

**RESOLUTION 2017-270****A RESOLUTION OF THE CITY OF ISANTI PETITIONING THE MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS FOR ANNEXATION OF CERTAIN PORTIONS OF ISANTI TOWNSHIP TO THE CITY OF ISANTI PURSUANT TO MINNESOTA STATUTES §414.0325**

**WHEREAS**, the City of Isanti (the “City”), Isanti County, Minnesota, abuts and is bordered on the City’s northerly, easterly, and southerly boundaries by the Isanti Township (the “Township”), Isanti County, Minnesota; and,

**WHEREAS**, certain portions of the Township designated herein for annexation have been developed in an urban or suburban manner or are about to become urban or suburban in character; and,

**WHEREAS**, the certain portions of the Township designated herein for annexation which are now urban or suburban or are about to become urban or suburban in character, abut or are completely surrounded by the City; and,

**WHEREAS**, the City and the Township executed and filed an orderly annexation agreement (hereinafter the “1973 OA Agreement”) (Exhibit 2), dated the 31<sup>st</sup> of August, 1973, (File NO: A-2457(OA)) with the Minnesota Municipal Board (now the Office of Administrative Hearings (“OAH”)) containing a designated annexation area including the areas designated now for annexation; and,

**WHEREAS**, on September 19, 2017, the City of Isanti passed Joint Resolution No. 2017-236 (Exhibit 1), which amended the Orderly Annexation Agreement between the City and the Township pursuant to §414.0325 subd 1; and,

**WHEREAS**, said Joint Resolution has agreed to all the terms and conditions for the annexation of the subject parcels; and,

**WHEREAS**, the City has the professional staff, the capacity, and the ability to provide municipal services to Township areas there are subject to the Joint Resolution for Orderly Annexation; and,

**WHEREAS**, said Joint Resolution was sent to the Township on September 20, 2017 via United States Post Office Certified Mail for the Township’s consideration; and,

**WHEREAS**, on September 21, 2017, Mr. Greg T. Anderson, a Township employee, signed the Certified Mail Return Receipt on behalf of the Isanti Township; and,

**WHEREAS**, on September 12<sup>th</sup>, 2017, the Township, at the regularly scheduled Town Meeting, the Town Board passed unanimously to ‘not approve the forced annexation by the City of Isanti and proposed residents of Isanti Township’ (Exhibit 3); and,

**WHEREAS**, the Township was provided 30 days from September 20, 2017 to approve said Joint Resolution; and,

**WHEREAS**, the Township took no action on said Joint Resolution during the regularly scheduled Town Board meeting on October 10, 2017 (Exhibit 4); and,

**WHEREAS**, the Township has not approved said Joint Resolution by October 20, 2017, the 30-day deadline; and,

**WHEREAS**, the Township has refused to approve the Joint Resolution for Orderly Annexation of the areas designated herein for annexation in violation of the 1973 OA Agreement; and,

**WHEREAS**, the 1973 OA Agreement has been executed by both the City and the Township numerous times over the last several years, with no objection raised by the Township; and,

**WHEREAS**, the 1973 OA Agreement will be inoperative and have no meaning or effect, and will in fact be violated if the OAH does not order annexation of the areas designated herein for annexation that have been allowed to grow in an urban or suburban manner; and,

**WHEREAS**, Minnesota Statutes, Section 414.0325, Subdivision 1, provides as follows:

**Initiating the proceeding.**

(a) One or more townships and one or more municipalities, by joint resolution, may designate an unincorporated area as in need of orderly annexation. One or more municipalities, by joint resolution with the county, may designate an unincorporated area in which there is no organized township government as in need of orderly annexation.

(b) A designated area is any area which the signatories to a joint resolution for orderly annexation have identified as being appropriate for annexation, either currently or at some point in the future, pursuant to the negotiated terms and conditions set forth in the joint resolution. Land described as a designated area is not, by virtue of being so described, considered also to be annexed for purposes of this chapter.

(c) The joint resolution will confer jurisdiction on the chief administrative law judge over annexations in the designated area and over the various provisions in said agreement by submission of said joint resolution to the chief administrative law judge.

(d) The resolution shall include a description of the designated area and the reasons for designation.

(e) Thereafter, an annexation of any part of the designated area may be initiated by:

(1) submitting to the chief administrative law judge a resolution of any signatory to the joint resolution; or

(2) the chief administrative law judge.

(g) If a joint resolution designates an area as in need of orderly annexation and states that no alteration of its stated boundaries is appropriate, the chief administrative law judge may review and comment, but may not alter the boundaries.

(h) If a joint resolution designates an area as in need of orderly annexation, provides for the conditions for its annexation, and states that no consideration by the chief administrative law judge is necessary, the chief administrative law judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of the resolution.

**WHEREAS**, it is the intent and desire of the City to resolve the issue of annexation for the betterment of the community by initiating a legal proceeding under state law for the immediate annexation of certain areas of the Township, legally described herein, with the OAH Municipal Boundary Adjustment Unit; and,

**WHEREAS**, The City Council of the City of Isanti supports the filing of this Resolution with the OAH Municipal Boundary Adjustment Unit for an immediate annexation order, or in the alternative, a hearing regarding the annexation of the areas of Isanti Township, legally described herein, to the City.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** by the City Council of the City of Isanti, Minnesota that:

1. The Minnesota Office of Administrative Hearings is hereby requested to hold an administrative hearing pursuant to Minnesota Statutes § 414.09, on the question of annexation of certain portions of Isanti Township, Isanti County, Minnesota, legally described within Exhibit 1 attached within this document, pursuant to Minnesota Statutes § 414.0325.
2. The subject area of the Township designated for annexation through the 1973 Orderly Annexation Agreement to the City (hereinafter referred to as the "Subject Area") is legally described within Exhibit 1, attached hereto. The aforementioned 1973 Orderly Annexation Agreement between the City and the Township is included in Exhibit 2, attached hereto.
3. The subject parcels within the Township subject to the aforementioned Joint Resolution abut or are completely surrounded by the City of Isanti.
4. That pursuant to Minnesota Statutes § 414.09, the following parties are entitled to notice:
  - a. Isanti Township, as the township presently governing the parcels, described within Exhibit 1, that are subject to annexation through the 1973 Orderly Annexation Agreement.
  - b. Isanti County, as the county in which the parcels subject to annexation through the 1973 Orderly Annexation Agreement are located.

**BE IT FURTHER RESOLVED:**


1. That City staff is hereby directed to file this resolution, along with the applicable filing fees, with the Minnesota Office of Administrative Hearings – Municipal Boundary Adjustment Unit for annexation of the Subject Areas pursuant to the Minnesota Statute § 414.0325 and the 1973 Orderly Annexation Agreement to the City of Isanti. City staff is further directed to serve a copy of this resolution upon the Isanti Township.

This Resolution is hereby approved by the Isanti City Council this 7<sup>th</sup> day of November, 2017.

Attest:



Katie Brooks  
Human Resources/City Clerk



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Mayor George A. Wimmer

**A JOINT RESOLUTION**

**CITY OF ISANTI, MN RESOLUTION 2017-236**

**ISANTI TOWNSHIP RESOLUTION: \_\_\_\_\_**

**IN THE MATTER OF THE AMENDMENT TO THE ORDERLY ANNEXATION  
BETWEEN THE CITY OF ISANTI, MINNESOTA AND ISANTI TOWNSHIP,  
MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.0325 SUBD 1**

**WHEREAS**, the Township of Isanti and the City of Isanti are parties to a Joint Resolution for Orderly Annexation, which Joint Resolution was duly filed with the Municipal Board on August 31, 1973, (File NO: A-2457(OA)); and,

**WHEREAS**, the City of Isanti and Isanti Township designate for orderly annexation, the described lands defined in Exhibits "A" through "I", located within Isanti Township, County of Isanti, Minnesota; and,

**WHEREAS**, the City of Isanti and Isanti Township are in agreement as to the orderly annexation of the unincorporated lands described; that both believe it will be to their benefit and to the benefit of their respective residents; and,

**WHEREAS**, Minnesota Statutes § 414.0325 provides a procedure whereby the City of Isanti and Isanti Township may agree on a process of orderly annexation of designated areas; and,

**WHEREAS**, Both the City of Isanti and Isanti Township have agreed to all the terms and conditions for the annexation of the lands legally described in Exhibits "A" through "I" and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation of the properties as described within Exhibits "A" through "I" in accordance with the terms of this Joint Resolution.

**NOW, THEREFORE, BE IT RESOLVED**, jointly by the City Council of the City of Isanti and the Township Board of Isanti Township as follows:

- 1) That the following described lands identified in Exhibits "A" through "I" in Isanti Township are subject to orderly annexation pursuant to Minnesota Statutes § 414.0325.
- 2) That the described lands identified in Exhibits "A" through "I" consist of approximately 99 acres, the population in the subject area is approximately 61 persons, and the land use types are residential, recreational, agricultural, and commercial.
- 3) That the described lands identified in Exhibits "A" through "I" are urban or suburban or about to become so, and since the City of Isanti has either provided services, or is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.

EXHIBIT 1

- 4) That Isanti Township and the City of Isanti, by submission of this Joint Resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.
  
- 5) Pursuant to condition 3 of the Joint Resolution for Orderly Annexation between the City of Isanti and Isanti Township, the City of Isanti agrees to pay the property owner(s) whose property has been annexed into the City through this Joint Resolution, a portion of the difference between the Isanti Township portion of property taxes and the City of Isanti portion of the property taxes as described in Exhibit "K", subject to the following<sup>1</sup>:
  - a. If a property has immediate access to both sewer and water, then the City will pay no difference as described above to the property owner(s).
  
  - b. If a property has immediate access to either sewer or water, then the City will reimburse half (50 percent) the difference as described above to the property owner(s).
    - i. Reimbursement shall be made to the property owner(s) per the following schedule:
      1. In the first year following the year the City of Isanti could first levy on the annexed area, an amount equal to 67 percent of the total reimbursement.
      2. In the second year, an amount equal to 34 percent of the total reimbursement.
      3. In the third year, an amount equal to 0 percent of the total reimbursement.
  
  - c. If a property has no immediate access to either sewer or water, then the City will reimburse the full (100 percent) difference as described above to the property owner(s).
    - i. Reimbursement shall be made to the property owner(s) per the following schedule:
      1. In the first year following the year the City of Isanti could first levy on the annexed area, an amount equal to 67 percent of the total reimbursement.
      2. In the second year, an amount equal to 34 percent of the total reimbursement.

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<sup>1</sup> Specific property owner(s) payments for properties annexed through this Joint Resolution is described in Exhibit "L" attached to this document.

EXHIBIT 1

3. In the third year, an amount equal to 0 percent of the total reimbursement.
  
- 6) Reimbursement to Isanti Township for lost taxes on annexed property, pursuant to Minnesota Statute § 414.036, per the following schedule<sup>2</sup>:
  - a. In the first year following the year in which the City of Isanti could first levy on the annexed area, an amount equal to \$3,077.50; and
  - b. In the second year, an amount equal to \$3,077.50; and,
  - c. In the third and final year, an amount equal to \$3,077.50.
  
- 7) The City of Isanti and Isanti Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

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<sup>2</sup> Specific property payments are described in Exhibit "J" attached to this document.

ISANTI TOWNSHIP BOARD

Adopted by Resolution of the Isanti Township Board this \_\_\_\_\_ day of \_\_\_\_\_ 201\_\_.


By: \_\_\_\_\_  
ITS: Chairman

By: \_\_\_\_\_  
ITS: Township Clerk

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CITY OF ISANTI CITY COUNCIL

Adopted by Resolution of the City Council of Isanti this 19<sup>th</sup> day of September 2017.

  
\_\_\_\_\_  
Mayor George A. Wimmer

ATTEST:

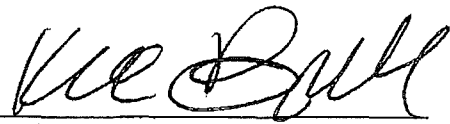
  
\_\_\_\_\_  
Katie Brooks  
City Clerk/ Human Resources



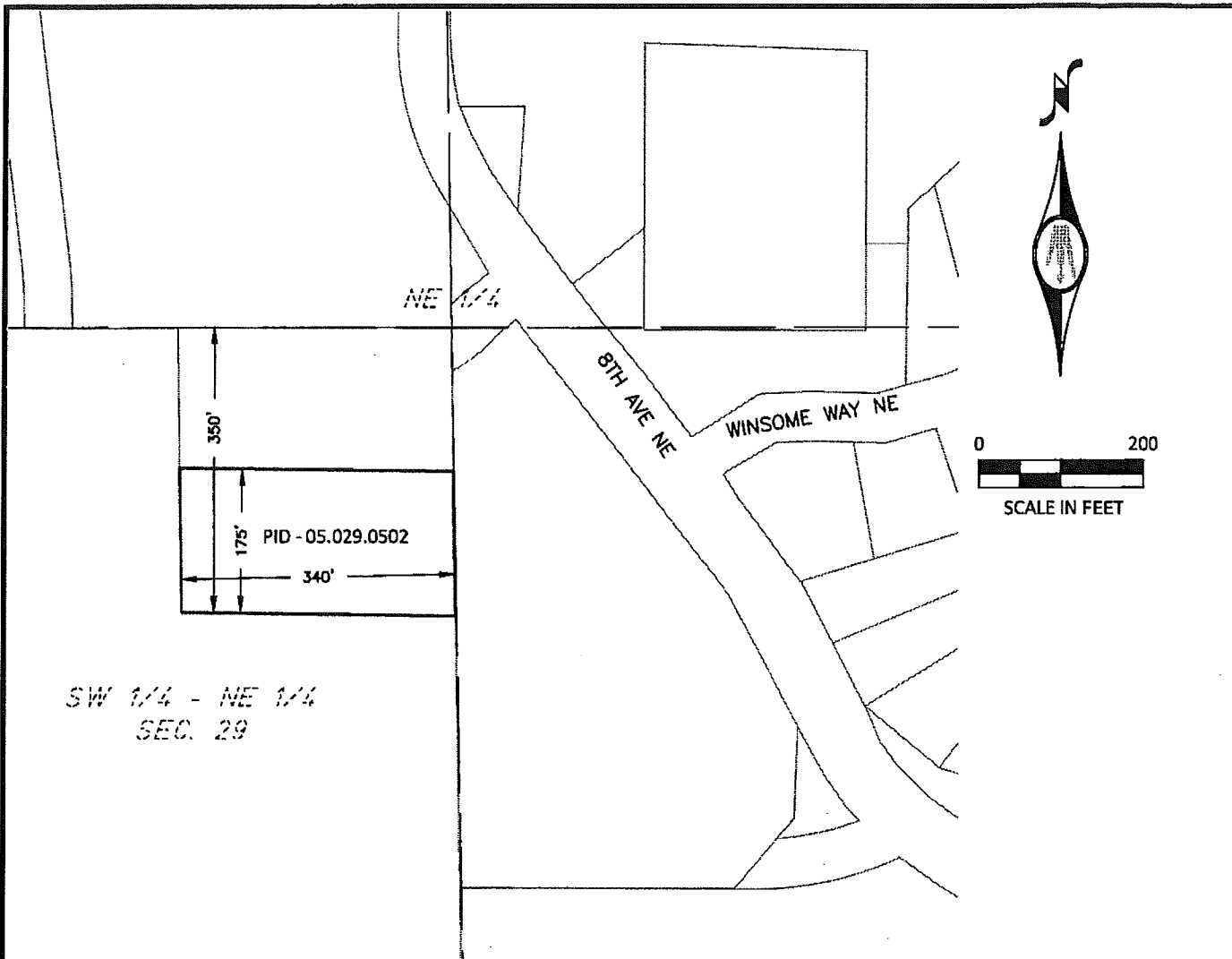
EXHIBIT 1

**EXHIBIT A**

**DISCRIPTION OF PARCELS**

**PID 05.029.0502**

The south 175.00 feet of the north 350.00 feet of the east 340.00 feet of the Southwest Quarter of the Northeast Quarter of Section 29, Township 35 North, Range 23 West of the 5th Principal Meridian, Isanti County, Minnesota.



SW 1/4 - NE 1/4  
SEC. 29

**PROPOSED DESCRIPTION**

The south 175.00 feet of the north 350.00 feet of the east 340.00 feet of the Southwest Quarter of the Northeast Quarter of Section 29, Township 35 North, Range 23 West of the 5th Principal Meridian, Isanti County, Minnesota.



ANNEXATION AREA: ± 1.37 ACRES

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF SEC. 29, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



**BOLTON  
& MENK**

7533 SUNWOOD DR NW, SUITE 206  
RAMSEY, MINNESOTA 55303  
(763) 433-2851

FOR: CITY OF ISANTI

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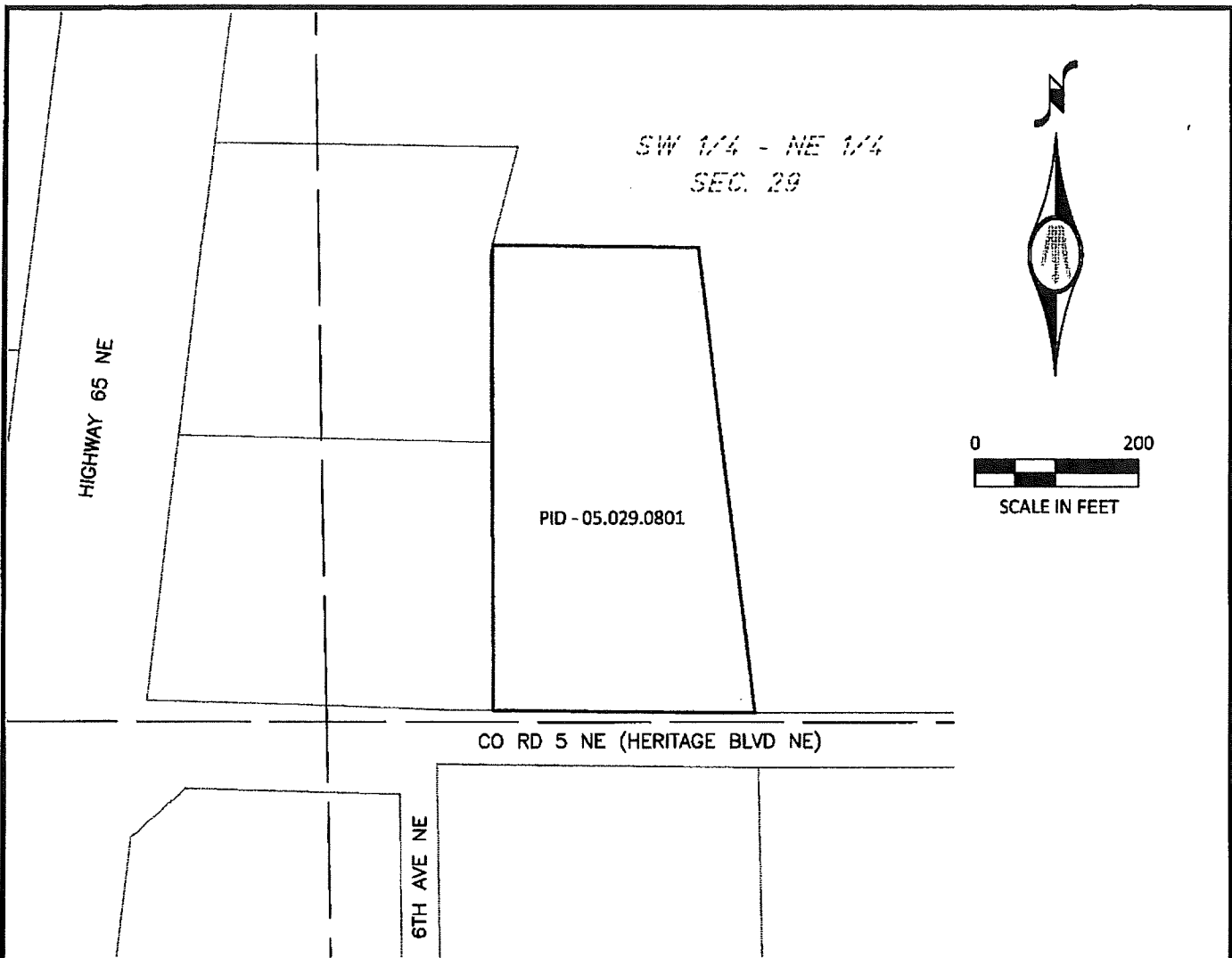
**EXHIBIT B**

**DISCRIPTION OF PARCELS**

**PID 05.029.0801**

That part of the Southwest Quarter of the Northeast Quarter (SW 1/4 of NE 1/4) of Section Twenty-nine (29), Township Thirty-five (35), Range Twenty-three (23), described as follows:

Commencing at the southwest corner of said SW 1/4 of NE 1/4; thence along the south line thereof South 89 degrees, 59 minutes 25 seconds East, assumed basis of bearings, a distance of 216.67 feet to the point of beginning; thence North 01 degree 16 minutes 13 seconds West 560.00 feet; thence South 89 degrees 59 minutes 25 seconds East 262.00 feet; thence South 01 degree 16 minutes 13 seconds East 560.00 feet to the south line of said SW 1/4 of NE 1/4; thence along said south line North 89 degrees 59 minutes 25 seconds West 262.00 feet to the point of beginning.



 ANNEXATION AREA: ± 3.37 ACRES

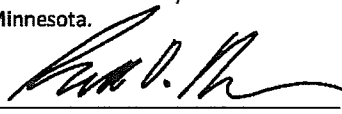
**PROPOSED DESCRIPTION**

That part of the Southwest Quarter of the Northeast Quarter (SW 1/4 of NE 1/4) of Section Twenty-nine (29), Township Thirty-five (35), Range Twenty-three (23), described as follows:

Commencing at the southwest corner of said SW 1/4 of NE 1/4; thence along the south line thereof South 89 degrees, 59 minutes 25 seconds East, assumed basis of bearings, a distance of 216.67 feet to the point of beginning; thence North 01 degree 16 minutes 13 seconds West 560.00 feet; thence South 89 degrees 59 minutes 25 seconds East 262.00 feet; thence South 01 degree 16 minutes 13 seconds East 560.00 feet to the south line of said SW 1/4 of NE 1/4; thence along said south line North 89 degrees 59 minutes 25 seconds West 262.00 feet to the point of beginning.

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.



Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF SEC. 29, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



**BOLTON  
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FOR: CITY OF ISANTI

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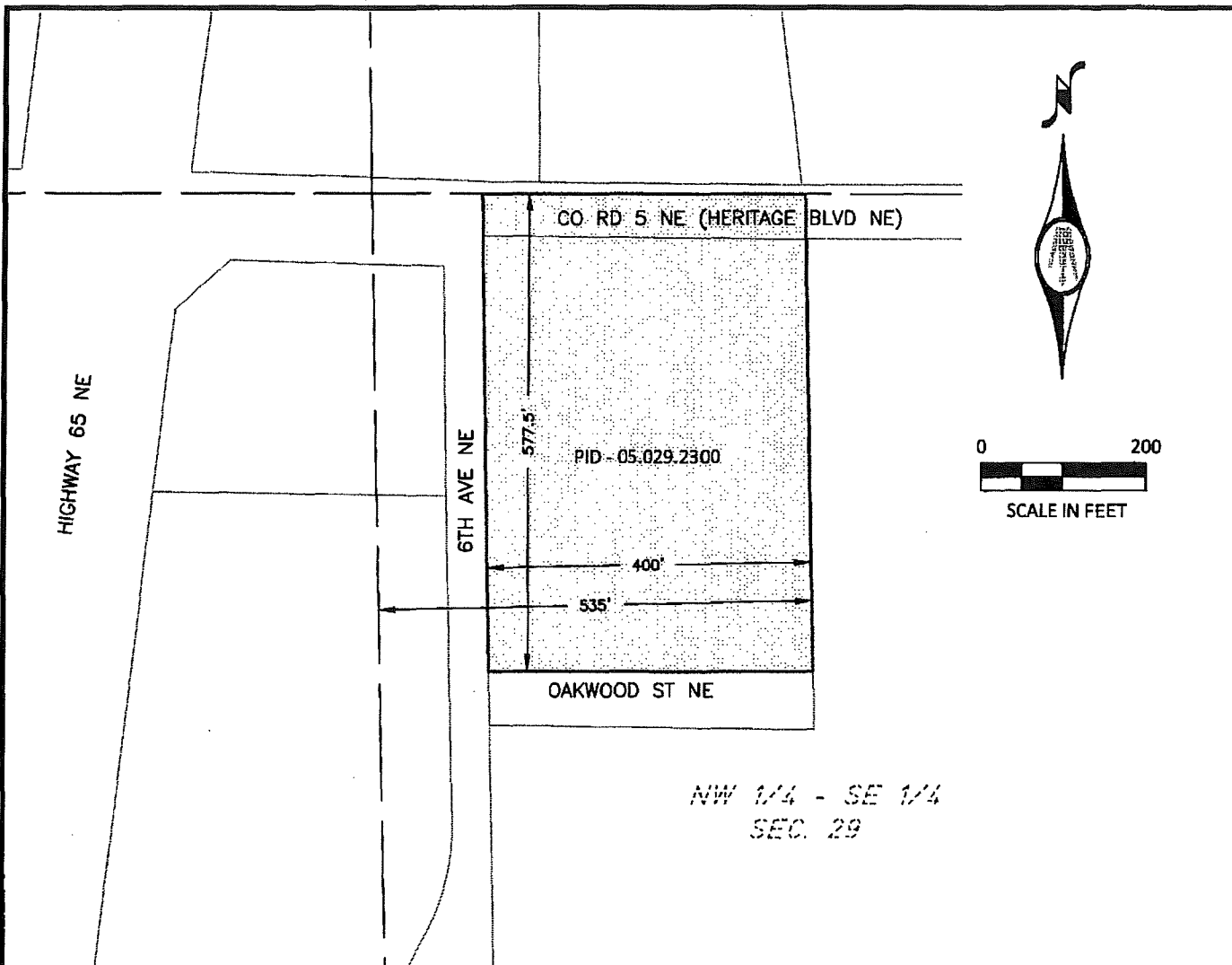
**EXHIBIT C**

**DISCRIPTION OF PARCELS**

**PID 05.029.2300**

The north 577.5 feet of the east 400 feet of the west 535 feet of the Northwest Quarter of the Southeast Quarter of Section 29, Township 35, Range 23, Isanti County, Minnesota.

EXHIBIT 1



NW 1/4 - SE 1/4  
SEC. 29

PROPOSED DESCRIPTION

The north 577.5 feet of the east 400 feet of the west 535 feet of the Northwest Quarter of the Southeast Quarter of Section 29, Township 35, Range 23, Isanti County, Minnesota.

SURVEYOR'S CERTIFICATION

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Russell O. Halverson  
License Number 41813

04/27/2017  
Date



ANNEXATION AREA: ± 5.3 ACRES

ANNEXATION EXHIBIT  
ISANTI, MN

PART OF SEC. 29, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



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FOR: CITY OF ISANTI

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**EXHIBIT D**

**DISCRIPTION OF PARCELS**

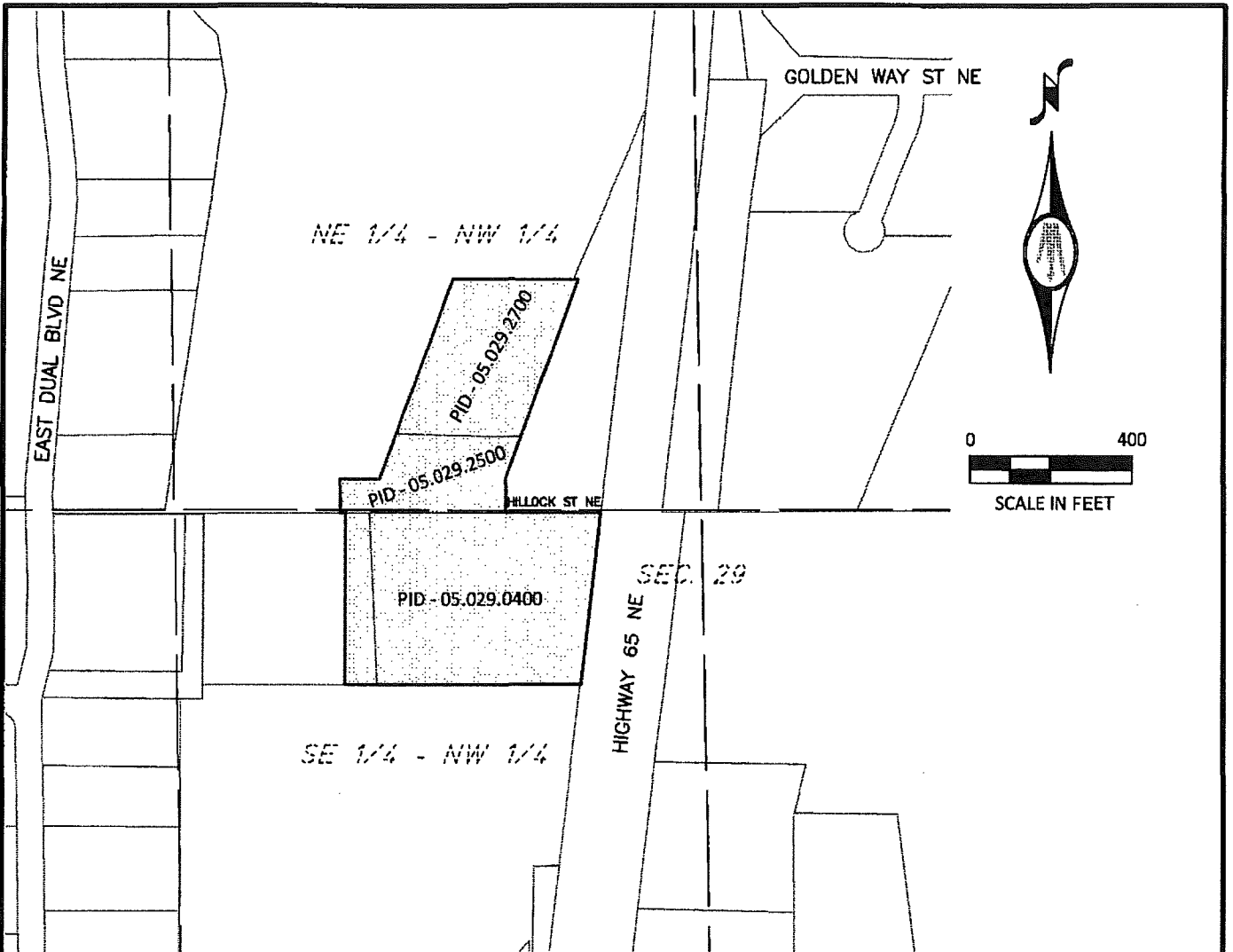
**PID 05.029.2400; 05.029.2500; 05.029.2700**

The north 425 feet of the Southeast Quarter of the Northwest Quarter of Section 29, Township 35, Range 23, Isanti County, Minnesota, lying westerly of the west right of way line of Minnesota Trunk Highway 65 and lying east of the westerly 410 feet thereof.

AND

That part of the NE 1/4 of the NW 1/4 of Section 29, Township 35, Range 23, Isanti County, Minnesota, described as follows:

Commencing at the southwest corner of said NE 1/4 of the NW 1/4; thence on an assumed bearing of East along the south line of said NE 1/4 of the NW 1/4 a distance of 396.00 feet to the point of beginning; thence on a bearing of North a distance of 82.50 feet; thence on a bearing of East a distance of 99.00 feet; thence North 20 degrees 00 minutes 00 seconds East a distance of 528.00 feet; thence on a bearing of East a distance of 330.00 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 528.00 feet; thence on a bearing of South a distance of 82.50 feet to said south line; thence on a bearing of West a distance of 429.00 feet to said point of beginning.



**PROPOSED DESCRIPTION**

The north 425 feet of the Southeast Quarter of the Northwest Quarter of Section 29, Township 35, Range 23, Isanti County, Minnesota, lying westerly of the west right of way line of Minnesota Trunk Highway 65 and lying east of the westerly 410 feet thereof.

AND

That part of the NE 1/4 of the NW 1/4 of Section 29, Township 35, Range 23, Isanti County, Minnesota, described as follows:

Commencing at the southwest corner of said NE 1/4 of the NW 1/4; thence on an assumed bearing of East along the south line of said NE 1/4 of the NW 1/4 a distance of 396.00 feet to the point of beginning; thence on a bearing of North a distance of 82.50 feet; thence on a bearing of East a distance of 99.00 feet; thence North 20 degrees 00 minutes 00 seconds East a distance of 528.00 feet; thence on a bearing of East a distance of 330.00 feet; thence South 20 degrees 00 minutes 00 seconds West a distance of 528.00 feet; thence on a bearing of South a distance of 82.50 feet to said south line; thence on a bearing of West a distance of 429.00 feet to said point of beginning.



ANNEXATION AREA: ± 10.8 ACRES

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF SEC. 29, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



**BOLTON  
& MENK**

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FOR: CITY OF ISANTI

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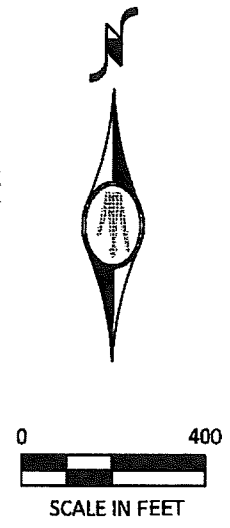
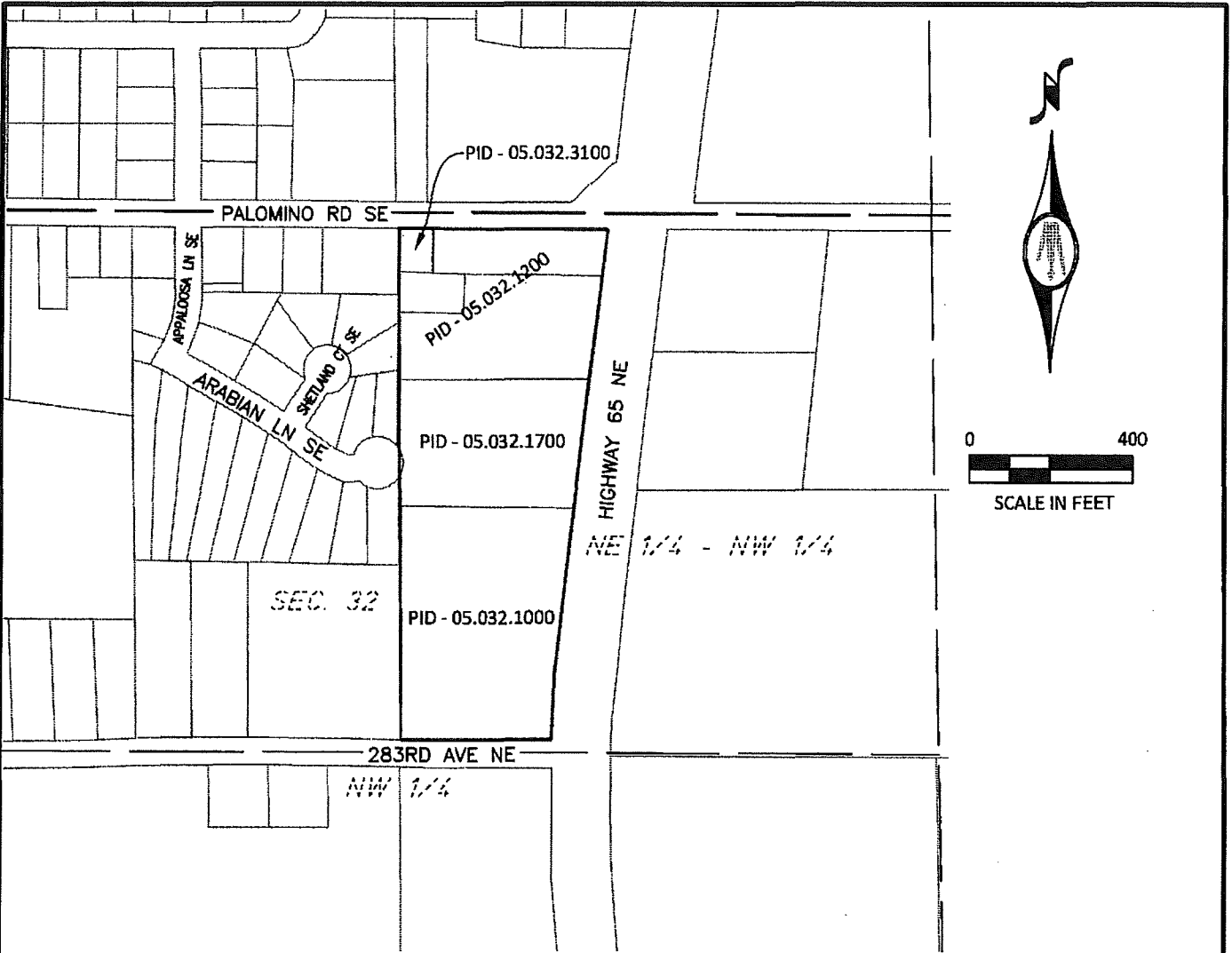
**EXHIBIT E**

**DISCRIPTION OF PARCELS**

**PID 05.032.1000; 05.032.1700; 05.032.1200; 05.032.3100**

That part of the Northeast Quarter of the Northwest Quarter of Section 32, Township 35, Range 23, Isanti County, Minnesota, lying westerly of the west right of way line of Minnesota Trunk Highway 65 and lying southerly of the south right of way line of Palomino Road SE and lying northerly of the north right of way line of 283rd Avenue NE.

EXHIBIT 1



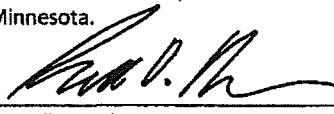
**PROPOSED DESCRIPTION**

That part of the Northeast Quarter of the Northwest Quarter of Section 32, Township 35, Range 23, Isanti County, Minnesota, lying westerly of the west right of way line of Minnesota Trunk Highway 65 and lying southerly of the south right of way line of Palomino Road SE and lying northerly of the north right of way line of 283rd Avenue NE.

 ANNEXATION AREA: ± 11.2 ACRES

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.



Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT**  
ISANTI, MN

PART OF SEC. 32, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



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FOR: CITY OF ISANTI

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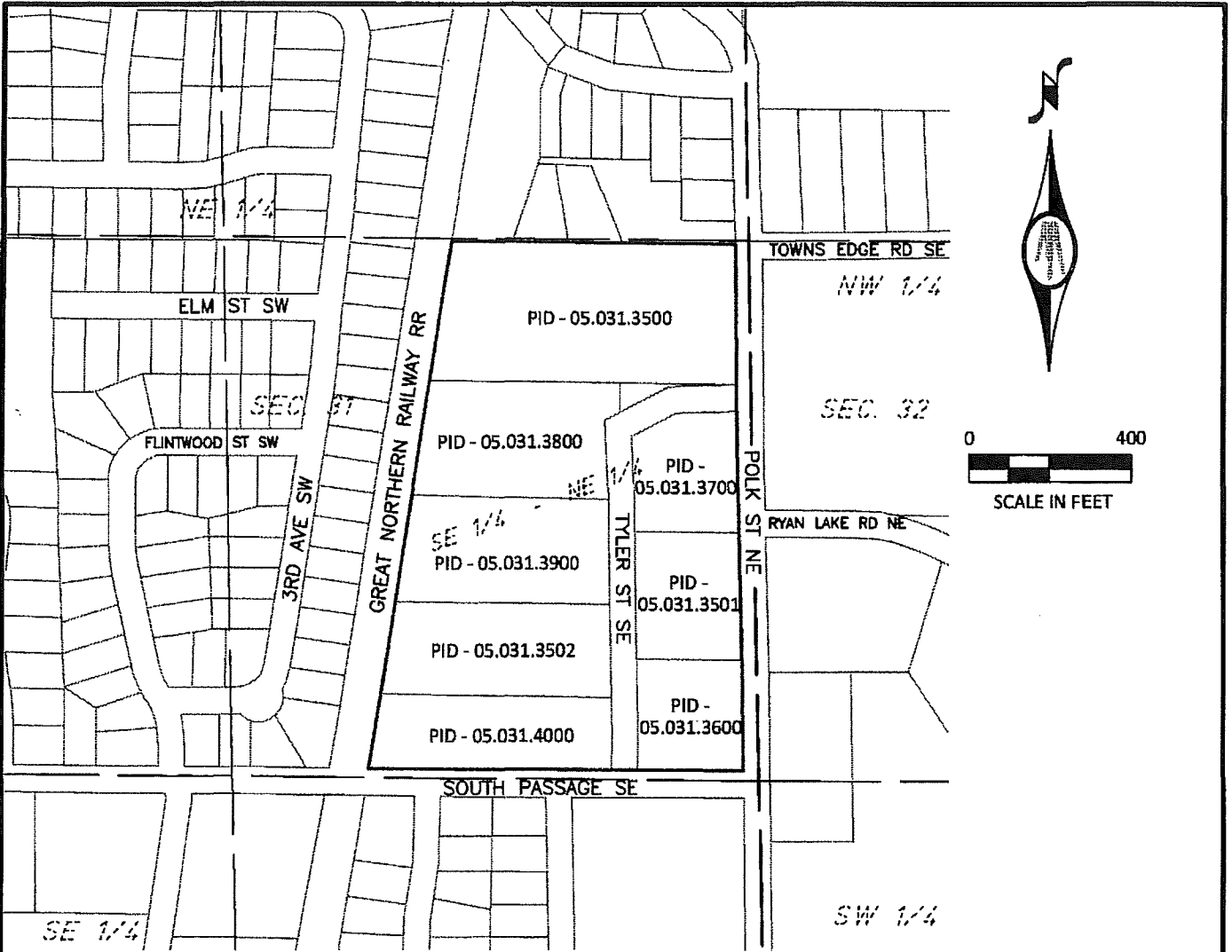
**EXHIBIT F**

**DISCRIPTION OF PARCELS**

**PID 05.031.3500; 05.031.3501; 05.031.3502; 05.031.3600; 05.031.4000; 05.031.3700;  
05.031.3800; 05.031.3900**

That part of the Southeast Quarter of the Northeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying easterly of the Great Northern Railway.

EXHIBIT 1



**PROPOSED DESCRIPTION**

That part of the Southeast Quarter of the Northeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying easterly of the Great Northern Railway.

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Russell O. Halverson  
License Number 41813

04/27/2017  
Date

 ANNEXATION AREA: ± 25.9 ACRES

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF SEC. 31, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



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& MENK**

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RAMSEY, MINNESOTA 55303  
(763) 433-2851

FOR: CITY OF ISANTI

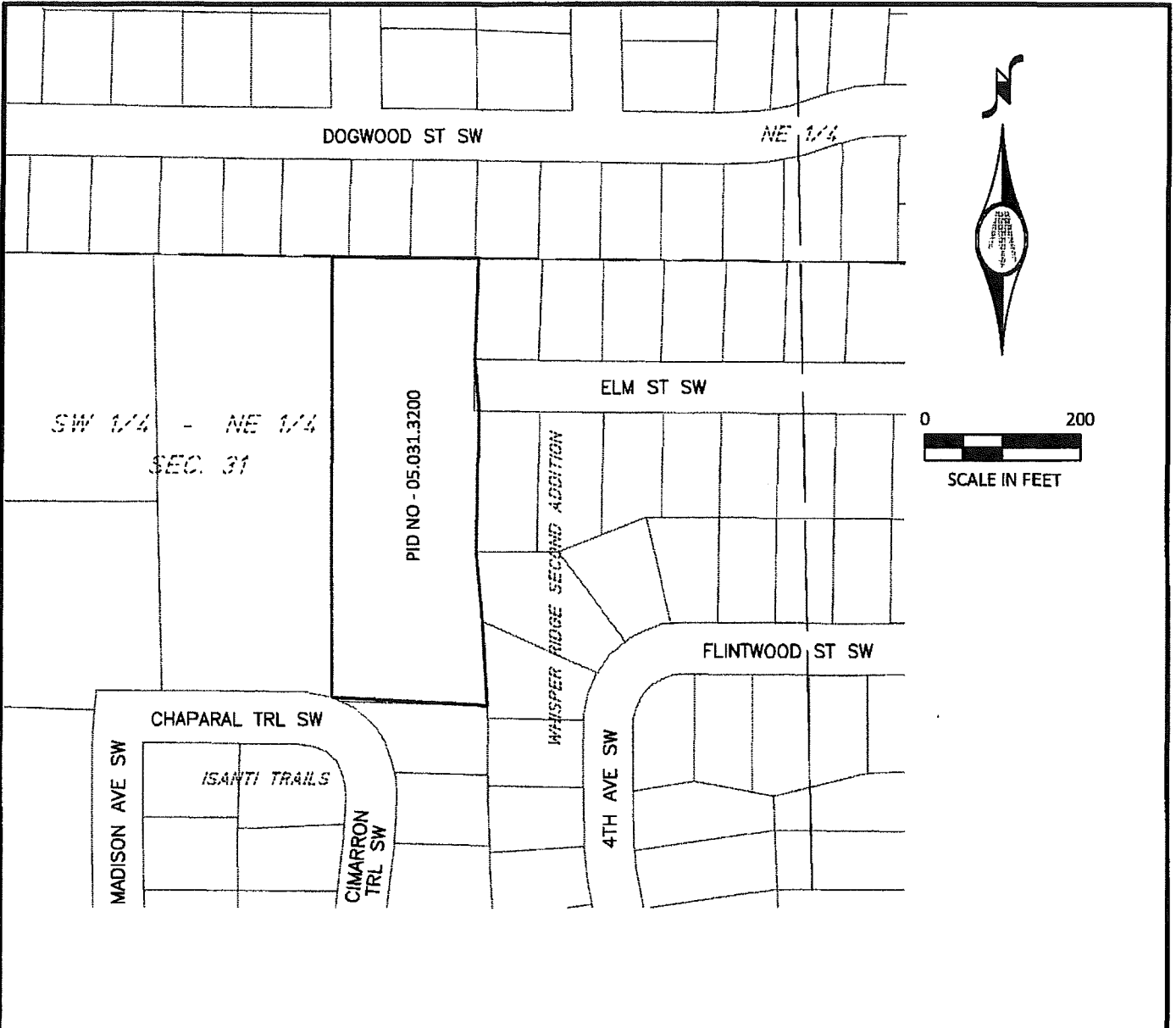
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**EXHIBIT G**

**DISCRIPTION OF PARCELS**

**PID 05.031.3200**

The north 570 feet of the Southwest Quarter of the Northeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying easterly of the west 661.25 feet thereof and lying westerly of Whisper Ridge Second Addition, according to the recorded plat thereof, said Isanti County and lying northerly of Isanti Trails, according to the recorded plat thereof, said Isanti County.



**PROPOSED DESCRIPTION**

The north 570 feet of the Southwest Quarter of the Northeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying easterly of the west 661.25 feet thereof and lying westerly of Whisper Ridge Second Addition, according to the recorded plat thereof, said Isanti County and lying northerly of Isanti Trails, according to the recorded plat thereof, said Isanti County.



ANNEXATION AREA: ± 3.2 ACRES

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF SEC. 31, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



**BOLTON  
& MENK**

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FOR: CITY OF ISANTI

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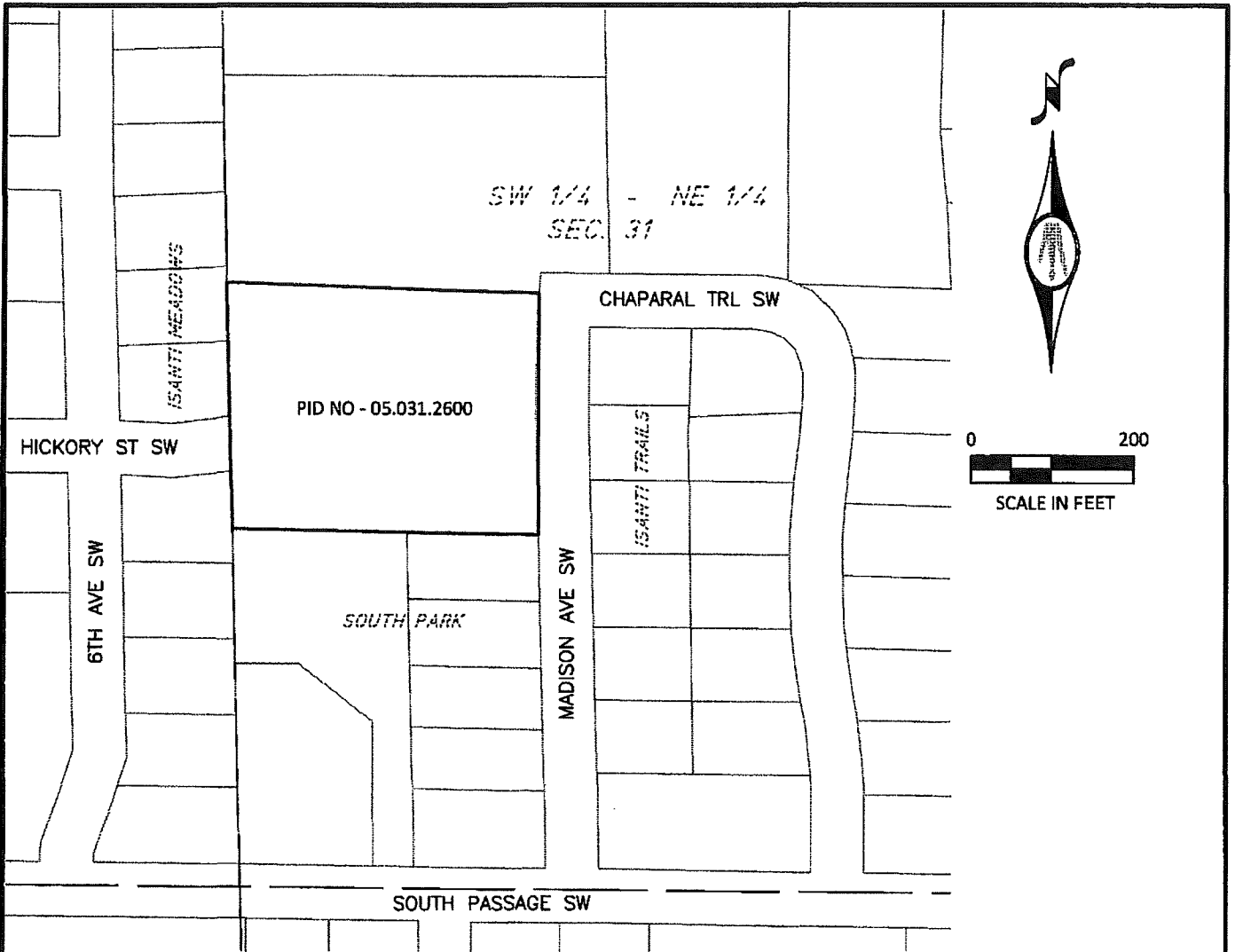
531-T35-R23

**EXHIBIT H**

**DISCRIPTION OF PARCELS**

**PID 05.031.2600**

The west 415 feet of the Southwest Quarter of the Northeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying westerly of Isanti Trails, according to the recorded plat thereof, said Isanti County and lying northerly of South Park, according to the recorded plat thereof, said Isanti County, excepting therefrom the north 570 feet thereof.



**PROPOSED DESCRIPTION**

The west 415 feet of the Southwest Quarter of the Northeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying westerly of Isanti Trails, according to the recorded plat thereof, said Isanti County and lying northerly of South Park, according to the recorded plat thereof, said Isanti County, excepting therefrom the north 570 feet thereof.



ANNEXATION AREA: ± 2.95 ACRES

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF SEC. 31, TWP. 35 N, RGE . 23 W  
ISANTI COUNTY, MN



**BOLTON  
& MENK**

7533 SUNWOOD DR NW, SUITE 206  
RAMSEY, MINNESOTA 55303  
(763) 433-2851

FOR: CITY OF ISANTI

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531-T35-R23



**EXHIBIT I**

**DISCRIPTION OF PARCELS**

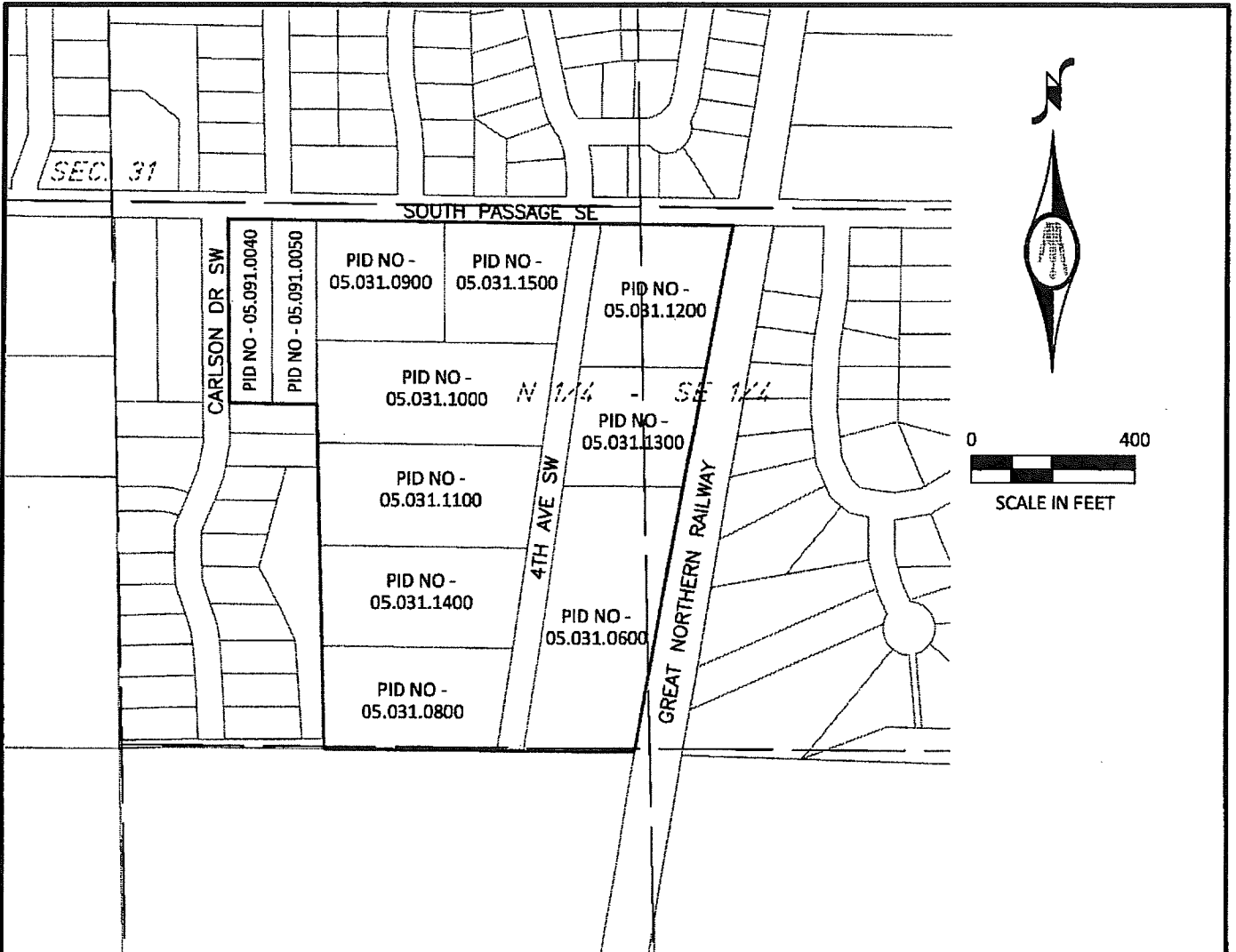
**PID 05.031.0600; 05.031.0800; 05.031.0900; 05.031.1000; 05.031.1100; 05.031.1200;  
05.031.1300; 05.031.1400; 05.031.1500; 05.091.0040; 05.091.0050**

That part of the North Half of the Southeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying westerly of the Great Northern Railway and lying southerly of South Passage SE and excepting therefrom the westerly 510 feet thereof.

AND

Lots 4 and 5, Block 1, The Oaks of Isanti, according to the recorded plat thereof, Isanti County, Minnesota.

EXHIBIT 1



 ANNEXATION AREA: ± 28.8 ACRES

**PROPOSED DESCRIPTION**

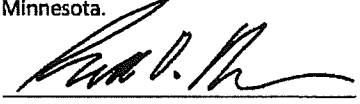
That part of the North Half of the Southeast Quarter of Section 31, Township 35, Range 23, Isanti County, Minnesota, lying westerly of the Great Northern Railway and lying southerly of South Passage SE and excepting therefrom the westerly 510 feet thereof.

AND

Lots 4 and 5, Block 1, The Oaks of Isanti, according to the recorded plat thereof, Isanti County, Minnesota.

**SURVEYOR'S CERTIFICATION**

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.



Russell O. Halverson  
License Number 41813

04/27/2017  
Date

**ANNEXATION EXHIBIT  
ISANTI, MN**

PART OF THE SEC. 31, TWP. 35 N, RGE. 23 W  
ISANTI COUNTY, MN



**BOLTON  
& MENK**

7533 SUNWOOD DR NW, SUITE 206  
RAMSEY, MINNESOTA 55303  
(763) 433-2851

FOR: CITY OF ISANTI

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S31-T35-R23

## EXHIBIT J

## EXPECTED PAYMENTS FROM CITY OF ISANTI TO ISANTI TOWNSHIP

PID	Acres	Address	Total Township Payment	YEAR 1 2018	YEAR 2 2019	YEAR 3 2020
05.091.0040	1.15	509 South Passage SW	\$ 415.11	\$ 138.37	\$ 138.37	\$ 138.37
05.091.0050	1.15	507 South Passage SW	\$ 465.79	\$ 155.26	\$ 155.26	\$ 155.26
05.031.0900	2.5	503 South Passage SW	\$ 348.85	\$ 116.28	\$ 116.28	\$ 116.28
05.031.1500	2.5	1207 4th Ave SW	\$ 355.18	\$ 118.39	\$ 118.39	\$ 118.39
05.031.1000	2.8	1215 4th Ave SW	\$ 357.87	\$ 119.29	\$ 119.29	\$ 119.29
05.031.1100	3	1307 4th Ave SW	\$ 243.12	\$ 81.04	\$ 81.04	\$ 81.04
05.031.1400	3	1315 4th Ave SW	\$ 296.96	\$ 98.99	\$ 98.99	\$ 98.99
05.031.0800	2.7	1407 4th Ave SW	\$ 307.93	\$ 102.64	\$ 102.64	\$ 102.64
05.031.0600	4	1314 4th Ave SW	\$ 225.58	\$ 75.19	\$ 75.19	\$ 75.19
05.031.1300	3	1214 4th Ave SW	\$ 331.07	\$ 110.36	\$ 110.36	\$ 110.36
05.031.1200	3	1206 4th Ave SW	\$ 359.09	\$ 119.70	\$ 119.70	\$ 119.70
05.029.0502	1.37	527 8th Ave NE	\$ 681.14	\$ 227.05	\$ 227.05	\$ 227.05
05.029.0801	3.37	601 Heritage Blvd NE	\$ -	\$ -	\$ -	\$ -
05.029.2300	5.3	602 Heritage Blvd NE	\$ 406.10	\$ 135.37	\$ 135.37	\$ 135.37
05.029.0400	6	410 Hillcock St NE	\$ 300.86	\$ 100.29	\$ 100.29	\$ 100.29
05.029.2500	1.7	411 Hillcock St NE	\$ 345.19	\$ 115.06	\$ 115.06	\$ 115.06
05.029.2700	3.11		\$ 47.50	\$ 15.83	\$ 15.83	\$ 15.83
05.032.1000	5.27		\$ 18.76	\$ 6.25	\$ 6.25	\$ 6.25
05.032.1700	3	323 Palomino Rd	\$ 198.54	\$ 66.18	\$ 66.18	\$ 66.18
05.032.1200	2.7		\$ 32.88	\$ 10.96	\$ 10.96	\$ 10.96
05.032.3100	0.19	313 Palomino Rd	\$ 158.83	\$ 52.94	\$ 52.94	\$ 52.94
05.031.3500	5.3	1011 Tyler St NE	\$ 332.77	\$ 110.92	\$ 110.92	\$ 110.92
05.031.3800	3	1015 Tyler St NE	\$ 293.31	\$ 97.77	\$ 97.77	\$ 97.77
05.031.3900	3	1107 Tyler St NE	\$ 278.69	\$ 92.90	\$ 92.90	\$ 92.90
05.031.3502	3.24	1111 Tyler St NE	\$ 298.18	\$ 99.39	\$ 99.39	\$ 99.39
05.031.4000	3.9	1115 Tyler St NE	\$ 296.96	\$ 98.99	\$ 98.99	\$ 98.99
05.031.3600	2.5	110 South Passage	\$ 269.68	\$ 89.89	\$ 89.89	\$ 89.89
05.031.3501	2.5	1010 Tyler St NE	\$ 265.29	\$ 88.43	\$ 88.43	\$ 88.43
05.031.3700	2.5	1014 Tyler St NE	\$ 285.27	\$ 95.09	\$ 95.09	\$ 95.09
05.031.3200	3.22	500 Chaparral Trl SW	\$ 383.69	\$ 127.90	\$ 127.90	\$ 127.90
05.031.2600	2.95	1107 Madison Ave SW	\$ 544.47	\$ 181.49	\$ 181.49	\$ 181.49
Totals	93		\$ 9,144.66	\$ 3,048.22	\$ 3,048.22	\$ 3,048.22

## EXHIBIT K

**EXPECTED DIFFERENCE BETWEEN CITY OF ISANTI AND ISANTI TOWNSHIP  
PORTION OF TAXES FOR PROPERTIES ANNEXED THROUGH THIS JOINT  
RESOLUTION**

PID	Acres	Site Address (if available)	Township Portion Taxes 2017	2017 Est. City Taxes	Difference
05.091.0040	1.15	509 South Passage SW	\$415.11	\$1,464	\$1,048.89
05.091.0050	1.15	507 South Passage SW	\$465.79	\$1,643	\$1,177.21
05.031.0900	2.5	503 South Passage SW	\$348.85	\$1,231	\$882.15
05.031.1500	2.5	1207 4th Ave SW	\$355.18	\$1,253	\$897.82
05.031.1000	2.8	1215 4th Ave SW	\$357.87	\$1,262	\$904.13
05.031.1100	3	1307 4th Ave SW	\$243.12	\$858	\$614.88
05.031.1400	3	1315 4th Ave SW	\$296.96	\$1,048	\$751.04
05.031.0800	2.7	1407 4th Ave SW	\$307.93	\$1,086	\$778.07
05.031.0600	4	1314 4th Ave SW	\$225.58	\$796	\$570.42
05.031.1300	3	1214 4th Ave SW	\$331.07	\$1,168	\$836.93
05.031.1200	3	1206 4th Ave SW	\$359.09	\$1,267	\$907.91
05.029.0502	1.37	527 8th Ave NE	\$681.14	\$2,403	\$1,721.86
05.029.0801	3.37	601 Heritage Blvd NE	\$0.00	\$0	\$0.00
05.029.2300	5.3	602 Heritage Blvd NE	\$406.10	\$1,260	\$853.90
05.029.0400	6	410 Hillcock St NE	\$300.86	\$1,234	\$933.14
05.029.2500	1.7	411 Hillcock St NE	\$345.19	\$1,218	\$872.81
05.029.2700	3.11		\$47.50	\$168	\$120.50
05.032.1000	5.27		\$18.76	\$66	\$47.41
05.032.1700	3	323 Palomino Rd	\$198.54	\$700	\$501.46
05.032.1200	2.7		\$32.88	\$116	\$83.12
05.032.3100	0.19	313 Palomino Rd	\$158.83	\$560	\$401.17
05.031.3500	5.3	1011 TYLER ST NE	\$332.77	\$1,174	\$841.23
05.031.3800	3	1015 TYLER AVE SE	\$293.31	\$1,035	\$741.69
05.031.3900	3	1107 TYLER AVE SE	\$278.69	\$983	\$704.31
05.031.3502	3.24	1111 TYLER AVE SE	\$298.18	\$1,052	\$753.82
05.031.4000	3.9	1115 TYLER AVE SE	\$296.96	\$1,048	\$751.04
05.031.3600	2.5	110 South Passage	\$269.68	\$951	\$681.32
05.031.3501	2.5	1010 TYLER AVE SE	\$265.29	\$936	\$670.71
05.031.3700	2.5	1014 TYLER AVE SE	\$285.27	\$1,006	\$720.73
05.031.3200	3.22	500 Chaparral Trl SW	\$383.69	\$1,353	\$969.31
05.031.2600	2.95	1107 Madison Ave SW	\$544.47	\$1,921	\$1,376.53
<b>Totals</b>	<b>93</b>		<b>\$ 9,144.66</b>	<b>\$ 32,260.17</b>	<b>\$ 23,115.51</b>

## EXHIBIT L

**EXPECTED PAYMENTS FROM CITY OF ISANTI TO PROPERTY OWNER(S)  
ANNEXED THROUGH THIS JOINT RESOLUTION**

PID	Address	Sewer	Water	S/W Total	Total Payment to Property Owner	Year 1 2018 67%	Year 2 2019 34%	Year 3 2020 0%
05.091.0040	509 South Passage SW	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.091.0050	507 South Passage SW	0	0.5	0.5	\$ 588.61	\$ 394.37	\$ 194.24	0
05.031.0900	503 South Passage SW	0	0.5	0.5	\$ 441.08	\$ 295.52	\$ 145.55	0
05.031.1500	1207 4th Ave SW	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.031.1000	1215 4th Ave SW	0	0	0	\$ 904.13	\$ 605.77	\$ 298.36	0
05.031.1100	1307 4th Ave SW	0	0	0	\$ 614.88	\$ 411.97	\$ 202.91	0
05.031.1400	1315 4th Ave SW	0	0	0	\$ 751.04	\$ 503.20	\$ 247.84	0
05.031.0800	1407 4th Ave SW	0	0	0	\$ 778.07	\$ 521.31	\$ 256.76	0
05.031.0600	1314 4th Ave SW	0	0	0	\$ 570.42	\$ 382.18	\$ 188.24	0
05.031.1300	1214 4th Ave SW	0	0	0	\$ 836.93	\$ 560.74	\$ 276.19	0
05.031.1200	1206 4th Ave SW	0	0.5	0.5	\$ 453.96	\$ 304.15	\$ 149.81	0
05.029.0502	527 8th Ave NE	0	0	0	\$ 1,721.86	\$ 1,153.65	\$ 568.21	0
05.029.0801	601 Heritage Blvd NE	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.029.2300	602 Heritage Blvd NE	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.029.0400	410 Hillock St NE	0	0	0	\$ 933.14	\$ 625.20	\$ 307.94	0
05.029.2500	411 Hillock St NE	0	0	0	\$ 872.81	\$ 584.78	\$ 288.03	0
05.029.2700		0	0	0	\$ 120.50	\$ 80.74	\$ 39.77	0
05.032.1000		0	0	0	\$ 47.41	\$ 31.76	\$ 15.65	0
05.032.1700	323 Palomino Rd	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.032.1200		0.5	0.5	1	\$ -	\$ -	\$ -	0
05.032.3100	313 Palomino Rd	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.031.3500	1011 Tyler St NE	0	0.5	0.5	\$ 420.62	\$ 281.81	\$ 138.80	0
05.031.3800	1015 Tyler St NE	0	0	0	\$ 741.69	\$ 496.93	\$ 244.76	0
05.031.3900	1107 Tyler St NE	0	0	0	\$ 704.31	\$ 471.89	\$ 232.42	0
05.031.3502	1111 Tyler St NE	0	0	0	\$ 753.82	\$ 505.06	\$ 248.76	0
05.031.4000	1115 Tyler St NE	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.031.3600	110 South Passage	0	0.5	0.5	\$ 340.66	\$ 228.24	\$ 112.42	0
05.031.3501	1010 Tyler St NE	0	0.5	0.5	\$ 335.36	\$ 224.69	\$ 110.67	0
05.031.3700	1014 Tyler St NE	0	0.5	0.5	\$ 360.37	\$ 241.44	\$ 118.92	0
05.031.3200	500 Chaparral Trl SW	0.5	0.5	1	\$ -	\$ -	\$ -	0
05.031.2600	1107 Madison Ave SW	0.5	0.5	1	\$ -	\$ -	\$ -	0
<b>Totals</b>					\$ 13,291.64	\$ 8,905.40	\$ 4,386.24	\$ -



7/2/13

JOINT RESOLUTION FOR ORDERLY ANNEXATION  
ISANTI VILLAGE AND TOWNSHIP

Whereas, certain property within the Town of Isanti is in need of orderly annexation to the Village of Isanti; and,  
Whereas, the legal description of the property is as follows:

Sections 30, 31 and the Western Three-fourths (W 3/4) of Section Twenty-nine (29) and Thirty-two (32), Township Thirty-five (35), Range Twenty-three (23), all in Isanti Township, Isanti County, Minnesota;

Excepting therefrom property already included within the existing boundaries of the Village of Isanti;

Also excepting therefrom the property currently before the Minnesota Municipal Commission in annexation proceeding A-2193,

Now, Therefore, Be It Resolved by the Township of Isanti and the Village of Isanti, as follows:

1. That the above described area in Isanti Township is properly subject to orderly annexation under and pursuant to Minnesota Statutes 414.032, and the parties hereto do hereby designate this area as in need of orderly annexation as provided by statute. The Township of Isanti does upon passage of this resolution and its adoption by the council of the Village of Isanti, confer jurisdiction upon the Minnesota Municipal Commission so as to accomplish said orderly annexation in accordance with the terms of this resolution.

①

- 2. No annexations will take place anywhere within the area designated as in need of orderly annexation unless the area involved is or is about to become urban or suburban in character and unless the city has available and is capable of providing municipal services.
- 3. Any persons annexed to the village pursuant to this agreement shall receive a "tax break" consisting of a staged graduated increase in mill rates from the Town rate to the Village rate over a three to five year period depending on the length of time necessary to provide full municipal services to the area annexed.

TOWNSHIP OF ISANTI

Passed and adopted by the Township of Isanti this 11<sup>th</sup> day of June, 1973.

Attest: Russell W. Man By Allen J. Nelson  
Township Clerk Its Chairman

VILLAGE OF ISANTI

Passed and adopted by the Village of Isanti this 19<sup>th</sup> day of June, 1973.

Attest: Norman C. Schaper By Odell J. Mills  
Village Clerk Its Mayor



**Isanti Township  
Board Monthly Meeting  
For September 12, 2017  
Official Minutes**

---

The meeting was called to order at 7:30pm by Chairman, Scott W. Board members that were present, Vice Chairman Don Hanson, Supervisor, Guy Lillemo, Clerk Heather Townswick, Treasurer Kari Terhell.

Pledge of Allegiance was recited

There was 1 non board member present, Greg Anderson, Township employee along with 9 other non board members on behalf of the City of Isanti FORCED annexation.

Previous monthly meeting minutes from August 2017 were emailed to all board members by the clerk. There were no amendments that were needed. Guy L. made a motion to approve the meeting minutes as presented by the clerk. Don H. seconds. Motion carried unanimously.

Treasurers Report for August 2017 given by Treasurer, Kari Terhell as follows;

08/01/17 balance \$540,113.86

25 checks/debits totaling \$43,779.36

3 Deposit totaling \$6,184.47

08/31/17 balance \$501,518.97

Guy L. made a motion to approve the treasurers' report for August 2017 as presented by the treasurer. Don H. seconds. Motion carried unanimously.

Don H. made a motion per George Hemmer to void the 1973 orderly annexation with the City of Isanti and Isanti Township as the city does not follow the guidelines and because it was repealed in 1978 and then repealed 2 more times. Guy seconds. Motion carried unanimously.

**Don H. made a motion to not approve the FORCED annexation by The City of Isanti and proposed residents of Isanti Township. Guys seconds the motion. Motion passed unanimously.**

Don H. Made a motion to have the meetings at 7:00PM starting October 2017. Heather will publish an article in the Isanti County News. Guy L. seconds motion carried unanimously.

Don H. motioned to adjourn the meeting. Guy L seconds. Motion carries unanimously. Meeting adjourned at 9:06 pm.

**Isanti Township  
Board Monthly Meeting  
For September 12, 2017  
Official Minutes**

---

Heather Townswick  
Town Clerk

---

Scott Walburg  
Chairman

**Ryan Kernosky**

---

**From:** Heather Townswick <heather.isantitownship@gmail.com>  
**Sent:** Thursday, October 12, 2017 4:28 PM  
**To:** Ryan Kernosky  
**Subject:** Re: Joint Resolution for Orderly Annexation

Ryan-

No, the board did not take any action on the resolution.

Thanks

On Thu, Oct 12, 2017 at 9:42 AM, Ryan Kernosky <[RKernosky@cityofisanti.us](mailto:RKernosky@cityofisanti.us)> wrote:

Good Morning Heather-

It's my understanding that the Isanti Town Board had a meeting earlier this week. Did the Town Board take any action on the Joint Resolution for Orderly Annexation at that meeting?

Thank you,

Ryan Kernosky

**Ryan J Kernosky**

**Community Development Director**

**City of Isanti, MN**

110 1<sup>st</sup> Ave NW

PO Box 428

Isanti, MN 55040

763-444-5512

[rkernosky@cityofisanti.us](mailto:rkernosky@cityofisanti.us)

--

Heather Townswick  
Isanti Township Clerk  
[heather.isantitownship@gmail.com](mailto:heather.isantitownship@gmail.com)



EXHIBIT 5

