

**City of Big Lake
Ordinance No. 2024-04**

**AN ORDINANCE ANNEXING LAND LOCATED IN BIG LAKE TOWNSHIP,
SHERBURNE COUNTY, MINNESOTA, PURSUANT TO MINNESOTA STATUTES
§ 414.033 SUBDIVISION 2(3), PERMITTING ANNEXATION BY ORDINANCE**

WHEREAS, all of the property owners of the lands described below have petitioned the Big Lake City Council to annex this property to the City of Big Lake, pursuant to Minnesota Statutes Section 414.033, subdivision 2(3); and

WHEREAS, the property is unincorporated and abuts the City of Big Lake on its northern boundary; and is less than 120 acres; and

WHEREAS, the property is designated for future industrial land use, and annexation is requested to correct a legal description omission that occurred when the primary parcel was originally annexed into the City by Joint City of Big Lake and Big Lake Township Resolution No. 96-34 on December 17, 1996 designating orderly and immediate annexation (OA-477); and

WHEREAS, the area of land proposed for annexation is less than an acre; and

WHEREAS, City of Big Lake held a public hearing pursuant to Minnesota Statutes § 414.033, subd. 2b, on March 13, 2024, following thirty (30) days' written notice by certified mail to Big Lake Township 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 BIG LAKE HEREBY ORDAINS AS FOLLOWS:

1. The Land as described herein abuts the city limits and is or is about to become urban or suburban in nature in that industrial 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 Big Lake, Minnesota, are hereby extended to include the following described property, said land abutting the City of Big Lake and being 120 acres or less in area, which 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 portion of Lot 2, Block 1, of Big Lake Industrial Park East Plat Three lying southerly of the following described line: Commencing at the Southeast corner of the said Northwest Quarter of the Southwest Quarter (NW1/4 SW1/4) of Section Twenty-one (21); thence North on and along the 1/16 section line a distance of 567.5 feet; thence West at right angles to the said 1/16 section line a distance of 868 feet, and there terminating.

Portion of Tax Parcel Property ID No. 65-00512-0110

The above-described property consists of a total of less than one acre, 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.
5. That the City Clerk of the City of Big 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 Sherburne County Auditor, and the Big Lake Township Clerk.
6. That the Office of Administrative Hearings is hereby requested to issue its order approving this annexation.
7. This ordinance shall be effective immediately upon its passage and publication, and approval by the Office of Administrative Hearings, Boundary Adjustments, and State of Minnesota.

Adopted by the Big Lake City Council this 13th day of March, 2024.

Exhibit A

MAPS SHOWING CITY LIMITS, SURROUNDING PROPERTY, AND SECTION OF PARCEL BEING ANNEXED



