

**RECEIVED**

By: OAH on May 28, 2020

**CITY OF WALKER  
CASS COUNTY, MINNESOTA  
ORDINANCE NO. 2020-03**

**AN ORDINANCE AMENDING ORDINANCE NO. 2020-02 ADOPTED ON MARCH 2, 2020, AND TITLED AN ORDINANCE OF THE CITY OF WALKER, MINNESOTA ANNEXING LAND LOCATED IN SHINGOBEE TOWNSHIP, CASS COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES §414.033 SUBDIVISION 2(3), PERMITTING ANNEXATION BY ORDINANCE**

**The City Council of the City of Walker, Minnesota ordains:**

**Section 1.** Ordinance No. 2020-02 and titled “An ordinance of the City of Walker, Minnesota annexing land located in Shingobee Township, Cass County, Minnesota pursuant to Minnesota Statutes §414.033 subdivision 2(3), permitting annexation by ordinance” is amended to read:

**AN ORDINANCE OF THE CITY OF WALKER, MINNESOTA ANNEXING LAND LOCATED IN SHINGOBEE TOWNSHIP, CASS COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES §414.033 SUBDIVISION 2(1), PERMITTING ANNEXATION BY ORDINANCE**

**Section 2.**

**WHEREAS,** the property described as follows, to wit:

**TRACT D, REGISTERED LAND SURVEY NO. 74**

is owned by the City of Walker; and

**WHEREAS,** said property is unincorporated and abuts the City of Walker on its North, South and East boundary; and

**WHEREAS,** said property is not located within a flood plain or shoreland area; and

**WHEREAS,** the annexation of land meeting the forgoing criteria is eligible for annexation by ordinance pursuant to M.S.A. sec, 414.033 Subd. 2(1) without notice or hearing.

**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 WALKER HEREBY ORDAINS AS FOLLOWS:**

1. The City Council hereby determines that the property as hereinafter described abuts the city limits, is unincorporated and is owned by the City of Walker.

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 Walker, Minnesota, are hereby extended to include the following described property, to-wit:

**TRACT D, REGISTERED LAND SURVEY NO. 74**

The above described property consists of a total of 17.73 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.

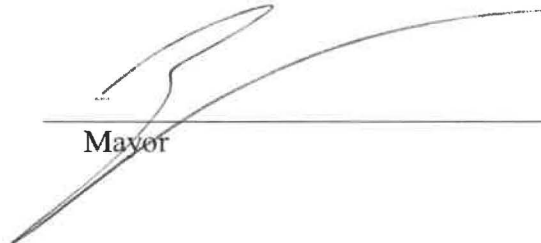
4. That the population of the area legally described herein and hereby annexed is zero (0).
5. The City of Walker, pursuant to Minnesota Statutes §414.036, that with respect to the property taxes payable on the area legally described herein, hereby annexed, shall make a cash payment to the Township of Shingobee in accordance with the following schedule:

Parties have agreed in writing to payment terms as follows:

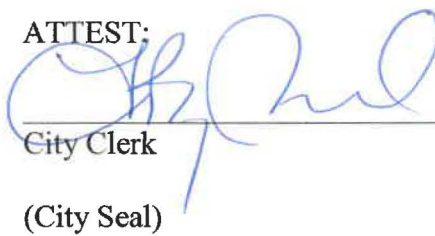
- a. In the first year following the year in which the City of Walker could first levy on the annexed area, a final payment amount equal to \$83.79 as agreed upon in documentation attached hereto and known as 'Exhibit A'.
6. That pursuant to Minnesota Statutes §414.036 with respect to any special assessments assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property 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 Township on the subject area for which reimbursement is required.
7. That the City Clerk of the City of the City of Walker 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 Cass County Auditor, and the Shingobee 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.

**Section 3.**

PASSED AND ADOPTED by the City Council of the City of Walker, Minnesota, this  
21<sup>st</sup> day of May, 2020.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
City Clerk  
(City Seal)

Motion: Hansen  
Second: Moore  
Hansen: Aye  
Moore: Aye  
Senenfelder: Aye  
Shaw: Aye  
Wilkening: Aye

**SHINGOBEE TOWNSHIP**  
**P.O. BOX 34**  
**WALKER, MN 56484**  
**(218) 547-3816**  
**shingtwp@arvig.net**

April 17, 2020

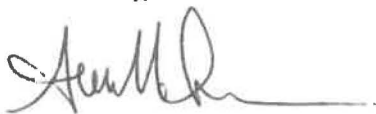
Terri Bjorklund, Administrator  
City of Walker  
P O Box 207  
Walker, MN 56484

RE: Proposed Annexation Payment/Parcel ID No. 38-357-0004

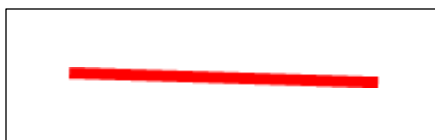
Dear Administrator Bjorklund & Council Members:

After reviewing your March 11, 2020 letter and attached documents, the Shingobee Township Board of Supervisors approved the City's proposed payment schedule based off of the 2020 tax statement of \$27.93 x 3 years for a final payment of \$83.79.

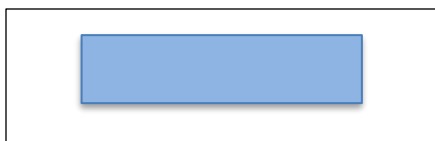
Sincerely,

A handwritten signature in black ink, appearing to read 'Ann Swanson', with a long horizontal line extending to the right.

Ann Swanson  
Clerk-Treasurer

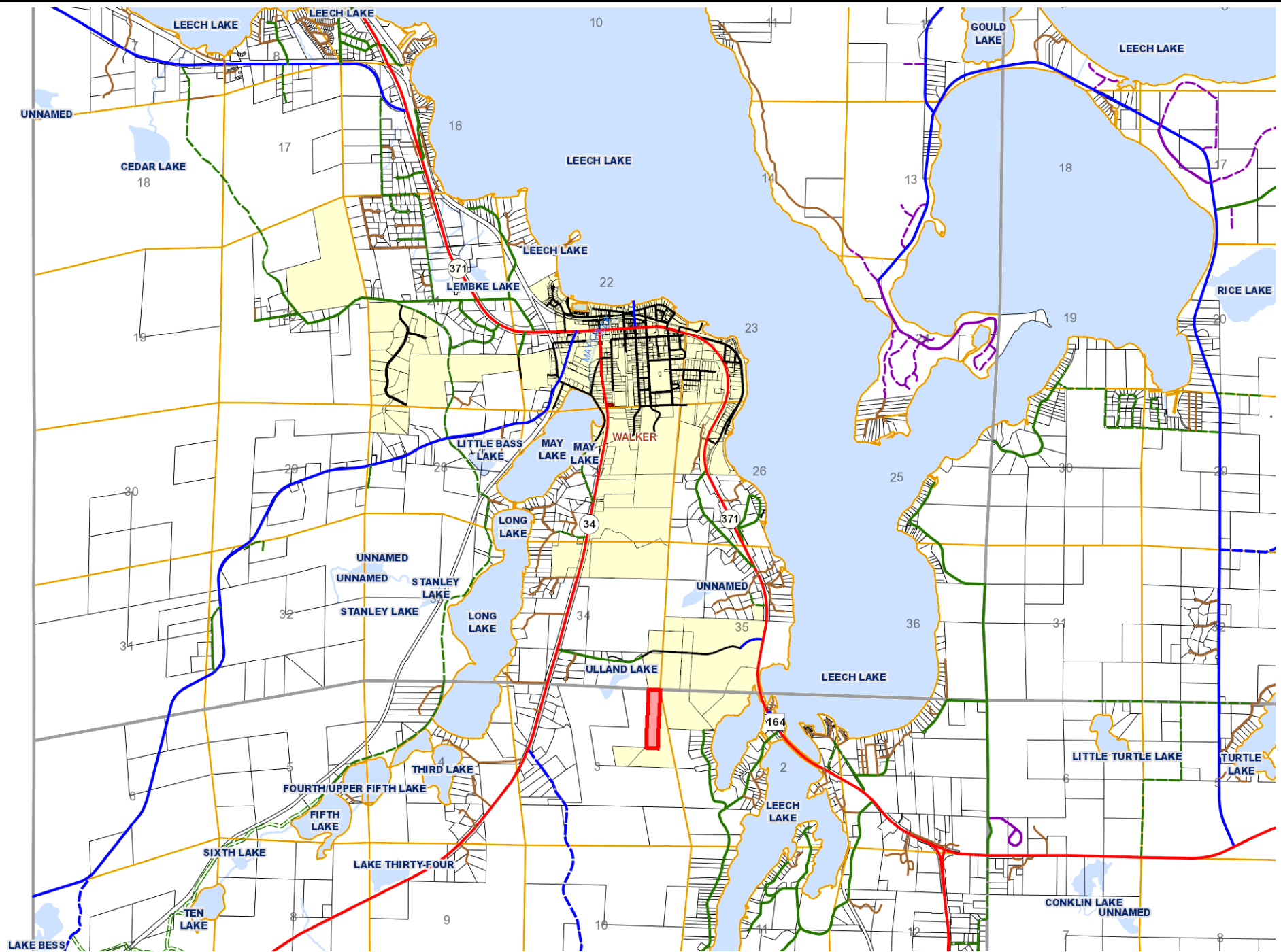


City of Walker-City Limits



City of Walker property





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.

## CITY BOUNDARIES-YELLOW

### PROPOSED ANNEXATION-RED

This map is not a substitute for accurate field surveys or for locating actual property lines and any adjacent features.

0 8,000 16,000 32,000 ft



Date: 3/6/2020