

CITY OF MANTORVILLE

ORDINANCE NO. 2020-02

**AN ORDINANCE ANNEXING CERTAIN LANDS
FROM MANTORVILLE TOWNSHIP**

WHEREAS, on or about February 19, 2020, the city of Mantorville (the “City”) received a petition for annexation of 20.52 acres of real property that is legally described on Exhibit A attached hereto and depicted on Exhibit B attached hereto (the “Identified Land”); and

WHEREAS, the petition was deemed complete on March 25, 2020 when the City received a corrected depiction of the Identified Land from the petitioner; and

WHEREAS, On May 11, 2020 in accordance with Minnesota Statutes, section 414.033, subd. 2b, the City held a public hearing after 30 days’ notice thereof by certified mail to Mantorville Township and all landowners within and contiguous to the Identified Land; and

WHEREAS, the Identified Land abuts the City, is less than 120 acres, is not presently served by public wastewater facilities and such facilities are not otherwise available, and the annexation petition was submitted by all owners of the land; and

WHEREAS, the Identified Land is not contiguous to any property that was either simultaneously proposed to be annexed or previously annexed within the preceding 12 months; and

WHEREAS, the Identified Land is about to become urban or suburban in character; and

WHEREAS, the Identified Land is not located within a flood plain or shoreland area; and

WHEREAS, all conditions required under Minnesota Statutes, Section 414.033, subd. 2(3) have been met; and

WHEREAS, the provisions of Minnesota Statutes, section 414.033, subd. 13 are not applicable in that there will be no change in electric utility service provider resulting from the annexation.

NOW, THEREFORE, the city council of the city of Mantorville does ordain as follows:

Section I. The above recitals are incorporated into this ordinance as if fully set forth herein.

Section II. In accordance with Minnesota Statutes, section 414.033, subd. 2(3), the city council hereby declares by ordinance that the Identified Land, as legally described on Exhibit A and depicted on Exhibit B, is annexed to the City on condition that the petitioner reimburses the City for its costs associated with these proceedings, as required in the City’s fee schedule.

Section III. Taxes payable to Mantorville Township in 2020 on the Identified Land total approximately \$105.07 and those 2020 taxes shall be paid to Mantorville Township. Pursuant to Minnesota Statutes, section 414.036, the City shall make a cash reimbursement to Mantorville Township with respect to the property taxes in accordance with the following schedule: The City shall pay Mantorville Township the sum of \$131.34 in 2021 and the sum of \$131.34 in 2022. The total two-year reimbursement amount (\$262.68) equates to 250% of the taxes payable to Mantorville Township on the Identified Land during 2020.

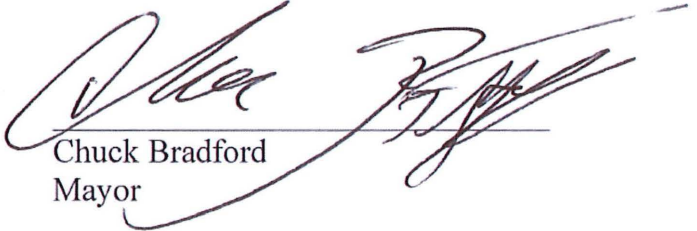
Section IV. There are no special assessments assigned by Mantorville Township to the Identified Land, nor is there any debt incurred by Mantorville Township attributable to the Identified Land.

Section V. The city clerk treasurer is directed to file a copy of this ordinance with the Office of Administrative Hearings (Chief Administrative Law Judge), the Mantorville Township clerk, the Dodge County Auditor's Office, and the Minnesota Secretary of State, and doing so shall be considered an affirmation that any conditions provided herein have been satisfied.

Section VI. Upon annexation to the City, the Identified Land shall be zoned R-1 on the City's official zoning map.

Section VII. This ordinance shall be effective following its adoption and publication and the annexation is final on the date of approval by the Chief Administrative Law Judge.

Passed by the City Council of the City of Mantorville, Minnesota, this 11th day of May, 2020.


Chuck Bradford
Mayor

ATTEST:

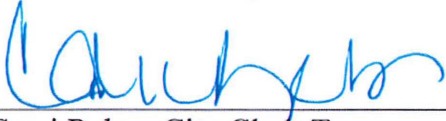

Cami Reber, City Clerk Treasurer

EXHIBIT A
Legal Description of the Identified Land

That part of Outlot 23, ORIGINAL PLAT OF THE TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office, in Section 16, Township 107 North, Range 16 West, Dodge County, Minnesota described as follows:

Commencing at the southwest corner of the Southeast Quarter of said Section 16; thence North 89 degrees 14 minutes 37 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996), along the south line of said Southeast Quarter, 1312.17 feet to the southwest corner of the Southeast Quarter of said Southeast Quarter and the southeast corner of Outlot 21, ORIGINAL PLAT OF THE TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office; thence North 00 degrees 32 minutes 13 seconds West, along the east line of said Outlot 21, a distance of, 659.54 feet to the southwest corner of said Outlot 23 and the POINT OF BEGINNING; thence North 00 degrees 32 minutes 13 seconds West, along the west line of said Outlot 23, a distance of, 659.54 feet to the northwest corner of said Outlot 23; thence North 89 degrees 15 minutes 53 seconds East, along the north line of said Outlot 23, a distance of, 473.85 feet to the west line, as monumented, of a parcel described in Document #A-226416; thence South 00 degrees 40 minutes 19 seconds East, along said west line, 346.80 feet to a found pipe at a corner of said parcel; thence South 89 degrees 41 minutes 05 seconds West, 220.23 feet to a found pipe at the corner of said parcel; thence South 00 degrees 23 minutes 29 seconds East, along the west line of said parcel, 314.31 feet to the south line said Outlot 23; thence South 89 degrees 15 minutes 15 seconds West, along said south line, 253.64 feet to the POINT OF BEGINNING.

Said parcel contains 5.60 acres, more or less, including the Township Road right-of-way. Said parcel is subject to the Township Road right-of-way over the Southerly boundary thereof, and is subject to any other easements or encumbrances of record.

AND

That part of the Southeast Quarter of the Northeast Quarter of Section 16, Township 107 North, Range 16 West, Dodge County, Minnesota described as follows:

BEGINNING at the southeast corner of the Northeast Quarter of said Section 16; thence South 89 degrees 17 minutes 08 seconds West (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996), along the south line of said Northeast Quarter, 788.23 feet; thence North 13 degrees 00 minutes 47 seconds West, 408.00 feet to the centerline of vacated highway as located; thence North 58 degrees 47 minutes 27 seconds East, along said centerline, 769.98 feet; thence Northeasterly 80.46 feet along said centerline and along a tangential curve, concave Southerly, having a central angle of 30 degrees 44 minutes 05 seconds, and a radius of 150.00 feet; thence North 89 degrees 31 minutes 32 seconds East, along said centerline, 138.31 feet to a point on the east line of said Northeast Quarter, that is 507.37 feet south of the northeast corner of the Southeast Quarter of said Northeast Quarter; thence

South 00 degrees 28 minutes 28 seconds East, along the east line of said Northeast Quarter, 809.55 feet, more or less, to the POINT OF BEGINNING.

Said parcel contains 12.61 acres, more or less.

Said parcel is subject to any easements or encumbrances of record.

AND

That part of the East One-Half of the Southeast Quarter of Section 16, Township 107 North, Range 16 West, Dodge County, Minnesota and that part of Outlot 24 in the ORIGINAL TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office described as follows:

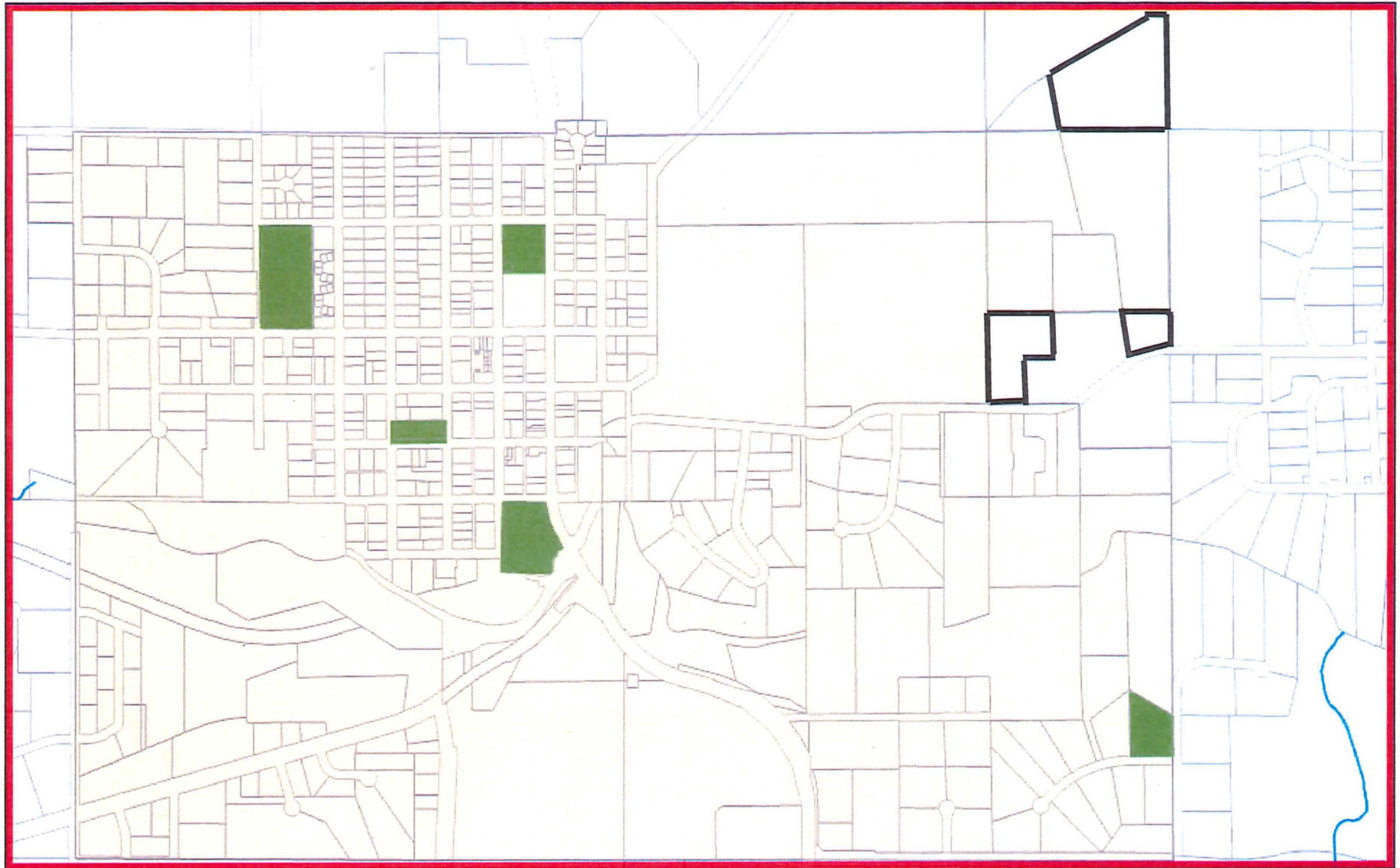
COMMENCING at the northeast corner of said Southeast Quarter; thence South 00 degrees 29 minutes 17 seconds East (NOTE: All bearings are in relationship with the Dodge County Coordinate System NAD '83, Adjusted 1996), along the east line of said Southeast Quarter, 1318.60 feet to the northeast corner of Outlot 24, ORIGINAL PLAT OF THE TOWN OF MANTORVILLE, according to the plat thereof on file at the County Recorder's Office and the POINT OF BEGINNING; thence South 00 degrees 29 minutes 17 seconds East along the east line of said Southeast Quarter and the east line of said Outlot 24, a distance of, 281.55 feet to the northwest corner of LOWMAR ACRES, according to the plat thereof on file at the County Recorder's Office and to the centerline of 608th Street; thence Southwesterly 320.38 feet along said centerline and along a non-tangential curve, concave Southerly, having a central angle of 36 degrees 31 minutes 10 seconds, radius of 502.66 feet, chord of said curve bears South 71 degrees 53 minutes 12 seconds West, 314.99 feet to the east line of a parcel described in Document #A-226416; thence North 06 degrees 29 minutes 14 seconds West, along the east line as monumented, of said parcel, 377.53 feet to the north line of said Outlot 24; thence North 89 degrees 15 minutes 53 seconds East, along the north line of said Outlot 24, a distance of, 339.66 feet to the POINT OF BEGINNING.

Said parcel contains 2.31 acres, more or less, including the 608th Street East right-of-way.


Said parcel is subject to the 608th Street East right-of-way over the Southeasterly boundary thereof and is subject to any other easements or encumbrances of record.

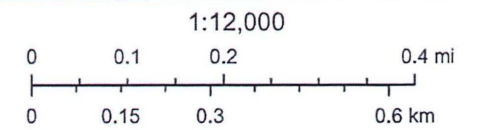


ArcGIS WebMap



May 12, 2020

 Parcels - To be Annexed



NPGS