

ORDINANCE NO. 153.121

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

WHEREAS, a petition signed by all the property owners, requesting that property legally described (exhibit 1) be annexed to the City of Mapleton Minnesota, was duly presented to the Council of the City of Mapleton on the 24 day of November, 2020; and

WHEREAS, said property is unincorporated and abuts the City of Mapleton 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, Minnesota Statutes § 414.033 Subd. 11.

WHEREAS, said property is currently agriculture and annexation is requested to facilitate the extension of city services for the (urban/public education instruction) development of the property; and

WHEREAS, the City of Mapleton held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on November 24th, 2020, following thirty (30) days written notice by certified mail to the Town of Mapleton and to all landowners within and contiguous to the area legally described (exhibit 1), 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 MAPLETON 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 communal/ public education 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 Mapleton, Minnesota, are hereby extended to include the following described property, said land abutting the City of Mapleton 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:

All that part of the Northeast Quarter of Section 9, Township 105 North, Range 26 West, Blue Earth County, Minnesota, described as follows:

Commencing at the north quarter corner of said Section 9; thence North 89 degrees 44 minutes 42 seconds East (assumed bearing) on the north line of the Northeast Quarter of said Section 9, a distance of 1345.03 feet; thence South 00 degrees 16 minutes 20 seconds East, 700.00 feet to a point on the south line of the North 700 feet of said Northeast Quarter, said point also being the point of beginning; thence South 00 degrees 16 minutes 20 seconds East, 1145.81 feet; thence South 89 degrees 44 minutes 42 seconds West, 1345.03 feet to a point on the west line of said Northeast Quarter; thence North 00 degrees 16 minutes 20 seconds West on said west line, 1145.81 feet to a point on the south line of the North 700 feet of said Northeast Quarter; thence North 89 degrees 44 minutes 42 seconds East on said south line, 1345.03 to the point of beginning.

The above described property consists of a total of 35.38 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 or attached exhibit) and hereby annexed is zero.

5. The City of Mapleton, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described (exhibit 1), hereby annexed, shall make a cash payment to the Town of Mapleton in accordance with the following schedule:

- a. In the first year following the year in which the City of Mapleton could first levy on the annexed area, an amount equal to \$721.39; and
- b. In the second year, an amount equal to \$721.39.
(Or payments can extend up to 8 years.)

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 (exhibit 1) there are [no special assessments or debt incurred by the Town on the subject are for which reimbursement is required.] OR there areand the City will

7. That the City Clerk of the City of Mapleton 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 Mapleton 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.


THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF MAPLETON, MN:
PASSED AND ADOPTED by the City Council of the City of Mapleton, Minnesota, this 24 day of November 2020.

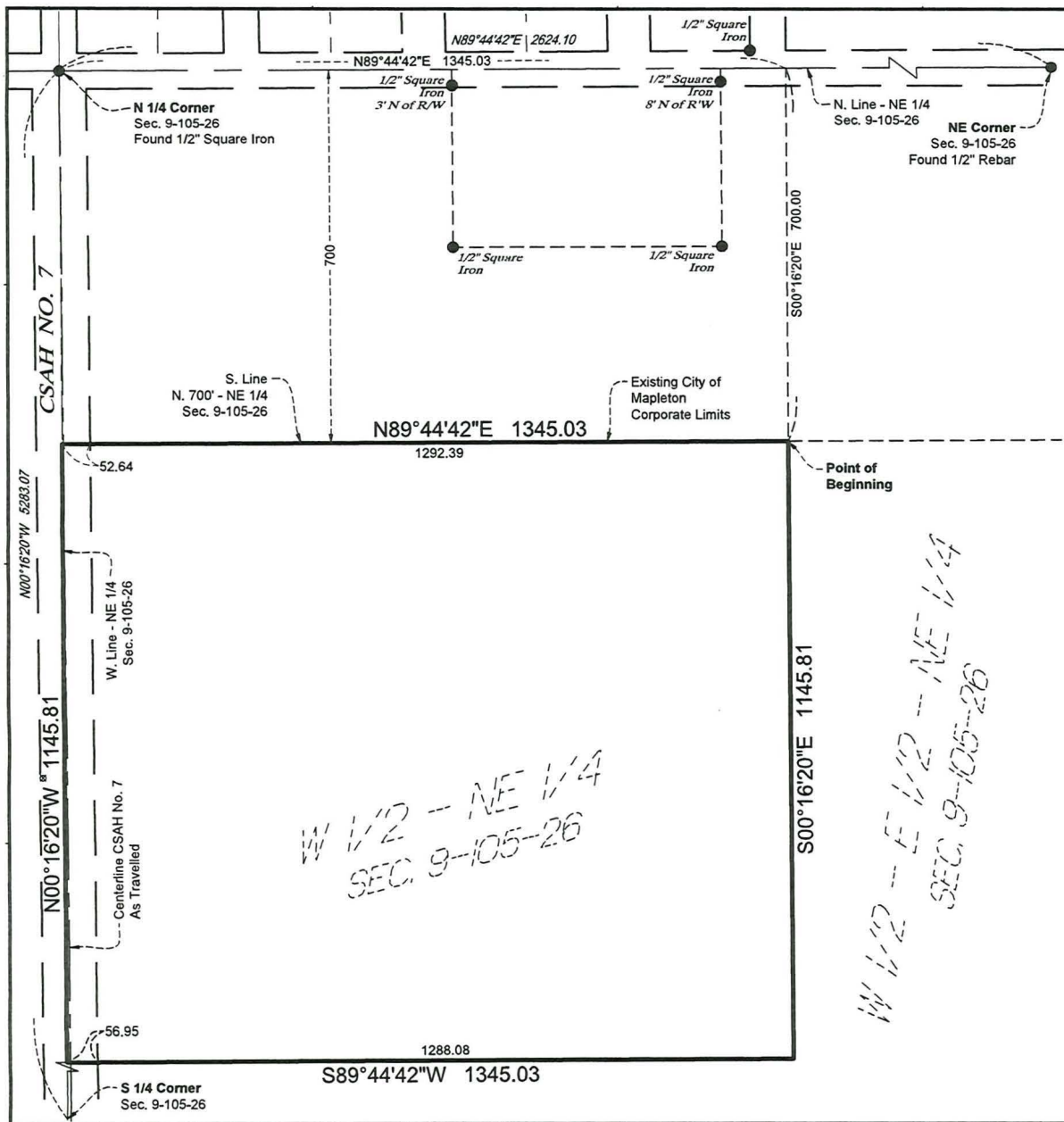
MOTION: Froehlich SECOND: Maslakow

	Aye	Nay
Annie Froehlich	<u>X</u>	_____
Alan Christian	<u>Abst</u>	_____
Kevin Maslakow	<u>X</u>	_____
Kenneth Warner	<u>X</u>	_____
John Hollerich	<u>X</u>	_____

Adopted by the Mapleton City Council this the 24th November 2020.


John Hollerich, Mayor

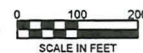

Amber Duncanson, City Clerk



ANNEXATION DESCRIPTION:

All that part of the Northeast Quarter of Section 9, Township 105 North, Range 26 West, Blue Earth County, Minnesota, described as follows:

Commencing at the north quarter corner of said Section 9; thence North 89 degrees 44 minutes 42 seconds East (assumed bearing) on the north line of the Northeast Quarter of said Section 9, a distance of 1345.03 feet; thence South 00 degrees 16 minutes 20 seconds East, 700.00 feet to a point on the south line of the North 700 feet of said Northeast Quarter, said point also being the point of beginning; thence South 00 degrees 16 minutes 20 seconds East, 1145.81 feet; thence South 89 degrees 44 minutes 42 seconds West, 1345.03 feet to a point on the west line of said Northeast Quarter; thence North 00 degrees 16 minutes 20 seconds West on said west line, 1145.81 feet to a point on the south line of the North 700 feet of said Northeast Quarter; thence North 89 degrees 44 minutes 42 seconds East on said south line, 1345.03 to the point of beginning.



LEGEND

- Iron Monument Found
- ⊠ Post

AREA TABLE

Total Area: 35.38 acres
 Right of Way: 1.44 acres
 Net Area: 33.94 acres

NOTES:

- Per County staff, Blue Earth County has a 100 foot easement by usage along CSAH No. 7
- Orientation of this bearing system is based upon the north line of the Northeast Quarter of Section 9-105-26. Said line bears North 89 degrees 44 minutes 42 seconds East.



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.

DANIEL L. STUEBER

DATE: 7/28/20 LIC. NO. 43110

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PROJECT

MAPLE RIVER SCHOOLS

Part of the NE 1/4, Sec. 9-105-26, Blue Earth County, Minnesota.

REVISION SCHEDULE		
DATE	DESCRIPTION	BY

PROJECT NO.	19-23527
FILE NAME	23527 ANNEX
DRAWN BY	KH
DESIGNED BY	—
REVIEWED BY	—
ORIGINAL ISSUE DATE	7/28/20
CLIENT PROJECT NO.	—

TITLE

ANNEXATION EXHIBIT

SHEET

1

OF 1

