

**STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS**

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<b>IN THE MATTER OF THE JOINT RESOLUTION OF THE CITY OF MOOSE LAKE AND MOOSE LAKE TOWNSHIP DESIGNATING CERTAIN AREAS AS IN NEED OF ORDERLY ANNEXATION PURSUANT TO MINN. STAT. SECTION 414.0325</b>	<b>) ) ) ) )</b>	<b>JOINT RESOLUTION FOR ORDERLY ANNEXATION</b>
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**WHEREAS**, property owners Helen Keith, Pandora L. Keith, Scott W.A. Keith, and Blair A. Keith have petitioned the City of Moose Lake and Moose Lake Township to allow the City of Moose to annex and provide municipal services to their following described property, to wit:

**TRACT A**

Southeast Quarter of Southeast Quarter, Section 29, Township 46, North of Range 19 West of the Fourth Principal Meridian. Subject to any and all public roads and rights of way. County of Carlton, State of Minnesota.

**WHEREAS**, the owners of Tract A desire to develop or sell for development the said real property for urban and suburban commercial purposes; and

**WHEREAS**, Tract A abuts the south boundary of the City of Moose Lake and no part thereof is located within an incorporated area; and

**WHEREAS**, the State of Minnesota, Department of Corrections and Department of Humans Services are expanding their respective facilities within the City of Moose Lake, and the City of Moose Lake and Moose Lake Township agree that the annexation of the following parcels by the City of Moose Lake will facilitate the delivery of municipal services to the State's expanded facilities, said parcels being legally described as follows, to wit:

**TRACT B**

Government Lot 5 and the Southeast Quarter of the Southeast Quarter of Section 21, Township 46, Range 19, Carlton County, Minnesota.

**AND ALSO**

Southwest Quarter of the Southwest Quarter, Section 22, Township 46, Range 19, Carlton County, Minnesota, which lies westerly of the westerly right of way Interstate Highway No. 35.

**AND ALSO**

Those parts of the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter Section 27, Township 46, Range 19, Carlton County, Minnesota, which lies westerly of the westerly right of way of Interstate Highway No. 35.

## AND ALSO

The Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter Section 28, Township 46, Range 19, Carlton County, Minnesota.

**WHEREAS**, Tract B is owned by the State of Minnesota and abuts the east boundary of the City of Moose Lake and no part thereof is located within an incorporated area; and

**WHEREAS**, the City of Moose Lake and Moose Lake Township have agreed to work cooperatively to accomplish the orderly annexation of Tract A and Tract B; and

**WHEREAS**, the City of Moose Lake has available capacity to provide municipal services to Tract A and Tract B; and

**WHEREAS**, the City and Township agree that the Tract A and Tract B are urban or suburban in character or about to become so, and that the orderly annexation of the said Tracts would be in the best interests of the respective property owners and would benefit the public health, safety, and welfare of the community; and

**WHEREAS**, the City and the Township agree that the said Tract A and Tract B are in need of orderly annexation; and

**WHEREAS**, the City and Township desire to accomplish the orderly annexation of the Subject Parcels legally described herein without the need for a hearing or other services from the Municipal Boundary Adjustments Unit of the Office of Administrative Hearing.

**NOW THEREFORE, BE IT RESOLVED** by the Town Board of Supervisors of Moose Lake Township and the City Council of the City of Moose Lake, as follows:

1. **Designation of Orderly Annexation Area:** The City of Moose Lake and Moose Lake Township hereby designate the following parcels, legally described as shown,

**TRACT A**

Southeast Quarter of Southeast Quarter, Section 29, Township 46, North of Range 19 West of the Fourth Principal Meridian. Subject to any and all public roads and rights of way. County of Carlton, State of Minnesota.

AND

**TRACT B**

Government Lot 5 and the Southeast Quarter of the Southeast Quarter of Section 21, Township 46, Range 19, Carlton County, Minnesota.

AND ALSO



Southwest Quarter of the Southwest Quarter, Section 22, Township 46, Range 19, Carlton County, Minnesota, which lies westerly of the westerly right of way Interstate Highway No. 35.

AND ALSO

Those parts of the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter Section 27, Township 46, Range 19, Carlton County, Minnesota, which lies westerly of the westerly right of way of Interstate Highway No. 35.

AND ALSO

The Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter Section 28, Township 46, Range 19, Carlton County, Minnesota.

for immediate Orderly Annexation by the City of Moose Lake pursuant to Minnesota Statutes, Section 414.0325.

2. **Jurisdiction.** The Town Board of the Town of Moose Lake and the City Council of the City of Moose Lake, upon passage and adoption of this Joint Resolution and upon acceptance by the Department of Administration, Municipal Boundary Adjustments Unit, confer jurisdiction upon said Department of Administration, Municipal Boundary Adjustments Unit, over the various provisions contained herein.
3. **Acreage.** It is specified that the acreage of Tract A is 37.46 acres. It is specified that the acreage of Tract B is 205.59 acres.
4. **Population.** It is specified that the total population of the said Tracts is 4 in number.
5. **Map of Area.** A boundary map and plat map showing the Tracts legally described herein are respectively attached hereto as Exhibit A - Boundary Map and Exhibit B - Plat Map.
6. **No Hearing Required.** Pursuant to Minnesota Statutes, Section 414.0325 the Township and the City agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the said Tract A and Tract B legally described herein are contained and set forth in this Joint Resolution, and no consideration by the Director of the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings is necessary. Upon execution and filing of this Joint Resolution, the Director and the Office of Administrative Hearings may review and comment thereon, but shall, within thirty (30) days of receipt of this Joint Resolution, order the annexation of the said Tract A and Tract B legally described herein, in accordance with the terms and conditions of this Joint Resolution.
7. **Tax Reimbursement.** The City and Township specify that the City shall reimburse the Township for the loss of the taxes from the property so annexed for the period and in accordance with the following schedule:

**Tract A.** The sum of Five Hundred Dollars (\$500.00) per year for five years, commencing on January 15, 2008 and continuing on the 15<sup>th</sup> day of January of each successive year through and including January 15, 2012, which shall be the final installment.

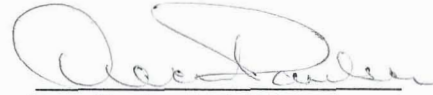
**Tract B.** State owned land. No reimbursement for Tract B, which consists entirely of tax exempt lands.

8. **Electric Utility.** Both Tract A and Tract B are within the service jurisdiction of the City of Moose Lake's electrical utility, Moose Lake Power. There will be no change in service provider to the said Tracts.
9. **Zoning Controls.** The City and Township agree that upon adoption and execution of this Joint Resolution and issuance of an Order by the Municipal Boundary Adjustments Unit, the City shall extend its zoning map and zoning controls by ordinance over the said Tracts.
10. **Notice of Intent to Annex and Joint Informational Meeting.** In accordance with Minnesota Statute 414.0325, Subd. 1, the City of Moose Lake published Notice of Intent to Annex by Orderly Annexation the said Tracts A and B in the Arrowhead Leader, a newspaper of general circulation in both the City and the Township and the parties hereto held a Joint Public Informational Meeting on September 17, 2007 on said proposed orderly annexation of Tracts A and B, with the costs of the publication being paid by the City.
11. **Filing.** said. public inform Filing. that the City shall file it forthwith with the Office of Administrative Hearings and pay the required fees.
12. **Governing Law.** It is specified that this Joint Resolution is made pursuant to and shall be construed in accordance with the laws of the State of Minnesota.
13. **Headlines and Captions.** It is specified that the headings and captions contained in this Joint Resolution are for convenience only and are not intended to alter any of the provisions herein.
14. **Entire Agreement.** With respect to the said Tract A and Tract B legally described herein and Exhibits A and B, the Boundary Map and Plat Map, which are attached hereto and incorporated by reference, the terms, covenants, conditions and provisions of this Joint Resolution shall constitute the entire agreement between the parties hereto, superseding all prior agreements, understandings, and negotiations between the parties.
15. **Legal Descriptions and Maps.** It is specified that in the event there are errors, omissions or any other problems with the legal descriptions contained herein or the maps provided in Exhibits A and B, in the judgment of the Director and the Office of Administrative Hearings, the parties hereto shall make such corrections and file any additional documents or replacement Exhibits making any requested corrections so that the terms of this Joint Resolutions shall be effective.

Passed, adopted and approved by the Town Board of Supervisors of Moose Lake Township, Carlton County, Minnesota, this 17th day of September, 2007.

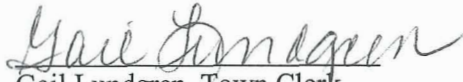
**MOOSE LAKE TOWNSHIP**

By:



Dean Paulson, Chair

**ATTEST:**



Gail Lundgren, Town Clerk

Passed, adopted and approved by the City Council of the City of Moose Lake, Carlton County, Minnesota, this 17th day of September, 2007.

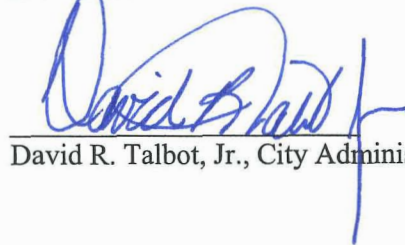
**CITY OF MOOSE LAKE**

By:



Theodore Shaw, Mayor

**ATTEST:**

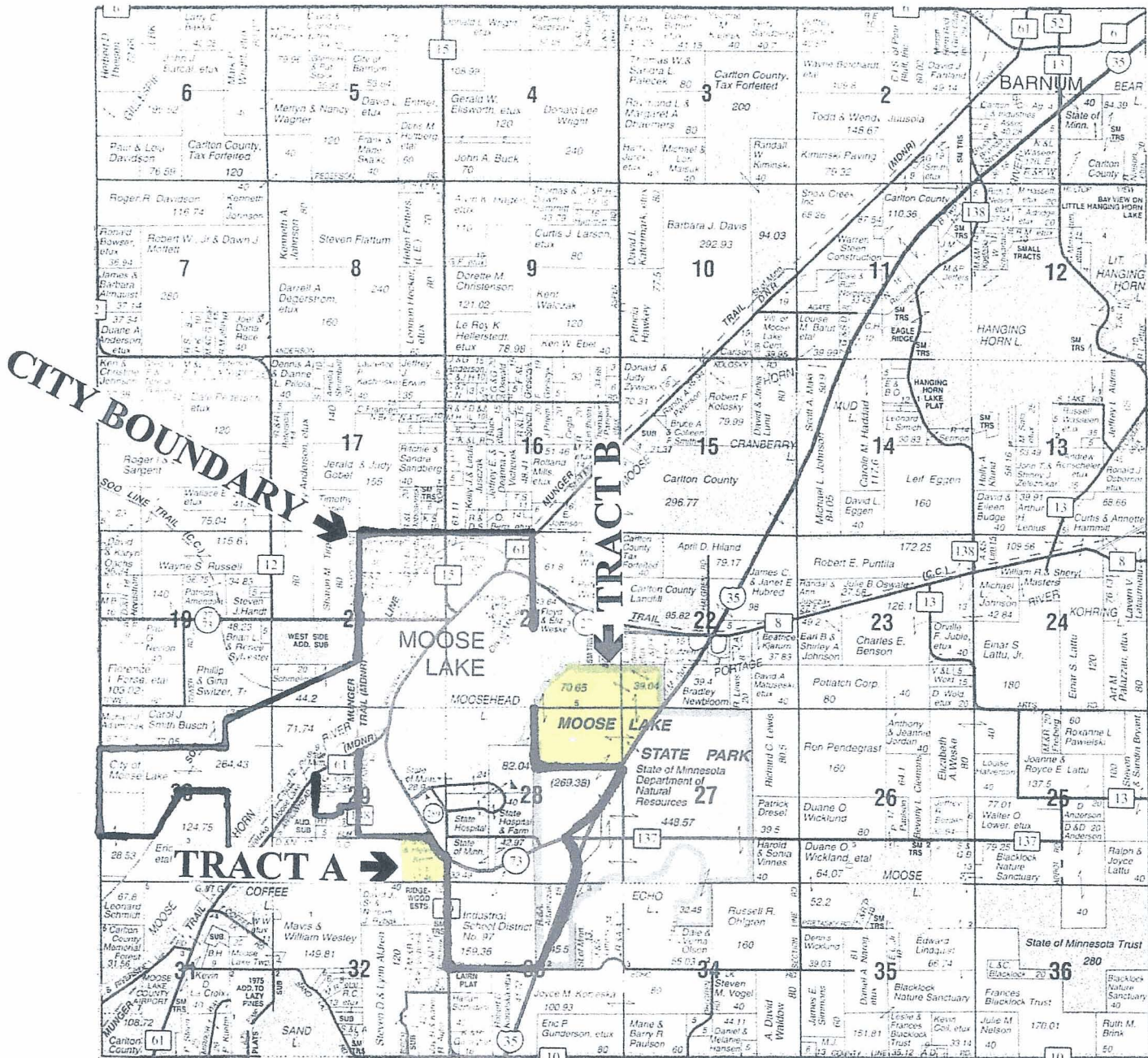


David R. Talbot, Jr., City Administrator



# EXHIBIT A & B BOUNDARY MAP and PLAT MAP CITY OF MOOSE LAKE MINNESOTA

## TRACT A and TRACT B





# EXHIBIT A & B

## BOUNDARY MAP and PLAT MAP

### CITY OF MOOSE LAKE MINNESOTA

### TRACT A and TRACT B

