

**CITY OF FARIBAULT
ORDINANCE No. 2021-8**

ANNEXING LAND OWNED BY THE CITY IN WALCOTT TOWNSHIP

THE CITY OF FARIBAULT ORDAINS AS FOLLOWS:

SECTION 1. Legislative Findings. The City Council of the City of Faribault finds and determines as follows:

- A. The City owns the property legally described in the attached EXHIBIT A and shown on the maps attached as EXHIBIT B and EXHIBIT C ("City Property").
- B. The City is authorized by Minnesota Statutes, section 414.033, subdivision 2(1) to annex by ordinance unincorporated land that it owns.
- C. The notice and hearing requirements in Minnesota Statutes, section 414.033, subdivision 2a do not apply to the annexation of City-owned land.
- D. The floodplain, shoreland, and electric utility notice requirements of Minnesota Statutes, section 414.033, subdivisions 11 and 12 do not apply to this annexation.
- E. The City Property:
 - (1) Includes one (1) parcel in Walcott Township ("Town") containing approximately 3.5 acres;
 - (2) Is not currently developed and has a population of zero;
 - (3) Is not subject to real estate taxes, and so the City is not required to pay any tax reimbursement to the Town under Minnesota Statutes, section 414.036 related to this annexation;
 - (4) Is not subject to any special assessment, and there is no Town debt attributable to the City Property;
 - (5) Is not immediately adjacent to any Town roads; and
 - (6) Is not part of an orderly annexation agreement.

SECTION 2. Annexation. Per Minnesota Statutes, section 414.033, subdivision 2(1), the City Council hereby declares the City Property, as legally described in EXHIBIT A and shown in EXHIBIT B and EXHIBIT C, to be annexed to the City of Faribault effective as of the date approved by the Office of Administrative Hearings.

SECTION 3. Filing. The City Administrator is 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 Rice County Auditor, and the Town Clerk.

SECTION 4. Designated Zoning District. Upon the Office of Administrative Hearings' approval of the subject annexation, this Ordinance designates the zoning district of the annexed property as O, Agriculture/Open Space. The Official Zoning Map of the City of Faribault shall not be re-published to show the aforesaid zoning. However, the City Planner shall appropriately mark the Official Zoning Map on file with the Department of Community and Economic Development to indicate the zoning.

SECTION 5. Not Codified. This is a transitory ordinance and shall not be codified as part of the City Code.

First Reading: August 24, 2021

Second Reading: September 14, 2021

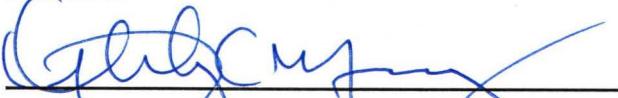
Publication Date: September 21, 2021

Faribault City Council



Kevin F. Voracek, Mayor

Attest:

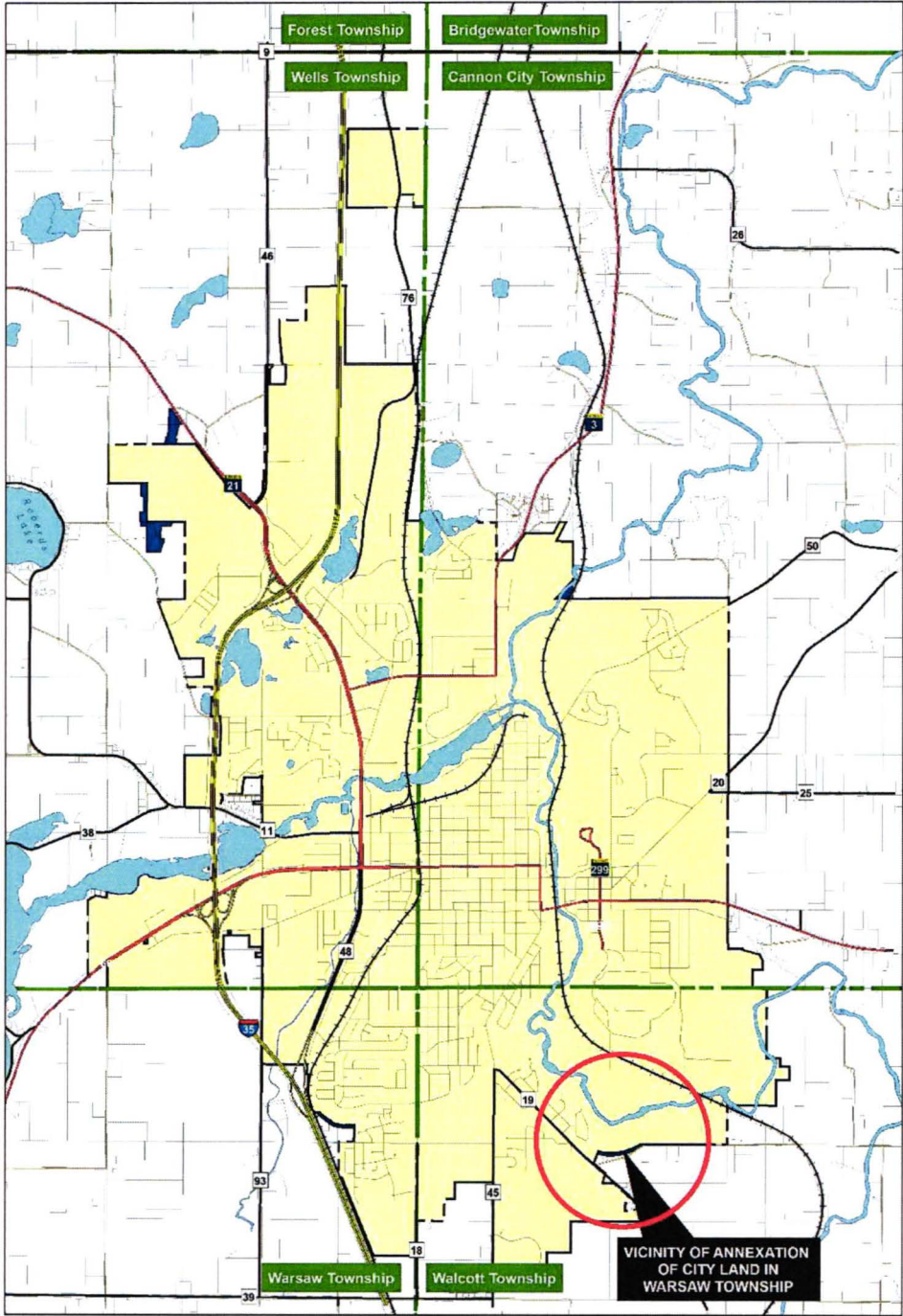


Timothy C. Murray, City Administrator

EXHIBIT A
LEGAL DESCRIPTION OF CITY PROPERTY IN WALCOTT TOWNSHIP

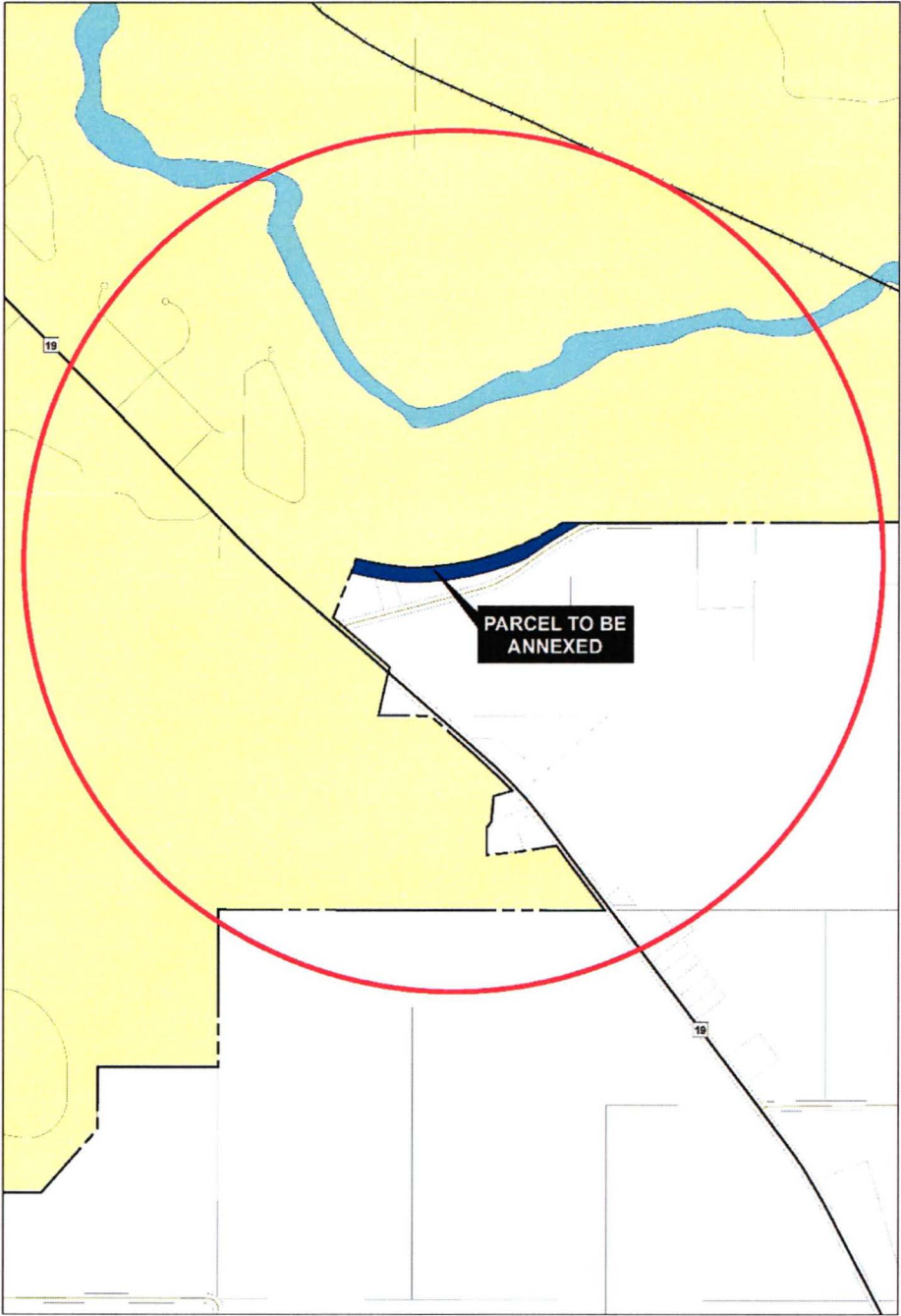
All that area within the N ½ of the NW ¼ of Section 8, Township 109, Range 20, Rice County, lying north of the southerly right-of-way line of Chicago, Milwaukee, St. Paul and Pacific Railroad as shown on Document A757110, also known as Survey Plat of the City of Faribault Nature Interpretive Center.

EXHIBIT B
MAP SHOWING GENERAL VICINITY OF ANNEXATION OF CITY LAND
IN WALCOTT TOWNSHIP



VICINITY OF ANNEXATION OF CITY LAND IN WALCOTT TOWNSHIP

**EXHIBIT C
ANNEXATION OF CITY PROPERTY IN WALCOTT TOWNSHIP**



ANNEXATION OF CITY PARCEL IN WALCOTT TOWNSHIP

