

CITY OF COON RAPIDS, MINNESOTA

CHAPTER 1-900

EMINENT DOMAIN

1-901 Power to Acquire Property. The City may acquire by purchase, gift, devise, or condemnation, any property, tangible or intangible, either within or without its corporate boundaries, which may be needed by the City for any public use or purpose. [Revised 1/11/94, Ordinance 1478]

1-902 Proceedings in Acquiring Property. The necessity for the taking of any property by the City shall be determined by the Council and shall be declared by a resolution which shall describe such property as nearly as possible and state the use to which it is to be devoted. In acquiring property by exercising the power of eminent domain, the City shall proceed according to the laws of this State, except as otherwise provided in this Charter. [Revised 1/11/94, Ordinance 1478]

1-903 City May Take Entire Plant. If the City condemns a public utility which is operated at the time of the commencement of the condemnation proceedings as one property or one system, it shall not be necessary in the condemnation proceedings or any of the proceedings of the Council, to describe or treat separately the different kinds of property composing such system; but all of the property, lands, articles, franchises, and rights which comprise such system may, unless otherwise ordered by the court, be treated together as one (1) property and an award for the whole property in one (1) lump sum may be made by the commissioners or other body assessing the damage on condemnation. This does not prevent the City, when the plant and property are separable into distinct parts, from acquiring only such part or parts thereof as may be necessary in the public interest.

