

CITY OF MADISON LAKE
BLUE EARTH COUNTY, MINNESOTA

ORDINANCE NO. 2020-06

**AN ORDINANCE OF THE CITY OF MADISON LAKE, BLUE EARTH COUNTY,
MINNESOTA ANNEXING LAND LOCATED IN JAMESTOWN TOWNSHIP, BLUE
EARTH COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTE § 414.033
SUBDIVISION 2(3), PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, a petition signed by all the property owners requesting that property legally described on Attached Exhibit A be annexed to the City of Madison Lake, Minnesota, was duly presented to the City Council for the City of Madison Lake on the 3rd day of August, 2020; and

WHEREAS, said property is unincorporated and abuts the City of Madison Lake on its northern boundary; is less than 120 acres; is not presently served by public sewer facilities or public sewer facilities are not otherwise available and is ripe for annexation under Minnesota Statute § 414.033 Subd. 2(3); and

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

WHEREAS, said property is currently zoned agricultural and annexation is requested to facilitate the extension of city services for the residential development of the property and property adjacent to the subject property; and

WHEREAS, the City of Madison Lake held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on September 21, 2020 following thirty (30) days written notice by certified mail to Jamestown Township 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 MADISON LAKE 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, 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 Madison Lake, Minnesota, are hereby extended to include the property described herein, said land abutting the City of Madison Lake 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:

Legally Described on Attached Exhibit A and as Further Set Forth on the Maps Attached Hereto as Exhibit B.

The above described property consists of a total of .81 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 on attached Exhibit A and hereby annexed is currently 0.


5. The City of Madison Lake, pursuant to Minnesota Statutes § 414.036, with respect to the property taxes payable on the area legally described (herein or attached exhibit) and hereby annexed, shall make a one-time cash payment to Jamestown Township in the amount of \$50 as a full and final complete agreed upon settlement of tax reimbursement for taxable year 2021 as documented by the Agreement set forth on Exhibit C.

6. That pursuant to Minnesota Statutes § 414.036 there are no special assessments or debt incurred by the Town on the subject property.

7. That the City Administrator of the City of Madison Lake 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 Blue Earth County Auditor, and the Jamestown 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.

PASSED AND ADOPTED by the City Council of the City of Madison Lake, Minnesota, this 21st day of September, 2020.



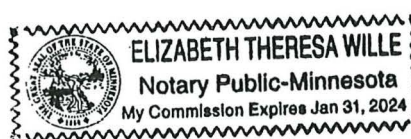
Kent Hoehn Mayor

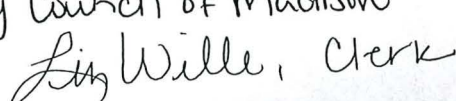
ATTEST:



Jeffrey Shoobridge - City Administrator

(City Seal)



I hereby certify this is a true & accurate copy of Ordinance 2020-06 adopted by the City Council of Madison Lake on September 21, 2020.
 Liz Wille, Clerk



DESCRIPTION

That part of the Southeast Quarter of the Southwest Quarter of Section 22, Township 109 North Range 25 West, Blue Earth county, Minnesota, described as:

Beginning at the South Quarter corner of said Section 22; thence North 00 degrees 18 minutes 14 seconds West, (Minnesota County Coordinate System - Blue Earth County Zone - HARN NAD83 - 2011), along the North - South center line of said Section 22, a distance of 62.00 feet; thence South 89 degrees 49 minutes 30 seconds West, a distance of 570.00 feet; thence South 00 degrees 10 minutes 30 seconds East, a distance of 62.00 feet to a point on the south line of the Southwest Quarter of said Section 22; thence North 89 degrees 49 minutes 30 seconds East, along said south line, a distance of 570.14 feet to the point of beginning. Containing 0.81 acres.



Legend

- City Limits
- Sanitary Valve
- Sanitary Lift Station
- Sanitary Manhole
- Air Release
- Manhole
- Sanitary Clean Out
- Sanitary Pipe
- Sanitary Forcemain
- Storm Culvert
- Other / Unknown
- Inlet
- Outlet
- MS4 Outlet
- Storm Manhole
- Storm Catch Basin
- Storm Pipe
- Storm Drain Tile
- Water Hydrant
- Water Valve
- Water Pipe
- Parcels
- Parks

Map Name



Disclaimer:

This drawing is neither a legally recorded map nor a survey and is not intended to be used as one. This drawing is a compilation of records, information, and data located in various city, county, and state offices, and other sources affecting the area shown, and is to be used for reference purposes only. The City of Madison Lake is not responsible for any inaccuracies herein contained.



0 200 Feet

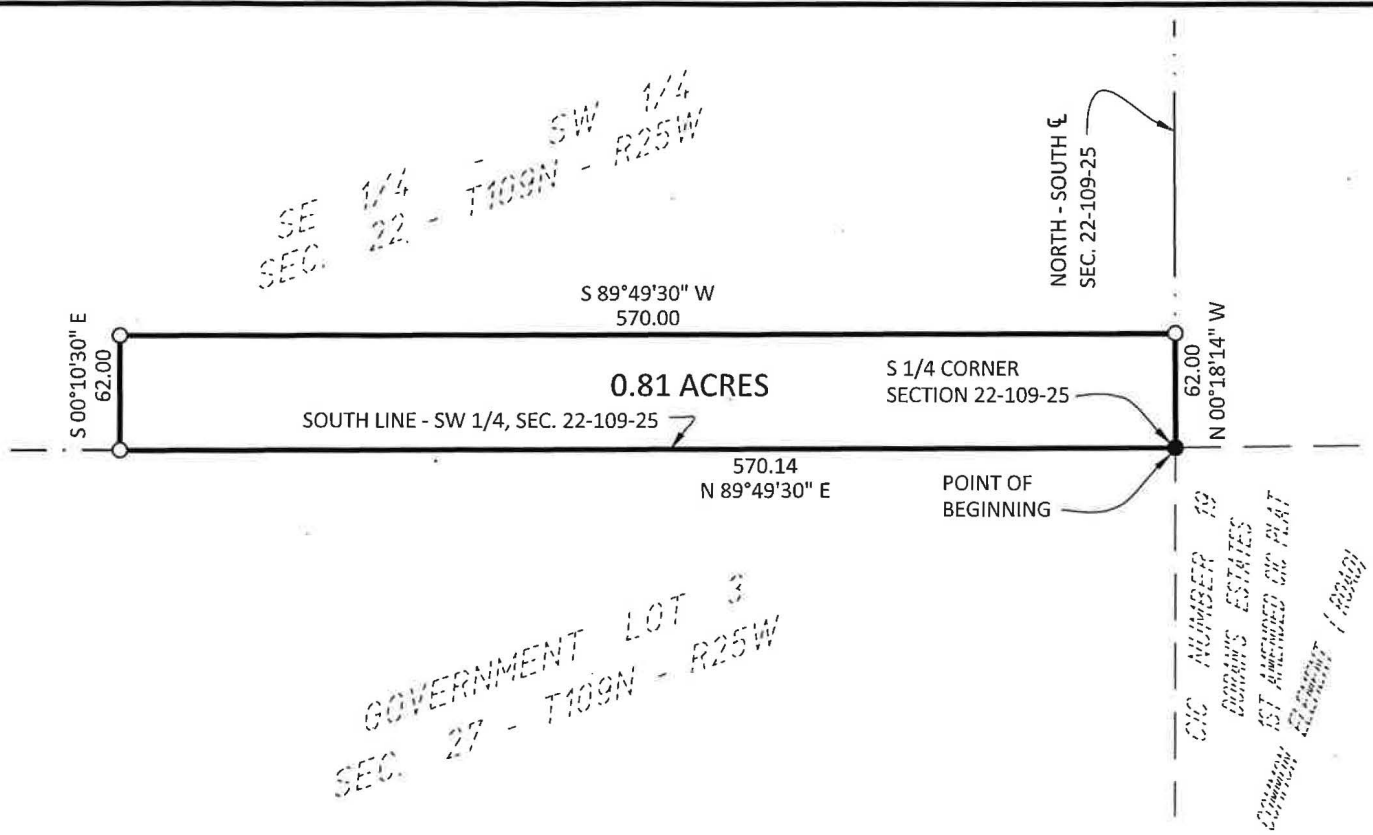
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3,428.00

EXHIBIT

B

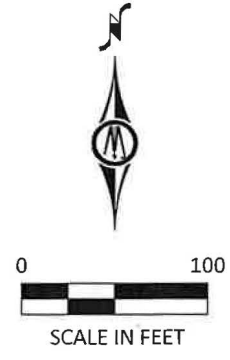
H:\DORANFAR PR\M36121190\CAD\C3D\121190 V PROP 1 (BECO Split).dwg 7/8/2020 3:27 PM



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LEGEND

- 3/4" IRON PIPE MONUMENT SET MARKED BY LIC. NO. 46564
- MONUMENT FOUND

Horizontal Datum: 2011 Blue Earth County Coordinate System

SURVEYOR'S CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Michael M. Eichers

Michael M. Eichers
License Number 46564

07/08/2020
Date

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CERTIFICATE OF SURVEY
BLUE EARTH COUNTY, MINNESOTA



BOLTON & MENK

1960 PREMIER DRIVE
MANKATO, MINNESOTA 56001
(507) 625-4171

PART OF THE SE 1/4 - SW 1/4,
SEC. 22, T109N - R25W

FOR: DORAN FARM, LLC

tabbles®

EXHIBIT

B

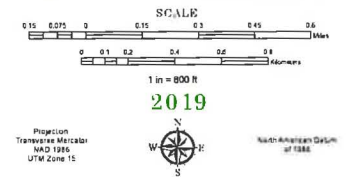
T109N-R25W-34

Area to Be Annexed

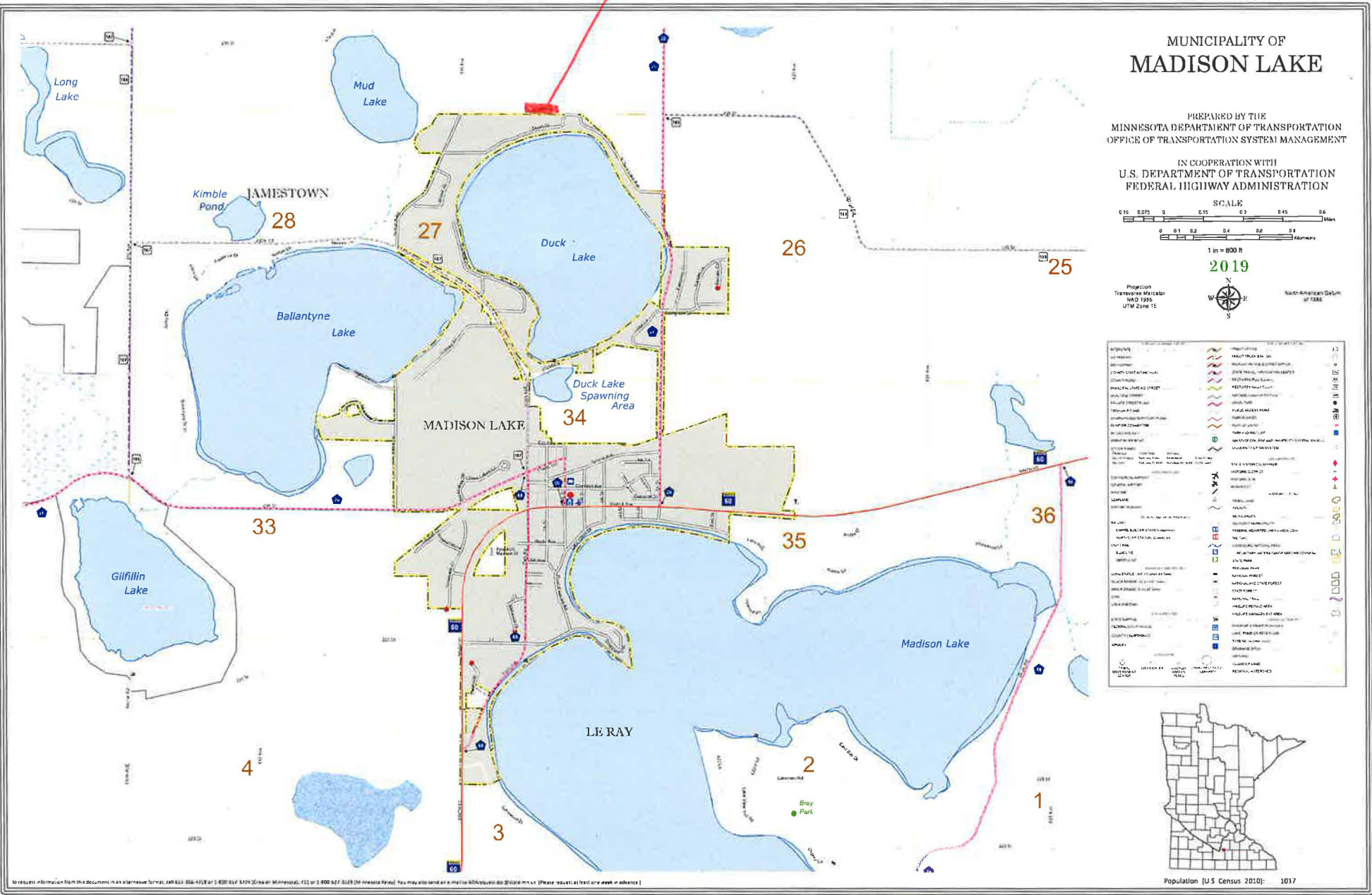
MUNICIPALITY OF MADISON LAKE

PREPARED BY THE
MINNESOTA DEPARTMENT OF TRANSPORTATION
OFFICE OF TRANSPORTATION SYSTEM MANAGEMENT

IN COOPERATION WITH
U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION



Population (U.S. Census 2010): 1017



Tax Reimbursement Agreement

This joint Agreement is dated this 20th day of August, 2020, by and between the City of Madison Lake, hereinafter "City," and Jamestown Township, hereinafter "Township."

Whereas, Susanna C. Doran, CEO of Doran Farm, LLC, has petitioned the City for annexation of real estate identified herein on Exhibit A, and as further depicted on the maps attached hereto as Exhibit B, and

Whereas, the Township and the City have met and agree that this annexation shall proceed. The parties further agree that the Township has no objection to allowing the real estate at issue herein being annexed into, and thus becoming a part of, the City of Madison Lake; and

Whereas, the parties hereto agree that the tax reimbursement for the annexation under M.S.A. §414.036 shall be a flat payment of \$50 from the City to the Township and paid ninety (90) days after approval of the annexation by the Municipal Boundary Adjustments Unit of the Office of Administrative Hearings.

Whereas, all signatories to this Agreement have the authority to bind their respective units of government.

Dated: 9-15-2020
By: [Signature]
Its: Jamestown Township, Chair

ATTEST

Dated: 9-15-2020
By: Gina M. Adams-Morris
Its: Jamestown Township, Clerk

Dated: [Signature]
By: Kent Hoehn
Its: Madison Lake, Mayor

ATTEST

Dated: [Signature]
By: Jeffrey Shoobridge
Its: Madison Lake, City Administrator.