

**JOINT RESOLUTION FOR ORDERLY ANNEXATION  
RESOLUTION 04-16**

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWNSHIP OF NEW LONDON AND THE CITY OF NEW LONDON DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO MINNESOTA PLANNING PURSUANT TO 414.0325.

The Township of New London and the City of New London hereby agree to the following:

1. That the following described area in New London Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation:

That part of the SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$  of Section 15, Township 121, Range 34 described as follows: Commencing at the Northeast corner of said SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ; thence on an assumed bearing of S 87 degrees 09'54" W, along the North line of said SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , a distance of 960.41 feet to a point in the Easterly right-of-way line of Old Burlington Northern Railroad right-of-way, said point being the point of beginning of the tract herein described; thence Southwesterly along last said right-of-way line, along a non-tangent curve concave to the East 235.35 feet having a delta of 7 degrees 20'53" and a radius of 1835.00 feet and a chord bearing a distance of S 7 degrees 00'52" W, 235.19 feet; thence on a bearing of S 3 degrees 24'49" W, tangent to last said curve, 30.00 feet; thence on a bearing of S 79 degrees 11'28" E, 369.23 feet to a point in the Westerly right-of-way line of S.T.H. No. 23; thence Northeasterly along said right-of-way line, along a non-tangent curve concave to the Southeast 231.67 feet, having a delta of 4 degrees 28'38" and a radius of 2964.79 feet and a chord bearing a distance of N 36 degrees 25'14" E, 231.61 feet; thence on a bearing of N 13 degrees 02'34" W, non-tangent to last said curve along said right-of-way line, 119.86 feet; thence on a bearing of N 70 degrees 23'17" W along the Southerly right-of-way line of S.T.H. No. 9, a distance of 134.43 feet to a point in the North line of said SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ ; thence on a bearing of S 87 degrees 09'54" W, along last said line, 316.39 feet to the point of beginning.

2. That the Township of New London does, upon passage of this resolution and its adoption by the City Council of the City of New London, Minnesota, and upon acceptance by Minnesota Planning, confer jurisdiction upon Minnesota Planning over the various provisions contained in this agreement. No consideration by Minnesota Planning is necessary, Minnesota Planning may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of the resolution.

3. Municipal Reimbursement.

A. For all properties annexed to the City via this Agreement, the City shall pay the Township a reimbursement as compensation for future taxes lost by the Township. Such reimbursement shall be in the form of a payment made in each of the six years following annexation beginning in the year the City is first able to levy and collect taxes on such annexed property. Such annual payment shall be equal to the product of the tax capacity of such annexed property on January 2<sup>nd</sup> of the preceding year multiplied by the Township tax rate at the time of annexation of such property. If any of the annexed properties obtain a building permit for an addition, remodel or other change to the property that is valued at an amount that is 35% or more of the taxable market value at the time the building permit is issued, the value of the addition, remodel or other change will, upon completion of the addition, remodel or other change, be subtracted from the total market value prior to calculating the annual municipal reimbursement to the Township. The value of the addition, remodel or other change shall be determined based upon the estimated valuation as contained on the building permit application.

B. If a levy limit is imposed upon the City by State law or by a State agency which limits or caps the amount of dollars the City can levy via a tax levy in any given year, the City and the Township agree that the municipal reimbursement to the Township from one year to the next under this Agreement shall increase in an amount no greater than the percentage increase in the permissible amount of the City's tax levy over the same period. In the event that such levy limits act to reduce the dollar amount the City can levy compared to the prior

year, the amount of the municipal reimbursement to the Township for said year under this Agreement shall be reduced in the same proportion as the required reduction in the City's levy due to said levy limits. Such limits will only be in effect for the year(s) such levy limits are in place.

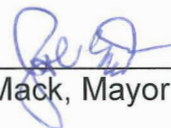
4. The Township and City agree that upon adoption and execution of this Joint Resolution, the City shall file the same with the Department of Administration Municipal Boundary Adjustments Office and pay the required filing fee.

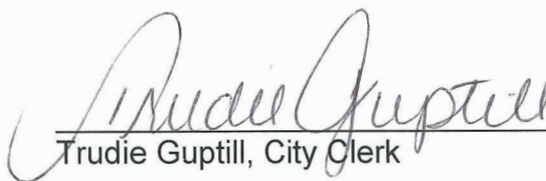
City of New London

Passed and adopted by the City council of the City of New London this 6<sup>th</sup> day of October, 2004.

BY:

ATTEST:

  
\_\_\_\_\_  
John Mack, Mayor


  
\_\_\_\_\_  
Trudie Guptill, City Clerk

Township of New London

Passed and adopted by the township board of the township of New London this 6<sup>th</sup> day of October, 2004.

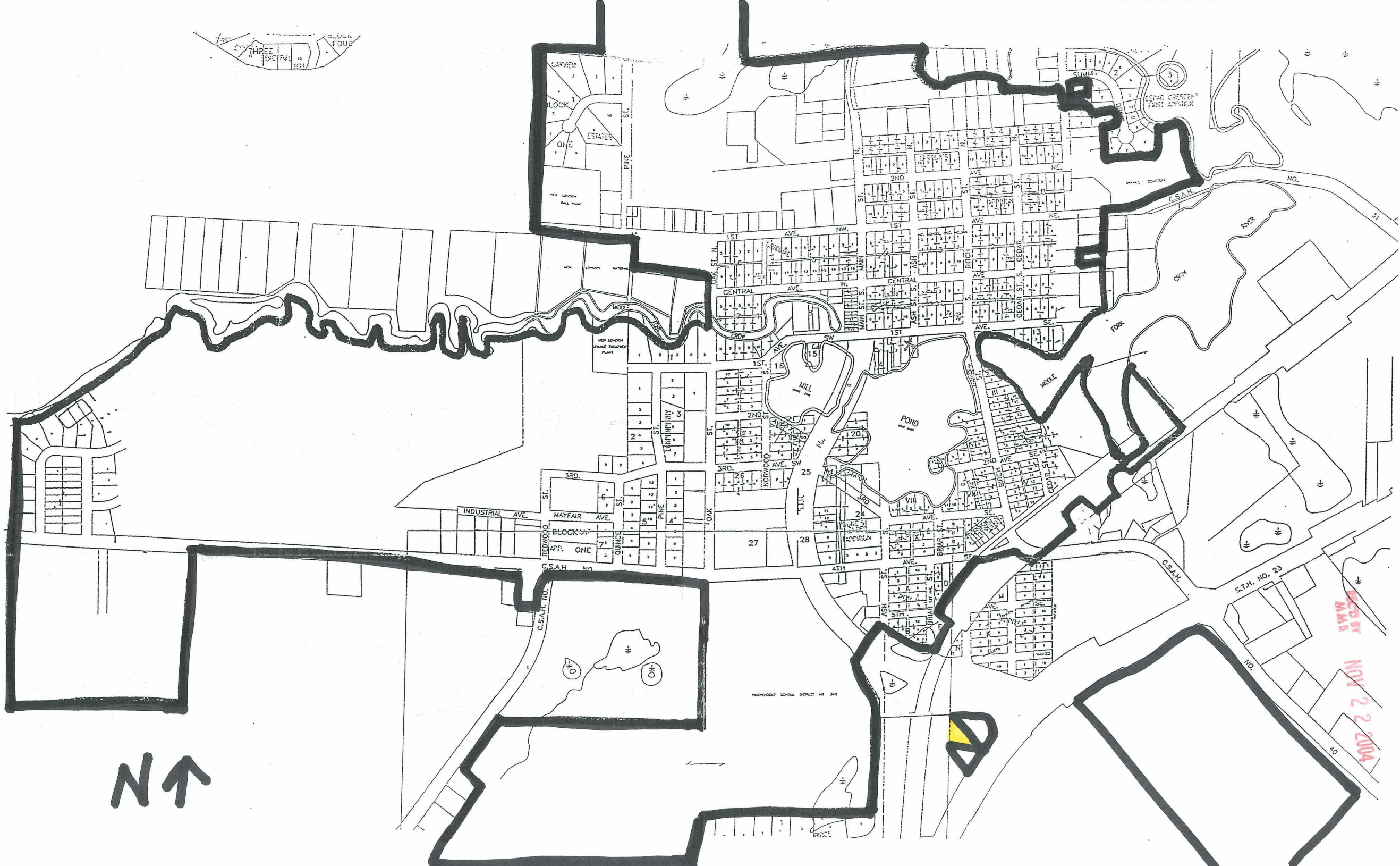
BY:

ATTEST:

  
\_\_\_\_\_  
Mark Mertens, Township Chair

  
\_\_\_\_\_  
Nancy Hammerschmidt, Township Clerk

Block Four  
Three



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