

ORDINANCE NO. 161

AN ORDINANCE OF THE CITY OF ISLE, MINNESOTA ANNEXING LAND LOCATED IN ISLE HARBOR TOWNSHIP, MILLE LACS COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033. SUBD 2 (3), PERMITTING ANNEXATION BY ORDINANCE

WHEREAS, a petition signed by all the property owners, requesting that property legally described attached exhibit be annexed to the City of Isle Minnesota, was duly presented to the Council of the City of Isle on the 8th day of January, 2019; and

WHEREAS, said property is unincorporated and abuts the City of Isle on its East 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 shoreland area; and

WHEREAS, said property is currently industrial and annexation is requested to facilitate the extension of city services for the industrial development of the property; and

WHEREAS, the City of Isle held a public hearing on April 9th, 2019, following thirty (30) days written notice by certified mail to the Town of Isle Harbor and to all landowners within and contiguous to the area legally described attached exhibit, 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 ISLE 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 industrial 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 Isle, Minnesota, are hereby extended to include the following described property, said land abutting the City of Isle 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:

See attached Exhibit A

The above described property consists of a total of 75 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 zero (0).
5. The City of Isle agrees 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 Isle Harbor in accordance with the following schedule:

Or one lump sum payment in the amount of \$ 1102.00.

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 Isle 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 Mille Lacs County Auditor, and the Isle Harbor 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.

FIRST READING by the City Council of the City of Isle, Minnesota, this 12th day of February, 2019.

SECOND READING by the City Council of the City of Isle, Minnesota, this 9th day of April, 2019.

PASSED AND ADOPTED by the City Council of the City of Isle, Minnesota, this 14th day of May, 2019.

Ordinance Drafted by City Attorney, Damien Toven

RS
Mayor

ATTEST:

JH
City Clerk

(City Seal)

CERTIFIED BY VOTE:

Motion

Second

AYE

NAY

☒
☒
☒
☒
☒

Donald Dahlen
Ginger Houle
Monica Keding
Robert Koelfgen
Rodney Schultz

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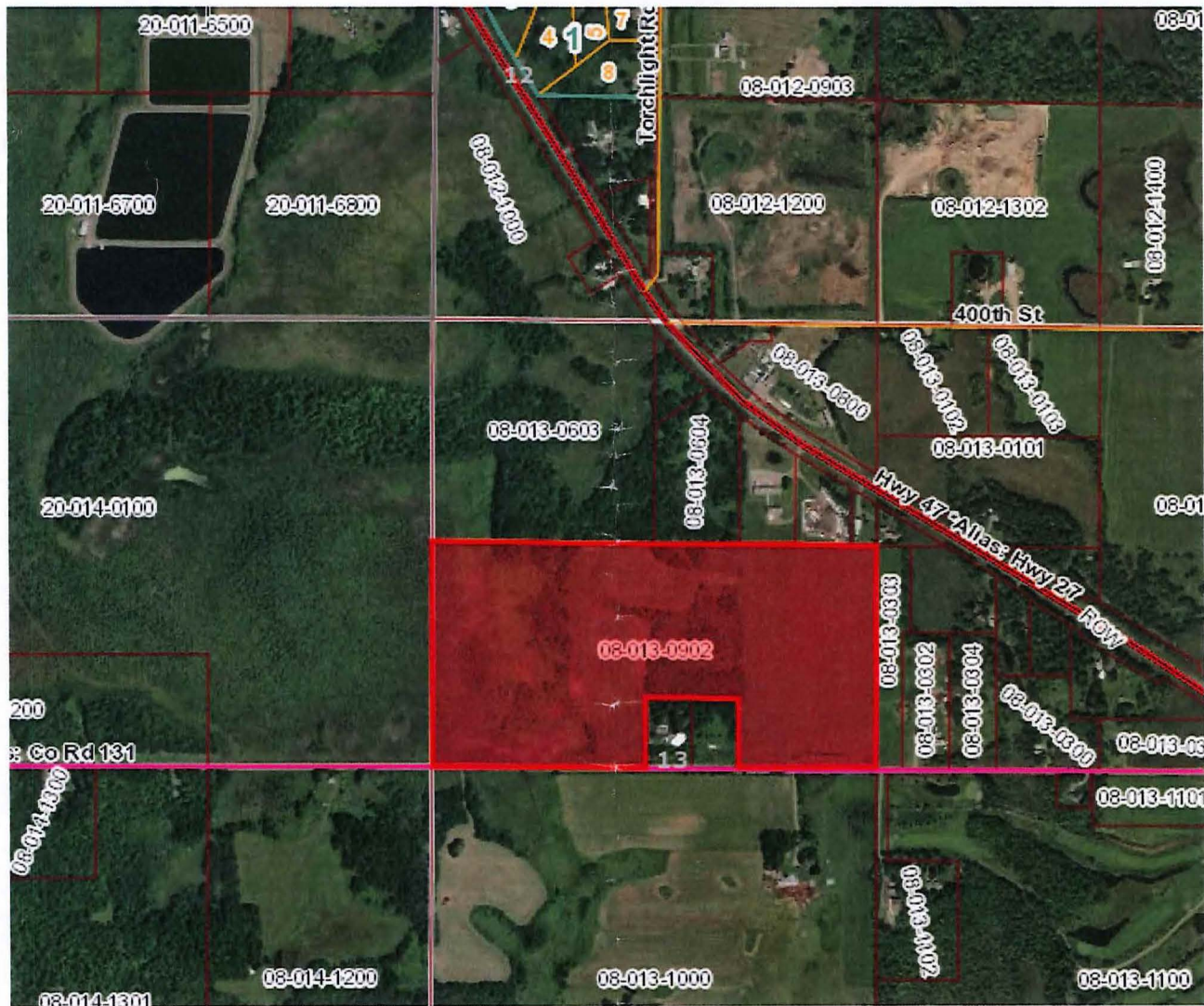
EXHIBIT A – LEGAL DESCRIPTION

The South Half of the Northwest Quarter (S $\frac{1}{2}$ of NW $\frac{1}{4}$) Except:

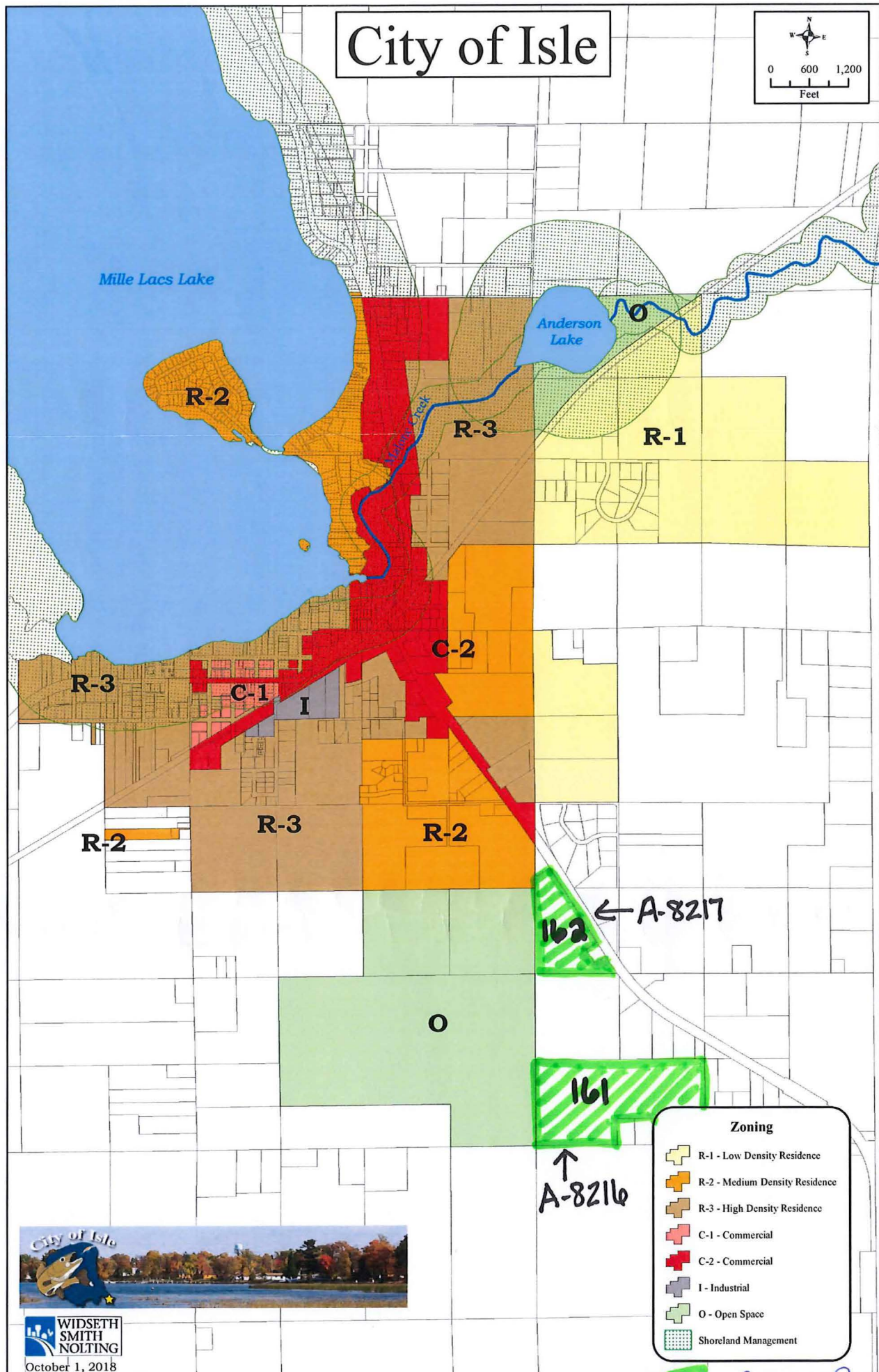
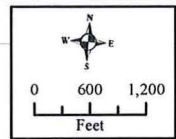
The East 270 feet of the West 490 feet of the South 404 feet as measured at right angles of the Southeast Quarter of the Northwest Quarter, section 13, township 42, range 25, Mille Lacs County, Minnesota, containing 2.5 acres more or less.

and

The West 220 feet of the South 404 feet, as measured at right angles, of the Southeast Quarter of the Northwest Quarter, together with the East 50 feet of the South 404 feet as measured at right angles, of the Southwest Quarter of the Northwest Quarter, section 13, township 42, range 25, Mille Lacs County, Minnesota, containing 2.5 acres more or less.



City of Isle



**WIDSETH
SMITH
NOLTING**
October 1, 2018

= Annex Prop.