

CITY OF LITCHFIELD**ORDINANCE NO. 805****AN ORDINANCE OF THE CITY OF LITCHFIELD, MINNESOTA ANNEXING
LAND LOCATED IN LITCHFIELD TOWNSHIP, MEEKER 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 herein be annexed to the City of Litchfield, Minnesota, was duly presented to the Council of the City of Litchfield on the 16th day of November, 2020; and

WHEREAS, said property is unincorporated and abuts the City of Litchfield 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

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

WHEREAS, said property is currently zoned A-1 agricultural and annexation is requested to facilitate the extension of city services for the commercial development of the property; and

WHEREAS, the City of Litchfield held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on December 21, 2020, following thirty (30) days written notice by certified mail to the Town of Litchfield 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 LITCHFIELD
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 zone B-3 roadside business 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 Litchfield, Minnesota, are hereby extended to include the following described property, said land abutting the City of Litchfield 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 SE ¼ of Section 2, Township 119 North, Range 31 West, Meeker County, Minnesota, described as follows: Beginning at the Southwest corner of said SE ¼; thence on an assumed bearing of South 87 degrees 51 minutes 28 seconds East along the South line of said SE ¼ for 1182.50 feet; thence North 02 degrees 08 minutes 40 seconds East for 72.07 feet; thence North 38 degrees 12 minutes 05 seconds West for 694.68 feet; thence North 48 degrees 47 minutes 37 seconds West for 990.76 feet to its intersection with the West line of said SE ¼; thence South 00 degrees 26 minutes 16 seconds West along said last line for 1226.45 feet to the point of beginning and there terminating except any land already within the city.

The above-described property consists of a total of 19 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 zero (0).

5. The City of Litchfield, pursuant to Minnesota Statutes § 414.036, 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 Litchfield in accordance with the following schedule:

The parties have agreed to the following terms:

City of Litchfield will make a one-time payment of \$909.80 in 2021 to the Town of Litchfield. The amount of said payment represents 150% of the Township's share of the 2021 taxes.

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 Assistant Administrator of the City of Litchfield 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 Meeker County Auditor, and the Litchfield 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.

Adopted by the City Council this 19th day of January, 2021.

Attest:


ASSISTANT CITY ADMINISTRATOR

Approved:


MAYOR

(City Seal)

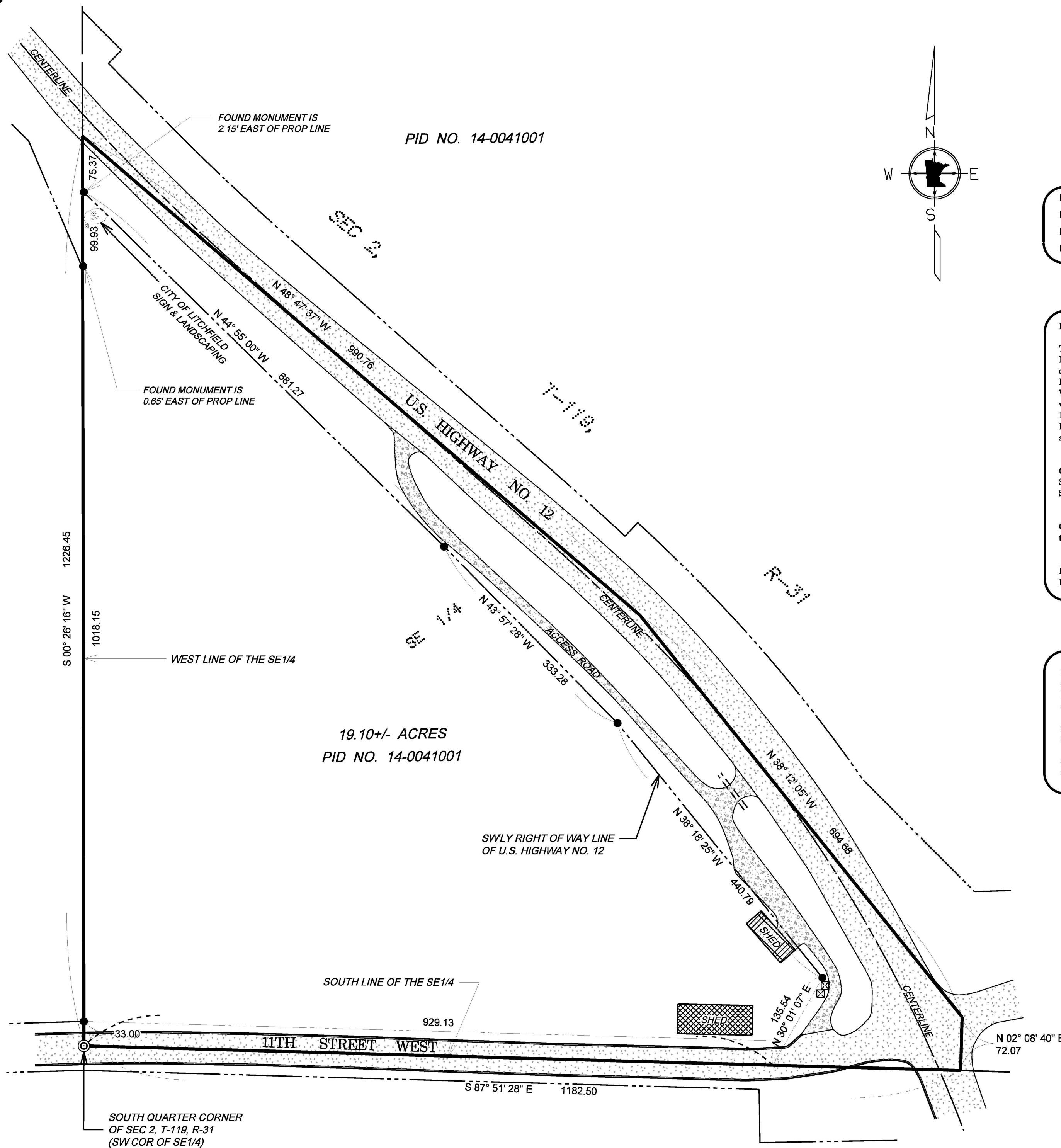
Public Hearing: December 21, 2020

First Reading: January 4, 2021

Second Reading: January 19, 2021

Effective Date: Date approved by Office of Administrative Hearings

Publication Date: Following approval by Office of Administrative Hearings





Northstar
Surveying

(320)693-3710
310 East Depot Street
Litchfield, MN 55355
ns_doug@qwestoffice.net
ns_chuck@qwestoffice.net

CLIENT NAME:
Barb Nelson

PROJECT ADDRESS
61961 US HWY 12
Litchfield, MN

DATE OF FIELD WORK: December 12, 2019	JOB NO: 19287	HORIZONTAL DATUM: Assumed
DATE OF MAP: December 16, 2019	DRAFTED BY: PMH	
REVISION: DATE, 20	CHECKED BY: DSH	VERTICAL DATUM: N/A
REVISION: DATE, 20		

Surveyed Description

PROPOSED LEGAL DESCRIPTION

That part of the Southeast Quarter (SE1/4) of Section 2, Township 119 North, Range 31 West, Meeker County, Minnesota, described as follows: Beginning at the southwest corner of said SE1/4; thence on an assumed bearing of South 87 degrees 51 minutes 28 seconds East along the south line of said SE1/4 for 1182.50 feet; thence North 02 degrees 08 minutes 40 seconds East for 72.07 feet; thence North 38 degrees 12 minutes 05 seconds West for 694.68 feet; thence North 48 degrees 47 minutes 37 seconds West for 990.76 feet to its intersection with the west line of said SE1/4; thence South 00 degrees 26 minutes 16 seconds West along last said line for 1226.45 feet to the point of beginning and there terminating. Subject to the right of way of existing U.S. Highway No.12 along the northeasterly line of the here described tract; subject to existing Eleventh Street along the south line of said SE1/4.

Containing 19.10 Acres, more or less.
Subject to easements of record.
Subject to any and all enforceable restrictive covenants.

CERTIFICATION: I hereby certify that this survey was prepared by me or under my direct supervision and that I am a Professional Licensed Surveyor under the Laws of the State of Minnesota.

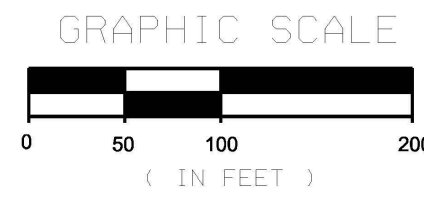
Doug Huhn
Doug Huhn
Registration No. 43808 - In the State of Minnesota

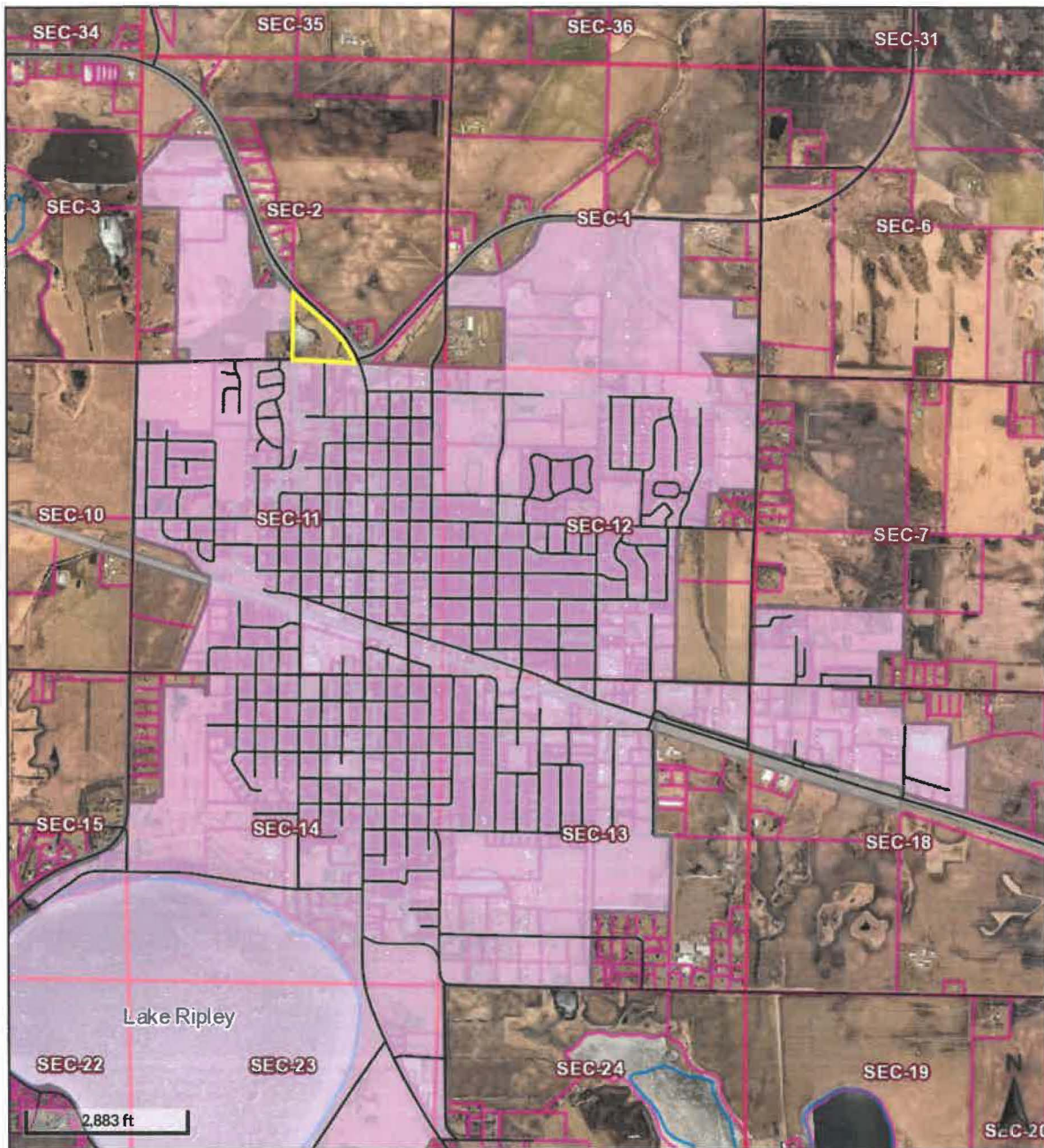
Surveyor's Notes

- Northstar Surveying prepared this survey without the benefit of a current abstract or title work. The property shown is based on a legal description provided by you the client or a general request at the appropriate County Recorder's office. We reserve the right to revise the survey upon receipt of a current title commitment or title opinion.
- Northstar Surveying was not contacted to locate the size, location, or existence of any/all easements, right-of-way lines, setback lines, agreements or other similar matters.
- Subsurface buildings, improvements and/or Environmental issues may exist on site that we were not made aware of and therefore were not examined or considered during the process of this survey.

LEGEND

- Set 1/2 Inch by 14 Inch Iron Pipe with Plastic Cap Inscribed with License No. 43808
- Found Monumentation
- Set PK Nail
- Government Section Corner
- Utility Pedestal
- Culvert
- Bituminous Surface
- Gravel Surface





Overview



Legend

Parcels

- <all other values>
- DITCH
- GAP
- LAKE
- OVERLAP
- RAILROAD
- ROAD
- Cities
- Sections
- Lakes
- Local Roads

Date created: 1/27/2021
Last Data Uploaded: 1/26/2021 6:48:38 PM

Developed by  **Schneider**
GEOSPATIAL