

**ORDINANCE NO. 541**

**AN ORDINANCE OF THE CITY OF LA CRESCENT, MINNESOTA ANNEXING  
LAND LOCATED IN LA CRESCENT TOWNSHIP, HOUSTON 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 La Crescent, Minnesota, was duly presented to the Council of the City of La Crescent on March 9, 2020; and

**WHEREAS**, said property is unincorporated and abuts the City of La Crescent on its southwesterly and northwesterly boundaries; 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 currently residential and annexation is requested to facilitate the extension of city services for the residential development of the property; and

**WHEREAS**, the City of La Crescent held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on April 13, 2020, following thirty (30) days written notice by certified mail to the Town of La Crescent 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 LA CRESCENT  
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 use is being proposed for said property 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 La Crescent, Minnesota, are hereby extended to include the following described property, said land abutting the City of La Crescent 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:

PARCEL I:

PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, SECTION 9, TOWNSHIP 104, RANGE 4 WEST, HOUSTON COUNTY, MINNESOTA DESCRIBED AS COMMENCING AT THE CENTER OF SAID SECTION 9, THENCE SOUTH ALONG THE QUARTER SECTION LINE 424.4 FEET TO THE CENTER OF THE COUNTY STATE AID HIGHWAY, THENCE NORTH 58° 32' WEST 61.24 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ALONG A CIRCULAR CURVED LINE TO THE RIGHT OF RADIUS 1432.4 FEET A DISTANCE OF 530.42 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING NORTH 47° 55' 30" WEST, LENGTH 527.4 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ON A BEARING OF NORTH 37° 19' WEST 181.1 FEET, THENCE SOUTH 22° 05' WEST 144.95 FEET, THENCE SOUTH 28° 35' WEST 180.55 FEET, THENCE SOUTH 30° 35' WEST 260.0 FEET, THENCE SOUTH 59° 25' EAST 90.0 FEET, THENCE NORTH 06° 28' 20" EAST 36.74 FEET, THENCE NORTH 30° 35' EAST 13.0 FEET TO THE POINT OF BEGINNING, THENCE CONTINUE NORTH 30° 35' EAST 120.0 FEET, THENCE SOUTH 59° 25' EAST 200.0 FEET, THENCE SOUTH 30° 35' WEST 133.0 FEET, THENCE NORTH 55° 42' WEST 200.42 FEET TO THE POINT OF BEGINNING AND BEING SUBJECT TO A PUBLIC UTILITY AND DRAINAGE EASEMENT OVER THE NORTHERLY 15.0 FEET OF THE ABOVE DESCRIBED PARCEL.

AND

PARCEL II:

PART OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, SECTION 9, TOWNSHIP 104, RANGE 4 WEST, HOUSTON COUNTY, MINNESOTA DESCRIBED AS COMMENCING AT THE CENTER OF SAID SECTION 9, THENCE SOUTH ALONG THE QUARTER SECTION LINE 424.4 FEET TO THE CENTER OF THE COUNTY STATE AID HIGHWAY, THENCE NORTH 58° 32' WEST 61.24 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ALONG A CIRCULAR CURVED LINE TO THE RIGHT OF RADIUS 1432.4 FEET A DISTANCE OF 530.42 FEET, THE SUBTENDED CHORD OF SAID CURVED LINE BEARING NORTH 47° 55' 30" WEST, LENGTH 527.4 FEET, THENCE CONTINUE ALONG THE CENTER OF SAID HIGHWAY ON A BEARING OF NORTH 37° 19' WEST 181.1 FEET, THENCE SOUTH 22° 05' WEST 144.95 FEET, THENCE SOUTH 28° 35' WEST 180.55 FEET, THENCE SOUTH 30° 35' WEST 260.0 FEET, THENCE SOUTH 59° 25' EAST 90.0 FEET, THENCE NORTH 06° 28' 20" EAST 36.74 FEET TO THE POINT OF BEGINNING, THENCE NORTH 30° 35' EAST 13.0 FEET, THENCE SOUTH 55° 42' EAST 200.42 FEET, THENCE NORTH 59° 25' WEST 200.0 FEET TO THE POINT OF BEGINNING.

The above described property consists of a total of 0.623 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. The City of La Crescent, 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 La Crescent in accordance with the following schedule:

- a. In the first year following the year in which the City of La Crescent could first levy on the annexed area, an amount equal to \$488.40; and
- b. In the second and final year, an amount equal to \$488.40.

5. 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.

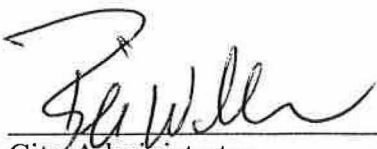
6. That the City Administrator of the City of La Crescent is hereby authorized and directed to file a copy of this Ordinance with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, the Minnesota Secretary of State, the Houston County Auditor, and the La Crescent Township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

7. 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.

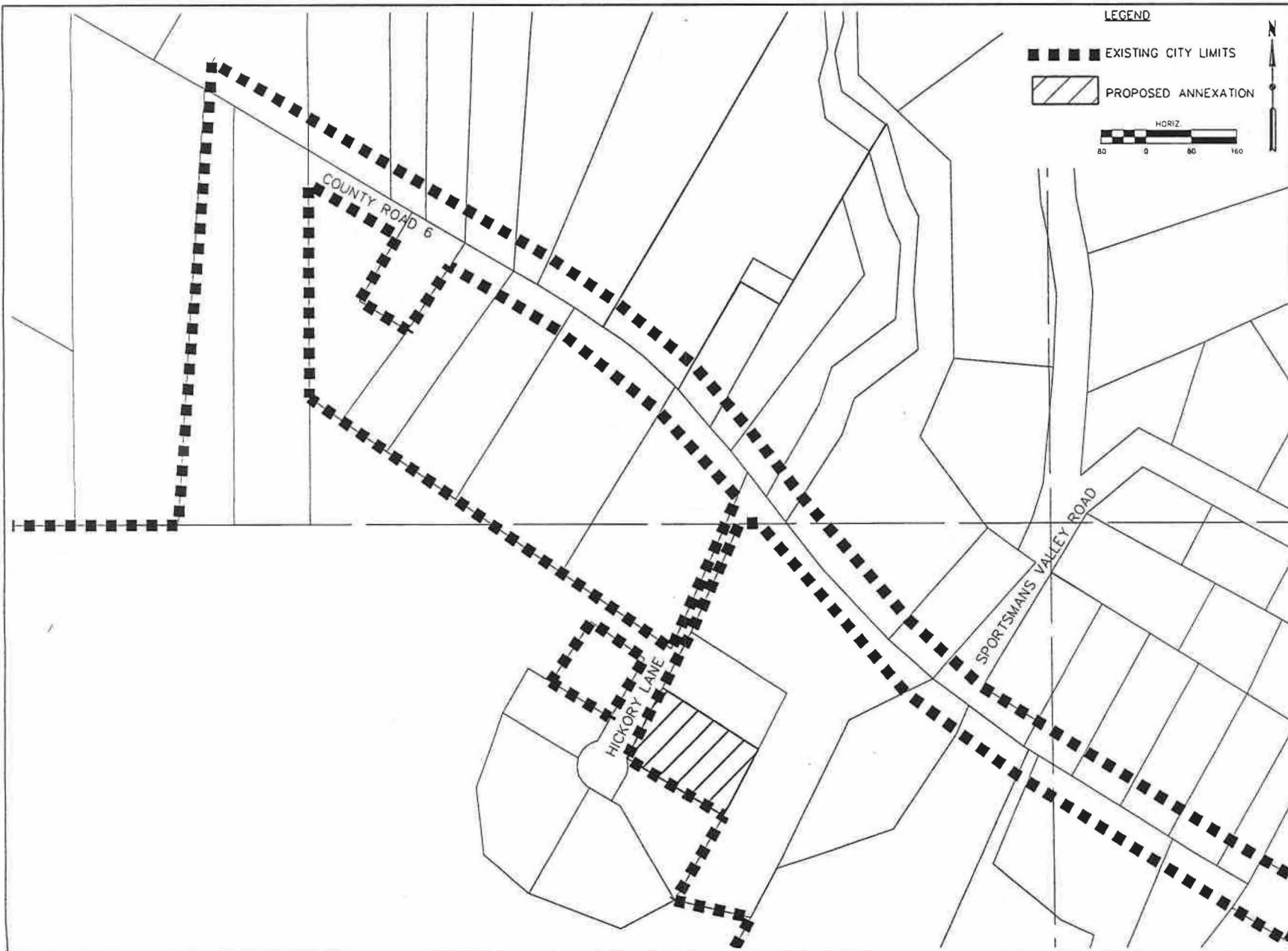
**PASSED AND ADOPTED** by the City Council of the City of La Crescent, Minnesota, this 13<sup>th</sup> day of April, 2020.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Administrator

(City Seal)



**LEGEND**

- ■ ■ ■ ■ EXISTING CITY LIMITS
- ▨ PROPOSED ANNEXATION



REVISIONS	
NO.	DATE

PROPOSED ANNEXATION BOUNDARIES  
LA CRESCENT, MN  
8008

SCALE:	AS SHOWN
PROJECT NO.	8008
DRAWN BY:	SCM
CHECKED BY:	SCM
SHEET	1 OF 1