

# **CITY OF INDEPENDENCE ORDINANCE NO. 2018-03**

## **AN ORDINANCE ESTABLISHING THE HAMILTON CENTURY FARM STORM SEWER IMPROVEMENT TAX DISTRICT**

**THE CITY OF INDEPENDENCE,  
MINNESOTA DOES ORDAIN:**

### **Section I. Background: Findings.**

1.01. The City is authorized by Minnesota Statutes, Sections 444.16 - 444.21 (the "Act") to establish a storm sewer improvement tax district (the "District") to acquire, construct, reconstruct, extend, maintain and otherwise improve storm sewer systems and related facilities within the District in accordance with the Act and to levy a tax on all taxable property within the District to finance such activities. Any real estate acquisition shall be by voluntary conveyance or by eminent domain proceedings conducted in accordance with applicable law.

1.02. It is found and determined that it is in the best interests of Independence and its storm water management program that the District be established for the property being developed as Hamilton Century Farm. The District shall be comprised of the following land within Independence legally described as follows:

The North Half of the Southeast Quarter and the Southeast Quarter of the Southeast Quarter in Section 35, Township 118, Range 24, Hennepin County, Minnesota, except that part of said Southeast Quarter of the Southeast Quarter lying South of Painter Creek.

And to be platted as Hamilton Century Farm, Hennepin County, Minnesota.

### **Section II. Establishment: Authorizations.**

2.01. The Hamilton Century Farm Storm Sewer Improvement Tax District is established. The city shall have all powers and authority conferred by the Act in the operation and financing of the activities of the District.

2.02. The boundaries of the District are as described above.

2.03. The City Administrator is authorized and directed to file a certified copy of the ordinance with the Hennepin County Auditor, the Office of the Hennepin County Recorder.

### **Section III. This ordinance shall become effective upon its adoption and publication and shall be recorded with the Hennepin County Auditor, Registrar of Titles and Recorder.**

Adopted by the City Council of the city of Independence this 17th day of July, 2018.

/s/ Marvin Johnson, Mayor

ATTEST:

/s/ Mark Kaltsas

City Administrator

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