

ORDINANCE NO 2020-8-1

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

WHEREAS, a petition signed by the sole property owner and attached hereto as **Exhibit A**, requesting that property, Parcel Identification Number: 08.00313.00, legally described as:

That part of the Southwest Quarter of the Southwest Quarter (SW1/4 of SW1/4) of Section Thirty-one (31), Township Thirty-four (34) North, Range Nineteen (19) West, Chisago County, Minnesota, lying Westerly of the centerline of Quandam Lane and lying Southerly of a line described as follows: Commencing at the Southwest corner of said Southwest Quarter of Southwest Quarter, thence Northerly, along the West line of said Southwest quarter, a distance of 960 feet to the point of beginning of the line to be described; thence Easterly, deflecting 105 degrees 00 minutes 00 seconds to the right, to the centerline of Quandam Lane and there terminating.

EXCEPT

All land which has previously been annexed into the city.

("Land") be annexed to the City of Shafer, Minnesota, was duly presented to the Shafer City Council on the 18th day of August, 2020; and

WHEREAS, said Land is unincorporated and abuts the City of Shafer on its western 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 Land is *not* located within a shoreland or floodplain area. Minn. Stat. § 414.033, subd. 11.

WHEREAS, said Land is currently designated for agricultural use, and annexation is requested to facilitate the development of the Land; and

WHEREAS, the City of Shafer held a public hearing pursuant to Minn. Stat. § 414.033, subd. 2b, on August 18, 2020 following thirty (30) days' written notice by certified mail to Shafer Township and to all landowners within and contiguous to the area legally described herein to be annexed; and

WHEREAS, pursuant to Minn. Stat. § 414.03, subd. 13, the sole property owner acknowledged that the City has notified the petitioner at least 30 days before the adoption of this ordinance that

the cost of electric utility service may change if the Land is annexed to the City, as stated in the petition marked as **Exhibit A**;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHAFER HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the Land as described herein abuts the city limits and is or is about to become urban or suburban in nature in that the annexation will facilitate the development of the Land.
2. None of the Land is now included within the limits of any city, or in any area that has already been designated for orderly annexation pursuant to Minn. Stat. § 414.0325.
3. The corporate limits of the City of Shafer, Minnesota, are hereby extended to include the following described property, said land abutting the City of Shafer 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:

That part of the Southwest Quarter of the Southwest Quarter (SW1/4 of SW1/4) of Section Thirty-one (31), Township Thirty-four (34)North, Range Nineteen (19) West, Chisago County, Minnesota, lying Westerly of the centerline of Quandam Lane and lying Southerly of a line described as follows: Commencing at the Southwest corner of said Southwest Quarter of Southwest Quarter, thence Northerly, along the West line of said Southwest quarter, a distance of 960 feet to the point of beginning of the line to be described; thence Easterly, deflecting 105 degrees 00 minutes 00 seconds to the right, to the centerline of Quandam Lane and there terminating.

EXCEPT

All land which has previously been annexed into the city.

("Land");

The above-described property consists of a total of 10.3 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 and marked as **Exhibit B**.

4. That the population of the area legally described herein and hereby annexed is one (1).
5. Taxes/Reimbursement to Township. Pursuant to the requirements of Minn. Stat. § 414.036, the City of Shafer shall provide a reimbursement to Shafer Township to compensate the town for the loss of taxable property in the amount of One Hundred One Dollars and Ninety-Nine Cents (\$101.99), which represents one (1) year of township taxes on the property, payable in two annual payments in accordance with the following schedule:

1. In 2021, an amount equal to Fifty-One Dollars and No Cents (\$51.00);

(1/2 total amount)

2. In 2022, an amount equal to Fifty Dollars and Ninety-Nine Cents (\$50.99);

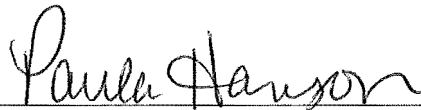
(1/2 total amount)

There are no outstanding assessments against the Land.

6. That the City Clerk of the City of Shafer 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 Chisago County Auditor, and the Shafer Township Clerk.

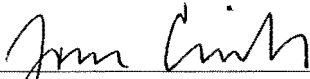
7. That this Ordinance shall be in full force and effect and final upon the date this Ordinance is approved by the Office of Administrative Hearings.

PASSED AND ADOPTED by the City Council of the City of Shafer, Minnesota, this 18th day of August, 2020.



Paula Hanson, Mayor

ATTEST:



Joan Ciesler, City Clerk

(City Seal)

Exhibit A

Petition Submission Date: April 22, 2019
[to be filled in by City]

**PROPERTY OWNER PETITION TO MUNICIPALITY
FOR ANNEXATION BY ORDINANCE - 120 Acres or Less**

IN THE MATTER OF THE PETITION OF CERTAIN PERSONS FOR THE
ANNEXATION OF CERTAIN LAND TO THE CITY OF SHAFER, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.033, SUBD. 2(3)

TO: Council of the City of Shafer, Minnesota

PETITIONER STATES: All of the property owners in number have commenced this proceeding under Minnesota Statutes § 414.033, Subd. 2(3).

1. It is hereby requested by all property owners of the area proposed for annexation to annex certain property described herein lying in the Township of Shafer to the City of Shafer, County of Chisago, Minnesota.
2. The area proposed for annexation is described as follows:

PID Number: 08.00313.00
3. There is 1 property owner in the area proposed for annexation.
4. Said property is unincorporated, abuts on the city's West boundary, and is not included within any other municipality. Yes
5. The area to be annexed is not presently served by public wastewater facilities or public wastewater facilities are not otherwise available. Not
6. The area of land proposed for annexation is 10.3 acres.
7. As of the date of this petition, all property owners of the Land have been given notice, pursuant to Minnesota Statutes § 414.033, Subd. 13, that the cost of electric utility service may change if the land is annexed to the municipality. The estimated monthly cost impact of the change includes no rate changes or assessments.

PETITIONER REQUESTS: That pursuant to Minnesota Statutes § 414.033, the property described herein be annexed to and included within the City of Shafer, Minnesota.

PROPERTY OWNER:

JK Eickholt

Exhibit B

Date: 5/26/2020
Time: 2:07:44 PM

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.

