare the Land annexed to the City;

WHEREAS, the City of Lindstrom held a public hearing pursuant to Minnesota Statutes § 414.033, Subd. 2b, on the 18th day of April, 2019, following thirty (30) days written notice by certified mail to Chisago Lake Township and to all landowners within and contiguous to the area legally described herein to be annexed;

WHEREAS, notice has been given to the landowner pursuant to Minnesota Statutes § 414.033, Subd. 13;

WHEREAS, the City previously initiated annexation proceedings for this property by serving and filing a Notice of Intent to Annex pursuant to Minnesota Statute Section 414.033, Subdivision 3;

WHEREAS, the City subsequently received a request from the property owner to annex the property;

WHEREAS, the City opted to avoid the contested annexation process by withdrawing its previous annexation action and proceeding under this annexation action; and

WHEREAS, said Land is located within a shoreland and/or floodplain area, the City has previously adopted or amended its land use controls to conform with Minnesota Statutes Chapter 103F, and new development of the Land shall be subject to Minnesota Statutes Chapter 103F.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LINDSTROM, CHISAGO COUNTY, MINNESOTA, ORDAINS:

Section A. Land Annexed. The corporate limits of the City of Lindstrom are hereby extended to include the Land.

Section B. Taxes/Reimbursement to Township. Pursuant to the requirements of Minn. Stat. 414.036, the City shall provide a reimbursement to the town to compensate the town for the loss of taxable property in the amount of Nine Hundred Twenty and 22/100 Dollars (\$920.22), payable in two annual payments in accordance with the following schedule:

1. In 2019, an amount equal to Four Hundred Sixty and 11/100 Dollars (\$460.11).

(½ total amount)

2. In 2020, an amount equal to Four Hundred Sixty and 11/100 Dollars (\$460.11).

(½ total amount)

There are no outstanding assessments against the Land.

Section C. Filing. The City Clerk is directed to file certified copies of this ordinance with the Secretary of State, the County Auditor, the Town Clerk of the affected township and the Chief Administrative Law Judge for the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings. The City Attorney may act as necessary to complete the annexation process.

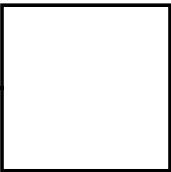
Section D. Effective Date of Annexation. The Annexation shall be in full force and effect and final upon the date this Ordinance is approved by the Chief Administrative Law Judge for the Office of Administrative Hearings.

ADOPTED this 20th day of June, 2019, by the City Council of the City of Lindstrom.

By: 
Kevin Stenson, Mayor

ATTEST:


John J. Olinger, City Administrator



Date: 6/5/2019

Time: 2:29:32 PM



These data are provided on as "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.

