



4646 Dakota Street SE
Prior Lake, MN 55372

RECEIVED

By: OAH on July 1, 2021

**CITY OF PRIOR LAKE
ORDINANCE NO. 121-07**

**AN ORDINANCE OF THE CITY OF PRIOR LAKE, MINNESOTA ANNEXING
LAND LOCATED IN SPRING LAKE TOWNSHIP, SCOTT 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 Prior Lake, Minnesota, was duly presented to the Council of the City of Prior Lake on the 14th day of June 2021; and
- WHEREAS,** said property is unincorporated and abuts the City of Prior Lake on its southeastern 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,** annexation is requested to facilitate the extension of city services for the urban/residential development of the property; and
- WHEREAS,** the City of Prior Lake held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on June 7, 2021, following thirty (30) days written notice by certified mail to the Town of Spring Lake ('Town') 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 PRIOR 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 Prior Lake, Minnesota, are hereby extended to include the following described property, said land abutting the City of Prior 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:

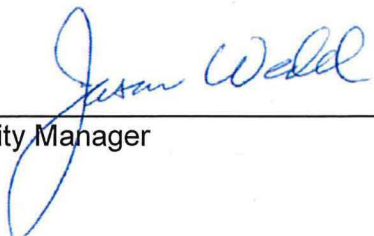
The South 662.41 feet of the East Half of the West Half of the Southeast Quarter of Section 12, Township 114, Range 22, Scott County Minnesota. Subject to an easement for road and utility purposes over, under and across the South 33.00 feet of the above described property. Also subject to an easement for road and utility purposes over, under and across that part of the above described property lying East of a line 33.00 feet West of the center line of Scott County Road Number 87. Scott County, Minnesota. (PID: 119120042)

The above described property consists of a total of 10 acres, more or less. Copies of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries is attached as Exhibit A.

4. The City of Prior Lake, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described herein, hereby annexed, shall pay to the Town of Spring Lake as follows:
 - a. Two times the amount in taxes that the Township levied against the property in 2021, the year of annexation.
 - b. The City shall remit payment in two equal payments, the first payment is due by December 15th in the year the property is annexed, and the second payment is due by December 15th in the year following annexation.
 - c. Property ID 119120042 had Town taxes payable in 2021 of \$908.23.
 - d. Two times that amount equals \$1,816.46 to be paid in two equal payments of \$908.23 each.
5. 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 of Spring Lake on the subject for which reimbursement is required.
6. Following the execution of, and compliance with terms in the Agreement for Annexation of the Steven G. Shimek and Lee Ann Shimek Revocable Trust Property and the Deposit Agreement for the Steven G. Shimek and Lee Ann Shimek Revocable Trust Property, the City Manager of the City of Prior 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 Scott County Auditor, and the Spring Lake Township Clerk.
7. 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 Prior Lake City Council this 14th day of June 2021.

ATTEST:



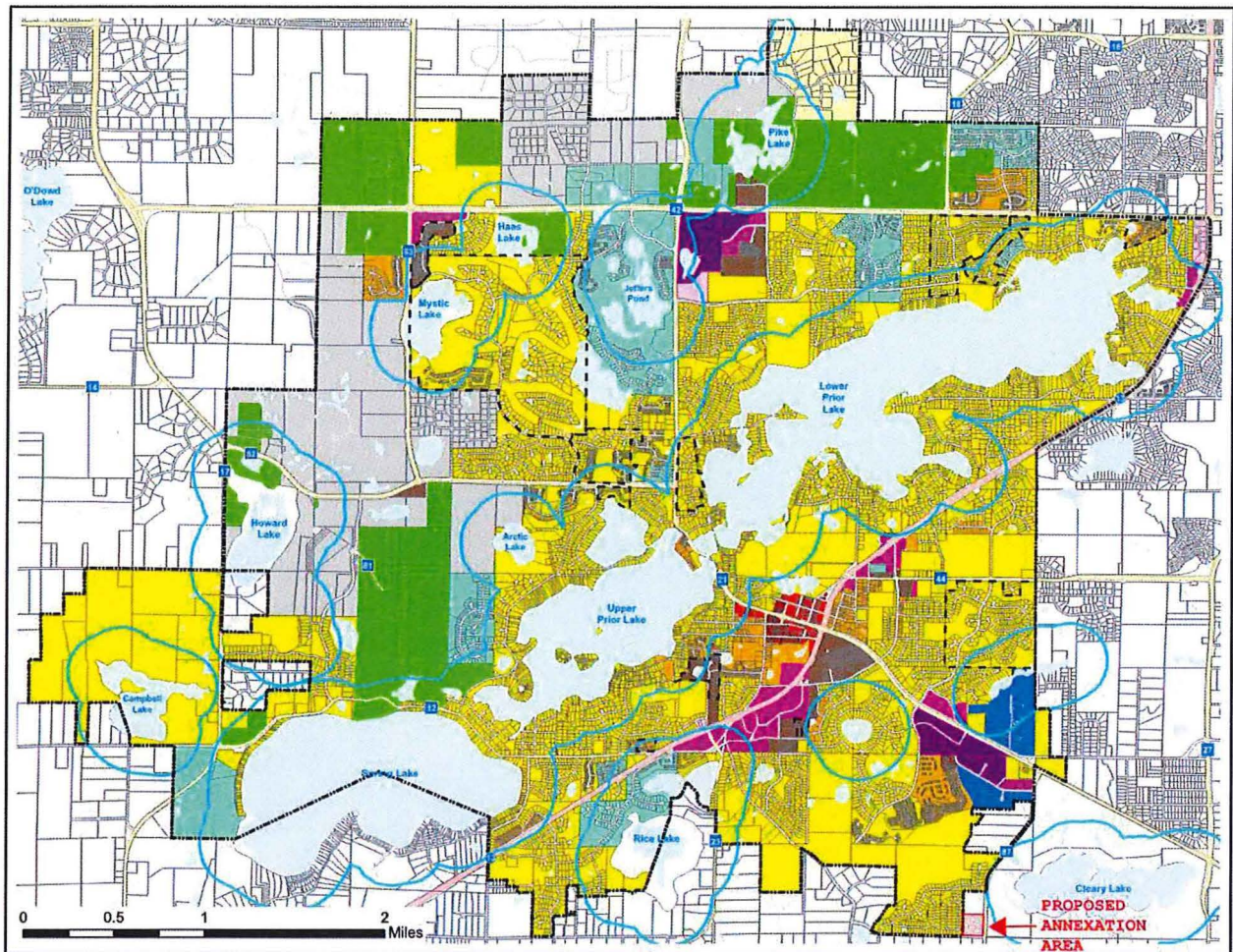
City Manager



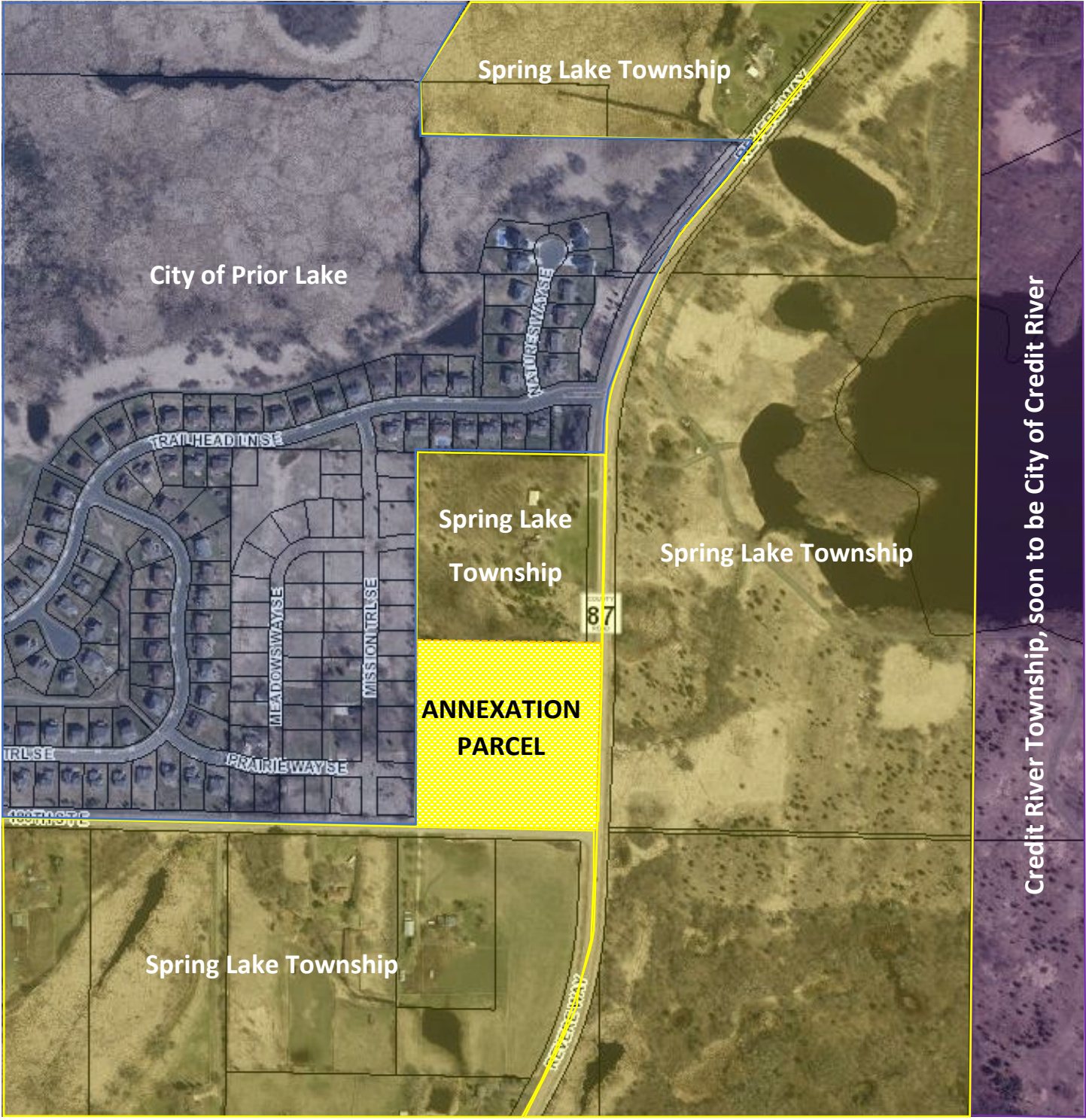
Mayor

A summary of this ordinance was published in the Prior Lake American on the 3rd day of July 2021.

EXHIBIT A


















Location Map
Shimek Annexation
17944 Revere Way, Prior Lake, MN 55372 (PID 119120042)





ZONING

USE DISTRICTS

-  PUD OVERLAY
-  SHORELAND OVERLAY
-  A: AGRICULTURAL
-  R-S: RURAL RESIDENTIAL
-  R-1: LOW DENSITY RESIDENTIAL
-  R-2: MED DENSITY RESIDENTIAL
-  R-3: HIGH DENSITY RESIDENTIAL
-  TC: TOWN CENTER
-  TC: TRANSITIONAL TOWN CENTER
-  C-1: NEIGHBORHOOD COMMERCIAL
-  C-2: GENERAL BUSINESS
-  C-3: BUSINESS PARK
-  I-1: GENERAL INDUSTRIAL
-  PUD: PLANNED UNIT DEVELOPMENT
-  SMSC TRUST LAND

This product is for informational purposes and is not suitable for legal, engineering, or surveying purposes. This product has been produced by the City of Prior Lake for the sole purpose of geographic reference. No warranty is made by the City of Prior Lake regarding specific accuracy or completeness.

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Last Updated November 2020

