

**CITY OF FARIBAULT  
ORDINANCE NO. 2022-11**

**ANNEXING CERTAIN LANDS FROM CANNON CITY TOWNSHIP AND ZONING SUCH  
LANDS IN THE I-1, LIGHT INDUSTRIAL DISTRICT**

**THE CITY OF FARIBAULT ORDAINS:**

**WHEREAS**, on March 18, 2022, the City of Faribault (the "City") received a petition for annexation of 2.38 acres of real property that is legally described on Exhibit A attached hereto and depicted on Exhibit B attached hereto (the "Identified Land"); and

**WHEREAS**, in accordance with Minnesota Statutes, section 414.033, subd. 2b, the City held a public hearing on May 10, 2022, after giving 30 days' notice thereof by certified mail to the owner of the Identified Land, Cannon City Township, and all landowners within and contiguous to the Identified Land; and

**WHEREAS**, the Identified Land abuts the City, is less than 120 acres, is not presently served by public wastewater facilities and such facilities are not otherwise available, and the annexation petition was duly submitted by the fee owner of the Identified Land; and

**WHEREAS**, the Identified Land is not contiguous to any property that was either simultaneously proposed to be annexed or previously annexed within the preceding 12 months; and

**WHEREAS**, the Identified Land is about to become urban or suburban in character; and

**WHEREAS**, the Identified Land is not located within a flood plain or shoreland area; and

**WHEREAS**, all conditions required under Minnesota Statutes, section 414.033, subd. 2(3) have been met; and

**WHEREAS**, the City also provided the petitioner with written notice that the cost of electric utility service may change if the land is annexed into the City and such notice included an estimate of the changes in such service.

**NOW, THEREFORE**, the City Council of the City of Faribault does hereby ordain as follows:

**Section I.** The above recitals are incorporated into this ordinance as if fully

set forth herein.

**Section II.** In accordance with Minnesota Statutes, section 414.033, subd. 2(3), the City Council hereby declares by ordinance that the Identified Land, as legally described on Exhibit A and depicted on Exhibit B, is annexed to the City.

**Section III.** Taxes payable to Cannon City Township in 2022 on the Identified Land total \$128.57 and those 2022 taxes shall be paid to Cannon City Township. Pursuant to Minnesota Statutes, section 414.036, the City shall make a cash reimbursement to Cannon City Township with respect to the property taxes in accordance with the following schedule: The City shall pay Cannon City Township the sum of \$160.71 in 2023 and the sum of \$160.71 in 2024. The total of said two-year reimbursement amount equates to 250% of the taxes payable to Cannon City Township on the Identified Land during 2022.

**Section IV.** There are no special assessments assigned by Cannon City Township to the Identified Land, nor is there any debt incurred by Cannon City Township attributable to the Identified Land.

**Section V.** The City Administrator is directed to promptly file a copy of this ordinance with the Office of Administrative Hearings (Chief Administrative Law Judge), the Cannon City Township clerk, the Rice County Auditor's Office, and the Minnesota Secretary of State. The City Administrator is directed to perform any additional actions that are deemed necessary to effectuate the intent of this ordinance.

**Section VI.** Upon annexation to the City, the Identified Land shall be zoned I-1, Light Industrial on the City's Official Zoning Map and guided for Commercial/Industrial/Mixed-Use.

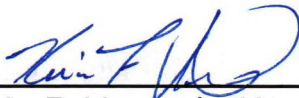
**Section VII.** This ordinance shall be effective following its adoption and publication and the annexation is final on the date of approval by the Chief Administrative Law Judge.

First Reading: April 26, 2022

Second Reading and Public Hearing: May 10, 2022

Publication Date: May 17, 2022

**Faribault City Council**



Kevin F. Voracek, Mayor

**ATTEST:**



Timothy C. Murray, City Administrator

## EXHIBIT A

### Legal Description of the Identified Land

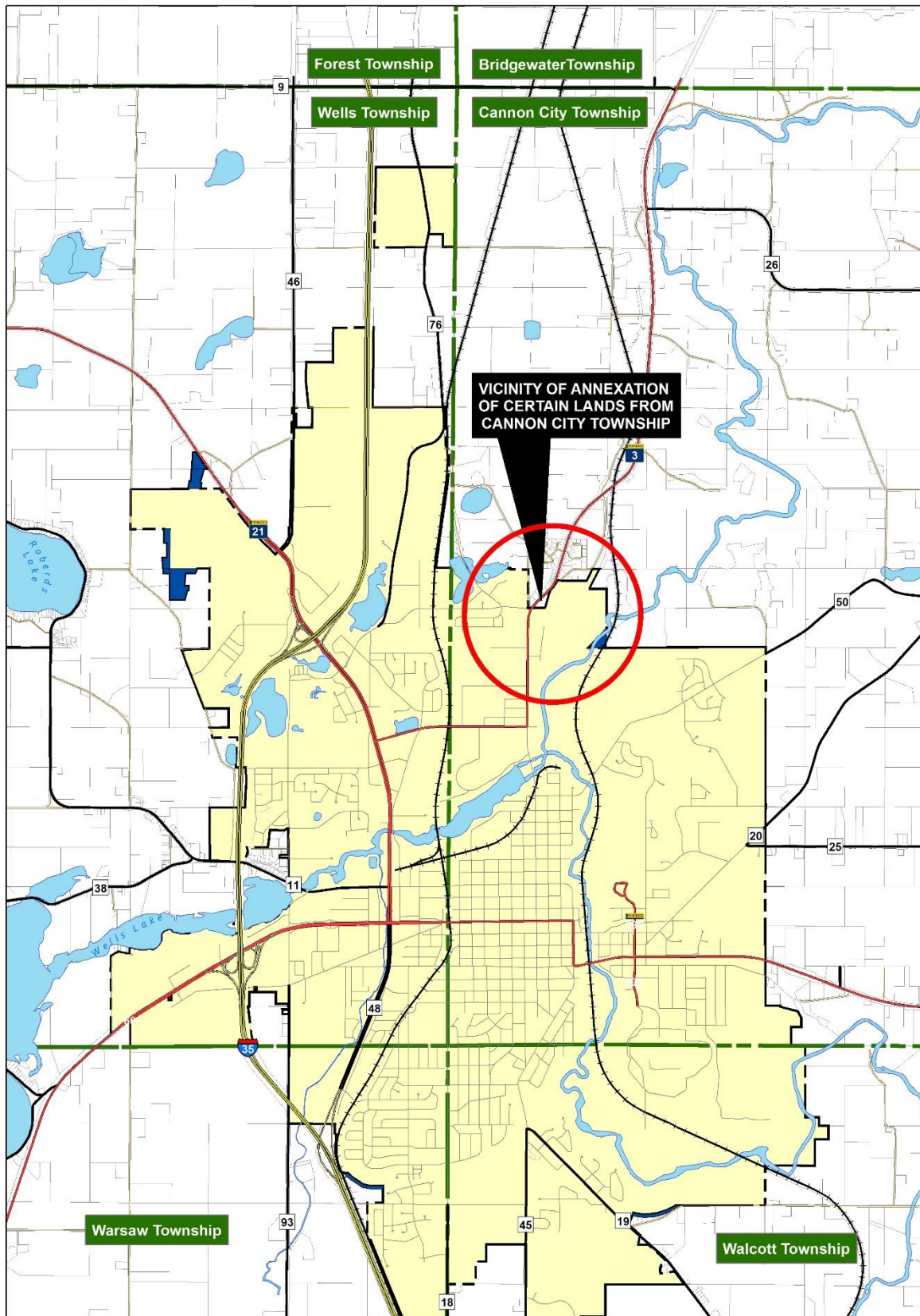
All that part of the S1/2 of the N1/2 of the NE1/4 of Section 19, Township 110 North, Range 20 West of the 5th P.M., Rice County, Minnesota, lying southeasterly from the center line of Minnesota Trunk Highway No. 3; and westerly of the proposed highway, as set forth in that certain Final Certificate, recorded in Book 225 of Deeds, on pages 48-62, in the office of the County Recorder, Rice County, Minnesota. EXCEPTING THEREFROM that part of the above described property, shown as Parcel 201 on Minnesota Department of Transportation Right of Way Plat Numbered 66-4 as the same is on file and of record in the Office of the County Recorder, Rice County, Minnesota; and subject to rights of access if any of record.

ALSO EXCEPTING THEREFROM That part of the NW1/4 of the NE1/4 of Section 19, Township 110 North, Range 20 West, shown as Parcel 301 on Minnesota Department of Transportation Right of Way Plat Numbered 66-37 as the same is on file and of record in the Office of the County Recorder in and for Rice County, Minnesota.

EXHIBIT B

Depiction of the Identified Land





**VICINITY OF ANNEXATION OF CERTAIN LANDS  
FROM CANNON CITY TOWNSHIP**

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