

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 DUNDAS)
AND THE TOWN OF BRIDGEWATER PURSUANT) ORDER
TO MINNESOTA STATUTES 414)

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

WHEREAS, a joint resolution was received from the City of Dundas and the Town of Bridgewater indicating their desire that certain property be annexed to the City of Dundas 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

WHEREAS, on January 11, 2005, the Director has reviewed and accepted the resolution for orderly annexation;

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 Dundas, Minnesota, the same as if it had originally been made a part thereof:

*THAT PART OF THE NORTHWEST QUARTER OF THE NORTHWEST
QUARTER BOTH IN SECTION 13, TOWNSHIP 111, RANGE 20 AND
THAT PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF*

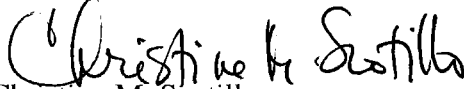
SECTION 14, TOWNSHIP 111, RANGE 20, ALL IN RICE COUNTY,
MINNESOTA, DESCRIBED AS FOLLOWS:

Commencing at an intersection of the southerly right-of-way line of County State Aid Highway Number 1 and the west line of said Northwest Quarter of the Northwest Quarter; thence South 69 degrees 31 minutes 18 seconds East, assumed bearing along said southerly right-of-way line of County State Aid Highway Number 1, a distance of 187.14 feet; thence easterly along a tangential curve and along said southerly right-of-way line, concave to the north having a central angle of 37 degrees 05 minutes 48 seconds, a radius of 1054.93 feet and an arc distance of 683.02 feet to the point of beginning; thence South 13 degrees 34 minutes 59 seconds East, not tangent to said curve a distance of 181.40 feet; thence southwesterly along a tangential curve concave to the northwest having a central angle of 90 degrees 46 minutes 33 seconds, a radius of 540.00 feet and an arc distance of 855.54 feet; thence South 77 degrees 11 minutes 33 seconds West, tangent to said curve, a distance of 209.66 feet; thence southwesterly along a tangential curve, concave to the southeast having a central angle of 57 degrees 33 minutes 11 seconds, a radius of 360.00 feet and an arc distance of 361.62 feet; thence South 19 degrees 38 minutes 22 seconds West, tangent to said curve, a distance of 550.27 feet; thence southerly along a tangential curve, concave to the east, having a central angle of 18 degrees 51 minutes 33 seconds, a radius of 960.00 feet and an arc distance of 315.99 feet; thence South 00 degrees 46 minutes 49 seconds West, tangent to said curve, a distance of 289.69 feet to the southerly line of said South Half of the Northeast Quarter; thence South 89 degrees 15 minutes 37 seconds East, along said southerly line, a distance of 225.81 feet to the west line of said South Half of the Northwest Quarter; thence South 89 degrees 19 minutes 30 seconds East, along the southerly line of said South Half of the Northwest Quarter, a distance of 290.03 feet; thence on a bearing of North, a distance of 1077.17 feet; thence South 89 degrees 59 minutes 19 seconds East, a distance of 1023.29 feet to the easterly line of the Southwest Quarter of the Northwest Quarter of said Section 13; thence North 00 degrees 00 minutes 03 seconds West, along said easterly line of the Southwest Quarter of the Northwest Quarter and along the easterly of said Northwest Quarter of the Northwest Quarter, a distance of 1334.97 feet to said southerly right-of-way of County State Aid Highway Number 1; thence South 66 degrees 49 minutes 42 seconds West, along said southerly right-of-way line a distance of 177.13 feet; thence North 23 degrees 10 minutes 18 seconds West, along said southerly right-of-way line, a distance of 10.00 feet; thence South 66 degrees 49 minutes 42 seconds West, along said southerly line a distance of 204.45 feet; thence southwesterly along a tangential curve, concave to

*the northwest having a central angle of 6 degrees 33 minutes 12 seconds,
a radius of 1054.93 feet, a distance of 120.66 feet to the point of beginning.*

Dated this 11th day of January, 2005.

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


Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-1086-3 Dundas

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1086-3, the Director finds and makes the following comments:

Paragraph 16 of the agreement states the Township shall not receive the tax revenue from the annexed area until the area is developed. At that time, the Township shall receive tax revenue rebated for a period of 10 years. By making this order, no determination is made as to the effectiveness of such a schedule. 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.

Paragraph 30 states the agreement shall terminate on December 31, 2033, or the date upon which all permitted annexation of land in the Annexation Area has been completed, whichever occurs first. Termination procedures may be contrary to the act of conferring jurisdiction to the Director. Once jurisdiction is conferred, it cannot be taken away by written consent of the parties. Jurisdiction ends when all the designated area is annexed. The issue whether jurisdiction could be "given back" by the Director upon written request of the parties to the agreement to mutually end their agreement has not been addressed.

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.

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