

**SENATE
STATE OF MINNESOTA
NINETIETH SESSION**

S.F. No. 1749

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DATE
03/06/2017

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Introduction and first reading
Referred to Local Government

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to local government; providing for effect of orderly annexation agreement;
1.3 limiting the annexation by ordinance of certain parcels; amending Minnesota
1.4 Statutes 2016, section 414.0325, subdivision 6.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2016, section 414.0325, subdivision 6, is amended to read:

1.7 Subd. 6. **Validity, effect of orderly annexation agreement.** An orderly annexation
1.8 agreement is a binding contract upon all parties to the agreement and is enforceable in the
1.9 district court in the county in which the unincorporated property in question is located. The
1.10 provisions of an orderly annexation agreement are not preempted by any provision of this
1.11 chapter unless the agreement specifically provides so. If an orderly annexation agreement
1.12 provides the exclusive procedures by which the unincorporated property identified in the
1.13 agreement may be annexed to the municipality, the municipality shall not annex that property
1.14 by any other procedure. Property subject to an orderly annexation agreement is not subject
1.15 to any type of annexation by any city not a party to the orderly annexation agreement, and
1.16 any petition or other filing by a nonparty city shall be denied as soon as the parcel to be
1.17 annexed is identified as being subject to an orderly annexation agreement. An ordinance
1.18 adopted by a city not a party to the orderly annexation seeking to annex property subject to
1.19 an orderly annexation is void.

1.20 **EFFECTIVE DATE.** This section is effective the day following final enactment.