

**RESOLUTION OF THE CITY OF GOODVIEW
AS TO THE
ANNEXATION OF UNINCORPORATED PROPERTY**

WHEREAS, the Minnesota Office of Strategic and Long-Range Planning has jurisdiction over certain annexation issues; and

WHEREAS, the City of Goodview ("Goodview") desires to annex certain property located in the Township of Rolingstone ("Township"), pursuant to Minnesota Statute 414.031; and

WHEREAS, Goodview request for said annexation is based on the accompanying petition of property owners pursuant to M.S. 414.031 Subd. 1(a)(3) and for the purpose of orderly, planned growth; and

WHEREAS, Goodview makes potable water and wastewater treatment services available to its residents and Goodview is able and willing to provide the necessary governmental services to that portion of the Township to be annexed; and

WHEREAS, Goodview seeks to avoid future environmental problems by developing comprehensive land use planning and controls for that area of the Township to be annexed, so that a long-term environmentally sound solution can be implemented for providing municipal sanitary sewer services and other needed services to that area of the Township to be annexed in a cost effective manner; and

WHEREAS, the area to be annexed is now or is about to become urban or suburban in character; and

WHEREAS, it is in the best interest of Goodview, the Township, and their respective residents that the requested annexation be ordered in furtherance of orderly growth and for the protection of the public health, safety, and welfare;

NOW, THEREFORE, BE IT RESOLVED by the City of Goodview, Winona County, Minnesota, as follows:

1. That upon approval by the governing body of Goodview, this resolution and attached petition shall confer jurisdiction upon the Minnesota Office of Strategic and Long-Range Planning so as to accomplish the annexation of the lands described in the attached Exhibit "A" in accordance with the terms of this resolution.
2. The following described lands will hereinafter be described as the annexation area and said property is properly subject to annexation pursuant to Minnesota Statute Section 414.031. The area to be annexed consists of approximately 45.3 acres and is legally described as follows, to-wit:

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SEE ATTACHED EXHIBIT "A"

3. Goodview is capable of providing municipal services, such as sanitary sewer and water to said annexation area.
4. For all property annexed to Goodview pursuant to this resolution, the property tax rate for said property will be as determined by Goodview's tax rate beginning with taxes payable in 2004, and taxes collected from the annexation area for the year 2004 and all future years shall be paid to Goodview.
5. Goodview requests that all debt of the Township, whether bonded indebtedness, certificates of indebtedness or contractual debt shall remain with the remainder of the Township, and that Goodview assumes no liabilities whatsoever of the Township. Goodview requests that the Township, its successors and assigns, hold Goodview harmless from any claims any third parties may have against Goodview relating to said debt.
6. Goodview requests that the Township, its successors and assigns indemnify Goodview for any claims which may be made against Goodview which arise as a result of Township action or inaction within the annexation area prior to the finalization of the annexation of the annexation area.
7. Goodview requests that the director schedule a hearing in accordance with M.S. 414.09.

ADOPTED BY THE CITY COUNCIL OF THE CITY OF GOODVIEW THIS ____
DAY OF MARCH, 2003.



Jack Weimerskirch, Mayor



Daryl Zimmer, City Administrator

That part of the East Half of the Northeast Quarter of Section 11, Township 107, Range 8, Winona County, Minnesota, lying southwesterly of the northeasterly line of the Canadian Pacific Railroad, and lying northeasterly of the southwesterly line of State Highway Right of Way Plat No. 85-3, according to the recorded plat thereof, said Winona County.

Also, all that part of said East Half of the Northeast Quarter, lying northerly of the following described Line 1, and lying westerly of the following described Line 2 and its extensions:

Line 1 is described as commencing at the southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 11; thence northerly along the east line of said East Half of the Northeast Quarter, 412.50 feet to the northeasterly corner of the property described in Book 106 of Deeds, Page 211, on file in the office of the County Recorder in and for said Winona County; thence westerly along the northerly line of said property described in Book 106, Page 211, a distance of 429 feet to the northwesterly corner of said property described in Book 106, Page 211, also being a point on the center line of Wenonah Road; thence southwesterly along a line drawn at right angles to said center line, 33.00 feet to the southerly line of said Wenonah Road; thence westerly along the southerly line of said Wenonah Road to the northeasterly line of said Canadian Pacific Railroad; thence in a generally northwesterly direction along said northeasterly line of the Canadian Pacific Railroad to the west line of said East Half of the Northeast Quarter, and said herein described Line 1 there terminating.

Line 2 is described as commencing at the southeast corner of the Northeast Quarter of said Section 11; thence North along the east line of said Section 11, a distance of 1738.8 feet; thence on a line deflecting 101 degrees 36 minutes 30 seconds left, a distance of 49.27 feet to the point of beginning of said Line 2; thence on a line deflecting 101 degrees 31 minutes 30 seconds right a distance of 90 feet; thence on a line deflecting 90 degrees left a distance of 120 feet; thence on a line deflecting 90 degrees right a distance of 720 feet; thence on a line deflecting 90 degrees left a distance of 120 feet; thence on a line deflecting 90 degrees right a distance of 117 feet, more or less, to the north line of said East Half of the Northeast Quarter, and said herein described Line 2 there terminating.

Excepting therefrom all that part of said Northeast Quarter of the Northeast Quarter of Section 11, lying within the boundaries of the following described property:

Beginning at a point on the south line of the Southeast Quarter of the Southeast Quarter of Section 2, Township 107 North of Range 8 West; said point being 78 feet east of the southwest corner of said Southeast Quarter of the Southeast Quarter; thence West along the section line 259 feet to the division line between the property of O.M. Lord and the property of the estate of Otto Groost, deceased; thence southeasterly along said division line, 142 feet to a point; thence North 54 degrees 30 minutes East, 272 feet more or less to the point of beginning.

Also excepting therefrom all that part of said Northeast Quarter of the Northeast Quarter described as follows:

Beginning at a point South 35 degrees 15 minutes East 10.75 chains from the N.W. corner of the NE 1/4 NE 1/4 Sec. No. 11, T.107 N. R.8 West. Thence North 84 degrees West, 1.30 chains, thence South 78 degrees 15 minutes West, 1.25 chains, thence South 39 degrees 15 minutes West, 1.56 chains, thence South 53 degrees 45 minutes West 1.55 chains, thence South 76 degrees 00 minutes West, 1.43 chains to the northerly boundary line of the Right of Way of the Canadian Pacific Railroad (former Chicago, Milwaukee and St. Paul Railway Co.), thence South 34 degrees 00 minutes East 2.56 chains along said North Right of way line to the center of public road, thence South 54 degrees 45 minutes East 0.73 chains, thence North 57 degrees 00 minutes East 4.59 chains, thence North 6 1/2 degrees East 2.57 chains to the place of beginning containing 1.40 acres.

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MMB

APR 10 2003

Rollingstone Township
Attn: Greg Kuehntopp
Chairman Township Board
RR 1, Box 306
Minnesota City, MN 55959

Winona County
171 West 3rd Street
Winona, MN 55987

Winona County Planning and Zoning
177 Main Street
Winona, MN 55987

City of Minnesota City
149 Mill Street
Minnesota City, MN 55959

REC'D BY
MMB

MAR 24 2003

Corcoran and Herold, Inc., 1420 49th Avenue, Goodview, MN, 55987, herewith petition the City of Goodview to adopt a resolution pursuant to M.S. 414.031 Subd. 1 (c) to initiate annexation proceedings of the property on the attached legal description. The undersigned are greater than 20 percent of the property owners of the area to be annexed.

This request is made to provide necessary municipal services, including sewer, water, fire, and police protection. Such request will result in minimal fiscal impact on existing township.

Corcoran and Herold, Inc.

Mike Corcoran
By *Lee Herold - Pres.*

Date *3/14/03*