



CITY OF MORA
MORA MUNICIPAL UTILITIES



101 Lake Street South
Mora, MN 55051-1588

ci.mora.mn.us

320.679.1511

Fax 320.679.3862

320.679.1451

July 30, 2015

Mr. Steve Simon
MN Secretary of State
180 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul, MN 55155



The City of Mora would like to inform you that the State of Minnesota's Office of Administrative Hearings has reviewed and approved City of Mora Ordinance No. 436, an ordinance extending the corporate limits of the City to include 39.49 acres owned by Donald Servin. Enclosed please find copies of the order approving the annexation, City of Mora Ordinance No. 436, and a map identifying the annexed area.

Please contact me at 320-225-4807 if you have any questions.

Sincerely,

CITY OF MORA

Beth Thorp
Community Development Planner

Encl.

160477

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Mora from Arthur Township
(MBAU Docket A-7938)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On July 21, 2015, the city of Mora (City) adopted Ordinance Number 436 (Ordinance) annexing certain real property (Property) owned by Donald Servin legally described as follows:


Northwest Quarter of Southwest Quarter (NW¼ of SW¼) of Section 23, Township 39 Range 24, subject to highways and mineral rights of record, if any, Kanabec County, Minnesota.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2014), the Ordinance is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to Minn. Stat. § 414.036 (2014), the City will reimburse Arthur Township as stated in Ordinance Number 436.

Dated: July 30, 2015



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Kanabec County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order Approving Annexation Ordinance within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2013). However, no request for amendment shall extend the time of appeal from this Order.

ORDINANCE NO. 436

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MORA, MINNESOTA,
REPEALING ORDINANCE NO. 434 AND EXTENDING THE CORPORATE LIMITS OF
THE CITY TO INCLUDE CERTAIN LAND OWNED BY DONALD SERVIN**

WHEREAS, Donald Servin submitted a petition for the annexation of 39.49± acres of land into the City of Mora from Arthur Township dated May 1, 2015; and

WHEREAS, the City accepted Servin's petition on May 5, 2015 and scheduled a public hearing to be held on June 16, 2015; and

WHEREAS, the area being considered for annexation is generally located west of State Highway 65 and south of State Highway 23. The area is legally described as:

Northwest Quarter of Southwest Quarter (NW1/4 of SW1/4) of
Section 23 Township 39 Range 24,
subject to highways and mineral rights of record, if any,
Kanabec County, Minnesota

WHEREAS, the property to be annexed is 39.49± acres in area; the annexation area abuts upon the City limits at the southwestern boundary and none of it is presently included within the corporate limits of any incorporated City; the annexation area is not included in any area that has already been designated for orderly annexation; there is 1 property owner in the area proposed for annexation; the reason for the requested annexation is to provide municipal services to an area about to become developed; the territory is or is about to become urban or suburban in character; the annexation is in the best interest of the subject area; and, the population of the area is estimated to be zero (0) persons.

NOW THEREFORE, THE CITY COUNCIL THE CITY OF MORA, MINNESOTA, DOES HEREBY ORDAIN:

Section 1. That Ordinance No. 434 is hereby repealed in its entirety.

Section 2. The City Council hereby determines and finds that the property abuts the municipality and is less than 120 acres in size, that the area is appropriate for annexation by ordinance under Minnesota Statute 414.033, Subd. 2 (3) and that the Petition complies with all provisions of Minnesota Statute 414.033.

Section 3. The property is urban or suburban in character or is about to become so.

Section 4. Pursuant to law, a public hearing was scheduled with proper notification given, and held on Tuesday, June 16, 2015, prior to the City Council's decision on this annexation ordinance.

Section 5. The corporate limits of the City of Mora are hereby extended to include said property and the same is hereby annexed to and included within the City of Mora as if the property had originally been a part thereof.

Section 6. Pursuant to the Mora Zoning Ordinance Section 152.040, the Planning Commission held a public hearing on June 8, 2015 to review the permanent zoning classification and Comprehensive Plan land use designation for the property annexed by this ordinance in order to make a recommendation to the City Council. The City Council adopted Ordinance No. 433, an ordinance designating a permanent zoning classification of B-2 (General Business District) and a Comprehensive Plan land use designation of Commercial, on June 16, 2015.

Section 7. Pursuant to MN Statute 414.033, Subd. 12, the property taxes payable on the area described herein and hereby annexed shall continue to be paid to Arthur Township for the year in which the annexation becomes effective. Further, pursuant to MN Statute 414.036, the City of Mora shall reimburse Arthur Township for a portion of the taxable property in substantially equal payments over not less than two nor more than eight years from the time of annexation. Based on the Township's portion of taxes payable 2015 being \$66.59, the City shall rmake annual reimbursement payments of \$33.60 to the Township for five years beginning in 2016.

Section 8. The City provided the petitioner with an electric utility service notice, as required by Minnesota Statute 414.033, Subd. 13, dated May 12, 2015.

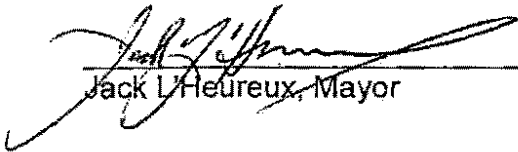
Section 9. The City Clerk is directed to file certified copies of this ordinance with the State of Minnesota Office of Administrative Hearings, Arthur Township, the Kanabec County Auditor-Treasurer and the Minnesota Secretary of State.

Section 10. This ordinance takes effect upon its passage and publication and filing of the certified copies as directed in Section 8 and approval of ordinance by the State of Minnesota Office of Administrative Hearings.

The foregoing ordinance was introduced and moved for adoption by Council Member Treiber and seconded by Council Member Skramstad.

Voting for the ordinance: . all
Voting against the ordinance: none
Abstained from voting: ..none..
Absent:none.....

Motion carried and ordinance adopted this 21st day of July, 2015.

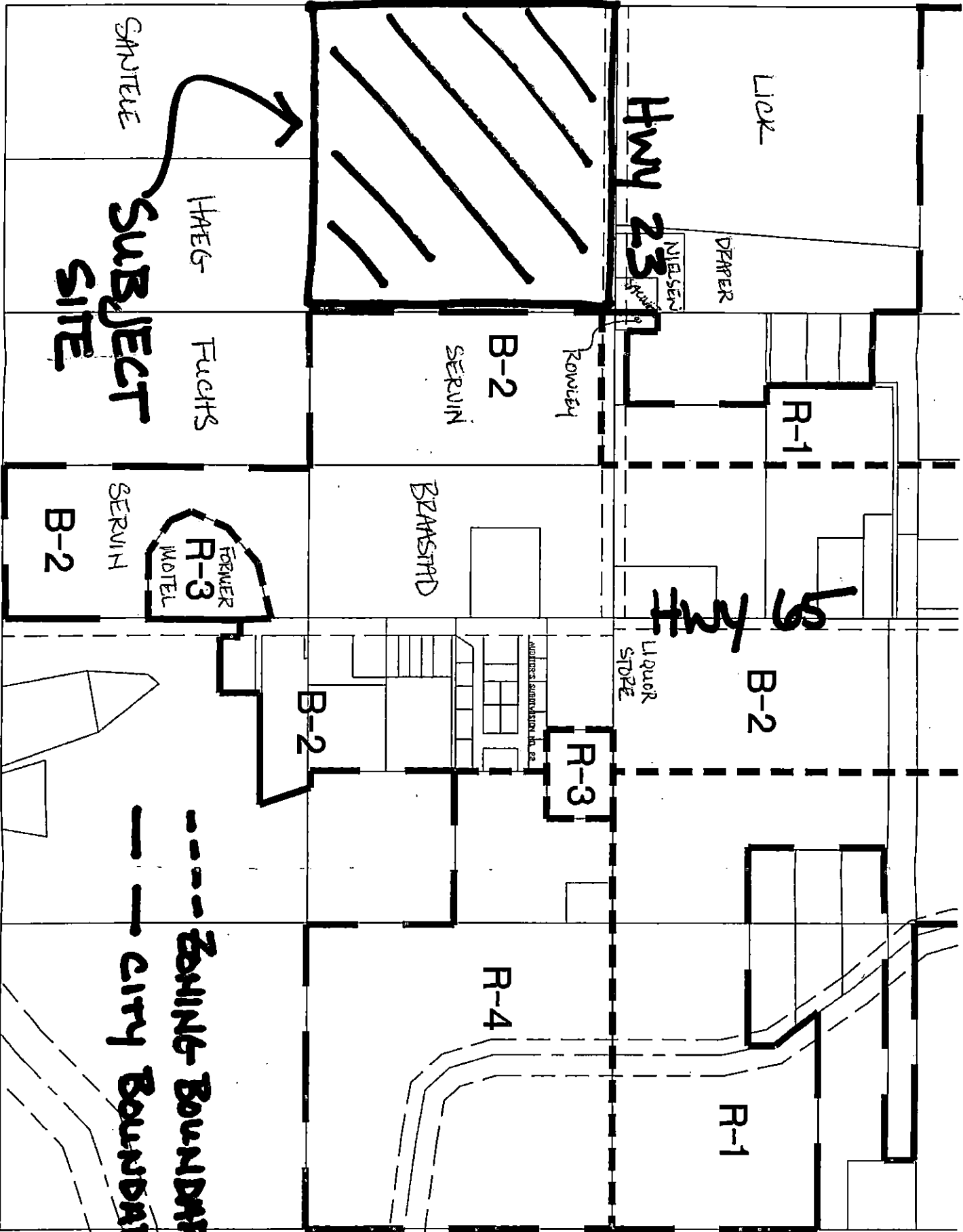


Jack L. Heureux, Mayor

ATTEST:



Joel Dhein, City Administrator



SUBJECT SITE

HWY 23

HWY 65

ZONING BOUNDARY
CITY BOUNDARY

