

**ORDINANCE NO. 401**

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

**WHEREAS**, the City of Aitkin is requesting that property legally described on attached Exhibit A be annexed to the City of Aitkin, Minnesota; and

**WHEREAS**, said property is unincorporated and is 100 percent surrounded by the City limits; and

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

**WHEREAS**, the City of Aitkin held a public hearing pursuant to Minnesota Statutes § 414.033 Subd. 2b, on November 1, 2021, following thirty (30) days written notice by certified mail to the Town of Aitkin and to all landowners within and contiguous to the area legally described on attached Exhibit A, 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 AITKIN HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as hereinafter described is 100 percent surrounded by the city limits and is or is about to become urban or suburban in nature in that city services, including public sewer facilities, are currently available to serve these parcels.
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 Aitkin, Minnesota, are hereby extended to include the following described property, to wit:

***SEE ATTACHED EXHIBIT A***

The above described property consists of a total of 24.22 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 on attached Exhibit A and hereby annexed is 6.
5. The City of Aitkin, pursuant to Minnesota Statutes § 414.036, that with respect to the property taxes payable on the area legally described on attached Exhibit A, hereby annexed, shall make a cash payment to the Town of \$684.00 in accordance with the following schedule:

***OPTION A:***

- a. In the first year following the year in which the City of Aitkin could first levy on the annexed area, an amount equal to \$342.00; and
  - b. In the second year, an amount equal to \$342.00
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 on attached Exhibit A, there are no special assessments or debt incurred by the Town on the subject area for which reimbursement is required.

7. That the City Clerk of the City of Aitkin 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 Aitkin County Auditor, and the Aitkin 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.

PASSED AND ADOPTED by the City Council of the City of Aitkin, Minnesota, this 7<sup>th</sup> day of February 2022.

  
\_\_\_\_\_  
Mayor

ATTEST:  
  
\_\_\_\_\_  
City Administrator



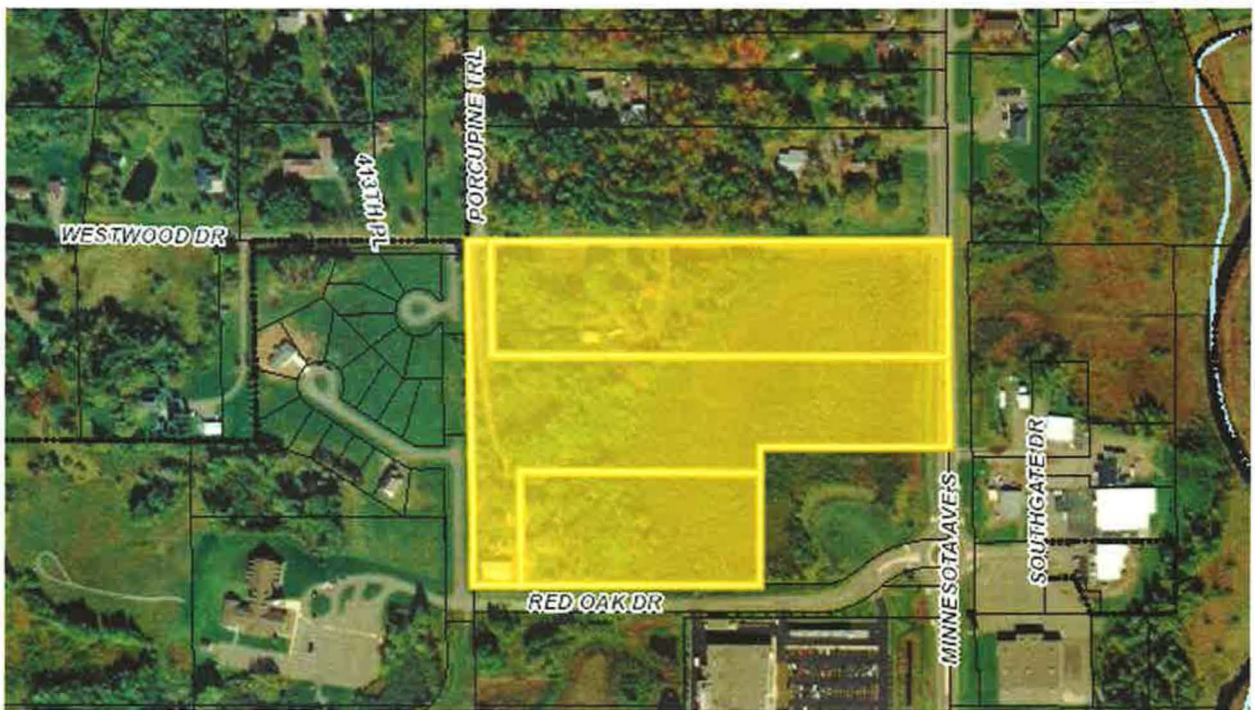
## Exhibit A

### Legal Descriptions

The Northeast Quarter of the Northeast Quarter, Section 35, Township 47, Range 27, Aitkin County, Minnesota, lying north of the South 20 rods.

EXCEPT

All that part of the Northeast Quarter of Northeast Quarter (NE1/4 of NE1/4) of Section Thirty-five (35), Township Forty-seven (47), Range Twenty-seven (27); described as follows: Commencing at the northeast corner of said Section 35 and running South along the East line of said Section 35 a distance of 590 feet to the point of beginning of the tract hereby described; thence West parallel with the North line of said Section 35 a distance of 550 feet; thence South parallel with the East line of said Section 35 a distance of 400 feet; thence East parallel with the North line of said Section 35 to the East line of said Section 35; thence North along the East line of said Section 35 to the point of beginning.





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