

OA-1054-1 Buffalo
City Resolution Dated 6-22-04

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF BUFFALO)
AND THE TOWN OF ROCKFORD PURSUANT TO) ORDER
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Buffalo and the Town of Rockford; and

WHEREAS, a resolution was received from the City of Buffalo indicating their desire that certain property be annexed to the City of Buffalo pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Buffalo, Minnesota, the same as if it had originally been made a part thereof:

The Southeast Quarter of the Southeast Quarter of Section 6,
Township 119, Range 25 lying northerly of 8th Street Southeast and

westerly of State Highway number 25.

AND

The North 20 acres of the East 25 acres of the South Three-Fourths of the West Half of the Southeast Quarter of Section 6, Township 119, Range 25 except the South 5 acres, lying northerly of 8th Street Southeast.

AND

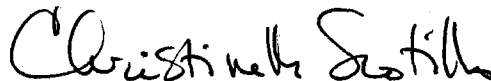
The Northeast Quarter of the Southeast Quarter of Section 6, Township 119, Range 25, lying westerly of State Highway number 25, Wright County, Minnesota

And Also

The Southeast Quarter of the Northeast Quarter of Section 6, Township 119, Range 25 lying westerly of State Highway number 25, except a strip of land along the North side thereof described as follows: Begin at the Northeast corner of said SE $\frac{1}{4}$ of NE $\frac{1}{4}$; thence running West on North line thereof to the Northwest corner thereof; thence South 1 $\frac{1}{2}$ rods; thence East 40 rods; thence North $\frac{1}{2}$ rod; thence East to State Highway 25. Wright County, Minnesota.

Dated this 12th day of August, 2004.

For the Director
658 Cedar Street, Room 300
St. Paul, Minnesota 55155



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1054-1, the Director finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. The joint resolution does not make reference to which of the three statutory provisions the parties have agreed on to govern planning in the designated area.

Paragraph 8 of the agreement provides for a division of tax revenue from an annexed area, based upon a per acre amount or a lump sum, whichever is greater. By making this order, no determination is made as to the effectiveness of such a provision. Minnesota Statutes Section 414.036 allows for a reimbursement to the township of property taxes of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Director.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

Cms