

ORDINANCE NO. 189

**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 13th day of October, 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 December 8th, 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
Exhibit B

The above described property consists of a total of 1.5 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. The city will pay Isle Harbor Township a one-time lump sum payment equivalent to, eight years of property tax value at its current rate, totaling **\$1244.00** to cover the loss of income to the township.

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 City Attorney, Damien Toven.

PASSED AND ADOPTED by the City Council of the City of Isle, Minnesota, this 12th day of January, 2021.



Mayor

ATTEST:



City Clerk

(City Seal)

CERTIFIED BY VOTE:

Motion

GH

Second

DK

AYE

NAY



NAOMI CREECH



ERNIE FRIE



GINGER HOULE



DAVID KEDING



MONICA KEDING



EXHIBIT A

Section 13, Township 42, Range 25

That part of the Northwest Quarter of Northeast Quarter (NW $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section Thirteen (13), Township Forty-two (42), Range Twenty-five (25), lying Southwesterly of the Southwesterly right of way line of Trunk Highway 56-110 (now known as Trunk Highway No. 47) as the same is now located and established across said subdivision, containing 1.50 acres, more or less, according to the survey thereof, Mille Lacs County, Minnesota

EXHIBIT B





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.

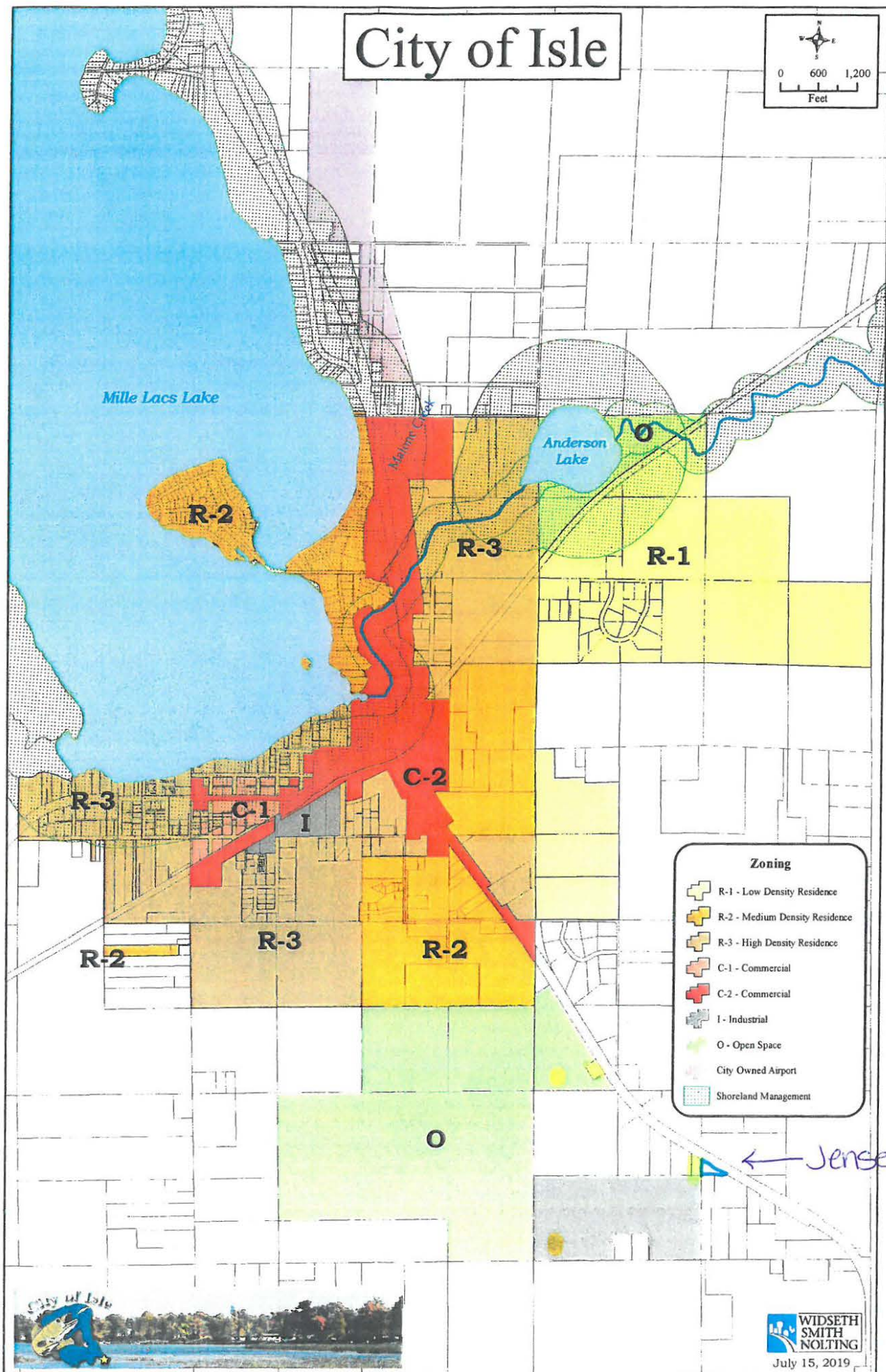
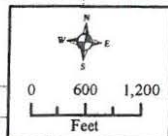
Jensen Annexation

Date: 9/17/2020

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



City of Isle





Isle Harbor Township

Pamela J McGuire
Telephone 320-676-3211
Clerk of Town
3862 380th Street
Wahkon MN 56386

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

RE: CITY OF ISLE ORDINANCE NO. 189 JENSEN ANNEXATION OF PARCEL INTO CITY LIMITS

Dear Mayor,

Per your City Ordinance No. 189 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 \$1244.00** 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,

Pamela McGuire
Isle Harbor
Township Clerk-Treasurer