

ORDINANCE NO. 71, SEVENTH SERIES

AN ORDINANCE OF THE CITY OF FERGUS FALLS, MINNESOTA ANNEXING LAND LOCATED IN THE FERGUS FALLS, TOWNSHIP, OTTER TAIL COUNTY MINNESOTA PURSUANT TO MINNESOTA STATUTE §414.033 SUBDIVISION 2, PERMITTING ANNEXATION BY ORDINANCE.

WHEREAS, the area proposed to be annexed is completely surrounded by land within the municipal limits of the City of Fergus Falls; and

WHEREAS, said property is not located within the flood plain or shoreline area; and

WHEREAS, said property to be annexed is requested to facilitate the extension of city services for the residential/urban/commercial/industrial development of the property; and

WHEREAS, the City of Fergus Falls held a public hearing pursuant to Minnesota Statutes §414.033 SUBD.2 (2b) on the 16th day of July, 2018, following 30 days written notice by certified mail to the Town of Fergus Falls and to all landowners within and contiguous to the area legally described in the attached Exhibit A, to be annexed; and

WHEREAS, provisions of Minnesota Statute §414.033, SUBD. 13 are not applicable in that there will be no change to the electric utility service provider resulting from the annexation of the territory to the municipality.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF FERGUS FALLS HEREBY ORDAINS AS FOLLOWS:

1. The City Council hereby determines that the property as herein after described in the attached Exhibit A is completely surrounded by lands within the municipal limits.
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 Statutes §414.0325.
3. The corporate limits of the City of Fergus Falls, Minnesota are hereby extended to include the following described property in attached Exhibit A, said land completely surrounded by land within the municipal limits.

The subject matter of this ordinance is the real estate legally described on the attached Exhibit A which is herein incorporated by reference.

The above described property consists of the total of minimal acres, more or less. A copy of the corporate boundary map showing the property to be annexed and its relationship to the corporate boundaries is attached hereto.



4. That the population of the area described in the attached Exhibit A and hereby annexed is seven (7).
5. Pursuant to Minnesota Statute §414.033 SUBD. 12, property taxes payable on the annexed land shall continue to be paid to the Town of Fergus Falls for levy year 2019. Beginning in levy year 2020 and every year thereafter, the City of Fergus Falls shall levy and be paid all property taxes payable on the annexed land.
6. That the City Administrator of the City of Fergus Falls 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 Otter Tail County Auditor, and the Fergus Falls Township Clerk.
7. 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.

THIS ORDINANCE was introduced on July 16, 2018, and adopted by the City Council of the City of Fergus Falls, Minnesota on the 6th day of August, 2018, by the following vote:

AYES: Rachels, Rufer, Thompson, Arneson, Spidahl, Hicks, Fish

NAYS: None

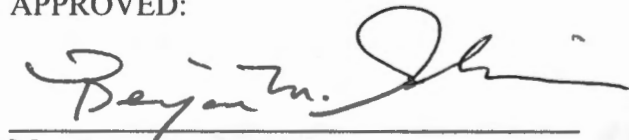
ABSENT: Appert

ATTEST:



City Administrator

APPROVED:



Mayor

Published in the Fergus Falls Daily Journal on August 17, 2018.
Effective date: September 1, 2018

**OFFICE OF THE CITY ATTORNEY
FERGUS FALLS, MINNESOTA**

City Attorney:

Rolf H. Nycklemoe

Assistants:

David H. Nycklemoe of Counsel

Van R. Ellig

Joseph R. Ellig

Kelsee Macintosh-Ellig

Professional Building
106 E. Washington Avenue
Fergus Falls, MN 56537
Telephone No. (218) 736-5673
Fax No. (218) 736-5466

October 17, 2018

Mr. Steve Simon
Office of the Secretary of State
180 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
Saint Paul, MN 55155-1299

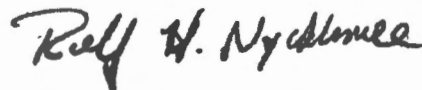
Dear Mr. Simon:

RE: Annexation – City of Fergus Falls-Fergus Falls Township

Pursuant to Minnesota Statute 414.033, Subd 7, I am herewith enclosing a copy of the Ordinance No. 71, Seventh Series, adopted by the City of Fergus Falls and completed with the filing of same with the Chief Administrative Law Judge of the State of Minnesota.

This information is given to you for your reference purposes. If you have any questions, please contact me.

Sincerely yours,



Rolf Nycklemoe
City Attorney

RHN:bjl

Enc.

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