

**ORDINANCE NO. 188**

**AN ORDINANCE OF THE CITY OF ISLE, MINNESOTA ANNEXING  
LAND LOCATED IN ISLE HARBOR TOWNSHIP, MILLE LACS COUNTY,  
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.033 Subd. 2(3),  
PERMITTING ANNEXATION BY ORDINANCE**

**WHEREAS**, a petition signed by all the property owners, requesting that property legally described attached exhibit be annexed to the City of Isle Minnesota, was duly presented to the Council of the City of Isle on the 14<sup>th</sup> day of July, 2020; and

**WHEREAS**, said property is unincorporated and abuts the City of Isle on its South 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 property is not located within a flood plain or shoreland area; and

**WHEREAS**, said property is currently open and annexation is requested to facilitate the extension of city services for the open development of the property; and

**WHEREAS**, the City of Isle held a public hearing on September 8<sup>th</sup>, 2020, following thirty (30) days written notice by certified mail to the Town of Isle Harbor and to all landowners within and contiguous to the area legally described attached exhibit, 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 ISLE 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 open 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 Isle, Minnesota, are hereby extended to include the following described property, said land abutting the City of Isle 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:

See attached Exhibit A and B

The above described property consists of a total of 1.0 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 2.
5. The City of Isle agrees 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 Isle Harbor in accordance with the following schedule:

- a. In the first year following the year in which the City of Isle could first levy on the annexed area, an amount equal to \$ 616.88 (Current tax \$77.11 x 8 yrs Lump Sum); Payment option approved by Council and Township President and Treasurer; present at public hearing.

6. 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.

7. That the City Clerk of the City of Isle 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 Mille Lacs County Auditor, and the Isle Harbor 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.

Drafted by Damien Toven, City Attorney.

PASSED AND ADOPTED by the City Council of the City of Isle, Minnesota, this 13<sup>th</sup> day of October, 2020

vice A. Cleary  
Mayor

ATTEST:

Annie Hubbell

CERTIFIED BY VOTE:

Motion GH

Second mk

AYE

NAY



Donald Dahlen



Ginger Houle



Monica Keding



Robert Koelfgen



AB Rodney Schultz



Annexation



Isle Harbor Township  
Pamela McGuire  
3862 380<sup>th</sup> St.  
Wahkon, MN 56386

City of Isle  
Honorable Mayor and Planning Commissioner  
PO BOX 427  
285 2<sup>nd</sup> Ave S  
Isle, MN 56342

**RE: CITY OF ISLE ORDINANCE NO. 188 ANNEXATION OF PARCEL INTO CITY LIMITS**

Dear Mayor,

Per your City Ordinance No. 188 An Ordinance of The City of Isle, Minnesota annexing land located in Isle Harbor Township, Mille Lacs County, Minnesota pursuant to Minnesota Statutes 414.033.subd 2 (3), permitting Annexation by ordinance; we, the Township of Isle Harbor agree to your declared terms.

The Township Board agrees to your approval of annexation and accepts the compensation to the Township in one lump sum payment of \$616.88 to cover the loss of property taxes that would have come to the Township.

We declare that this payment is satisfactory and meets the terms of our discussion during the public hearing process for the annexation.

Best Regards,

A handwritten signature in dark ink, appearing to read 'Pamela McGuire', written in a cursive style.

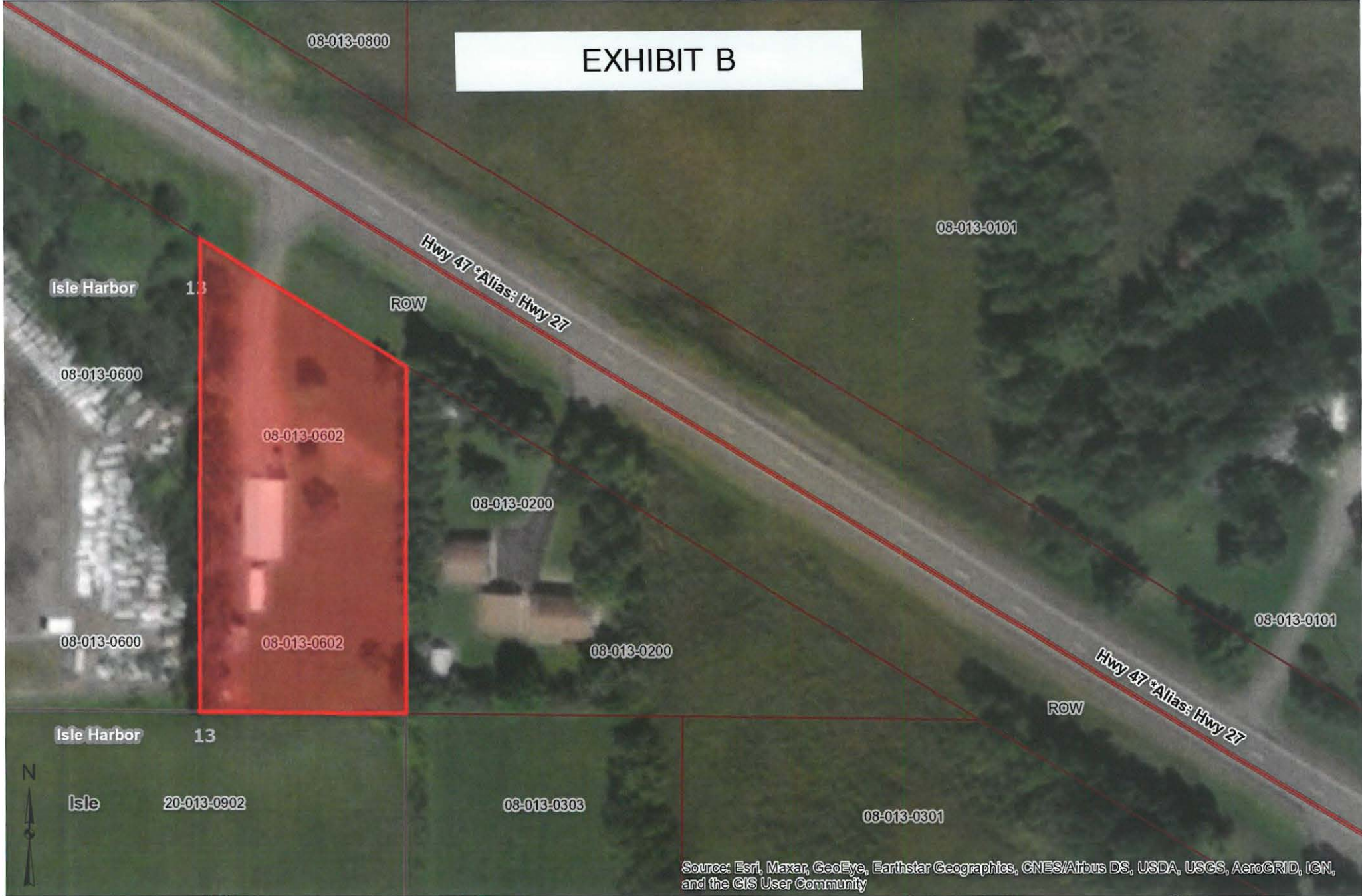
Pamela McGuire  
Isle Harbor  
Township Clerk-Treasurer

EXHIBIT A

The East 149.52 feet, as measured at right angles of that part of the Northeast Quarter of the Northwest Quarter, Section 13, Township 42, Range 25, Mille Lacs County, Minnesota lying Southerly of the Southerly line of the right-of-way of Minnesota Trunk Highway No. 47 Containing 1.00 acres, more or less.



# EXHIBIT B



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

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.

Date: 8/3/2020

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





