

JOINT RESOLUTION OF THE CITY OF LA CRESCENT  
AND THE TOWN OF LA CRESCENT, HOUSTON COUNTY  
MINNESOTA, FOR ORDERLY ANNEXATION

WHEREAS, Certain areas in the Town of La Crescent (hereinafter called TOWN) are of urban character or are about to become urban, and

WHEREAS, a number of petitions for annexation of tracts of land in this general area have been filed with the City of La Crescent, (hereinafter called CITY), and there is evident a general interest in orderly annexation rather than in piecemeal contested annexation proceedings, and

WHEREAS, the CITY and the TOWN agree that the best interests of the CITY and the TOWN as well as their residents generally and the residents affected by the lands hereinafter described particularly are best served by an orderly annexation program,

NOW, THEREFORE, the CITY and the TOWN jointly resolve as follows:

1. That the tracts of land described in Exhibit A hereto attached, and by this reference made a part hereof as if set out hereat in full, be deemed and hereby are designated in need of orderly annexation and that jurisdiction over annexation of said lands be conferred upon the Minnesota Municipal Board.
2. That annexations of the tracts listed on Exhibit A which are the subject matter of this joint resolution shall be considered by the parties hereto on an equal basis and without regard to priority, the various tracts be annexed in accordance with and pursuant to the regulations of the Municipal Board and the State of Minnesota appertaining where joint resolutions for orderly annexation are in effect, and to the extent consistent with such overriding rules and regulations shall be according to the following guidelines:
  - A. All property owners within 500 feet of the property under consideration with respect to zoning matters shall receive equal consideration in zoning decisions regardless of the location of the CITY limits with respect to the particular tract under consideration.
  - B. The various technical aspects relative to public utilities of all kinds, including, but not necessarily limited to, roads, streets and highways, and other public thoroughfares, sewer and water systems, public and private, the drainage of storm waters, parks and playgrounds involved in the TOWN administration of its zoning ordinance and subdivision ordinance shall be subject to approval of the CITY of La Crescent.
  - C. Among other things, planning in the areas designated for annexation in Exhibit A shall require that all new development be comparable with existing development in terms of lot size, setback and other relevant subdivision provisions.
  - D. Storm water or surface water control in any area subject to development, whether or not the area is affected by annexation, shall be approved by both the CITY and the TOWN if natural drainage of such waters crosses the CITY limits whether such water courses into or out of the CITY.

E. Annexation of any of the Exhibit A tracts shall be initiated by petition of at least 60 percent of the property owners of the particular tract described in Exhibit A which is sought to be annexed. These tracts may be annexed in any order, but must abut the CITY limits.

F. As part of the comprehensive planning alluded to hereinbefore, the TOWN and the CITY shall establish liaison with the County of Houston and shall, with the County, define locations for needed access roads and procure or reserve the necessary rights of way so that future development will not interfere with the eventual dedication and improvement of such designated access routes.

G. Subject to applicable statutes, laws, rules and regulations, the CITY and TOWN agree to permit, with regard to any Exhibit A tract provided both municipalities a party to this joint resolution concur, the connection to and service by the CITY Sanitary Sewer System with the understanding that all costs associated therewith including, but not necessarily limited to, the installation of larger sized trunk lines and mains within the CITY to accommodate this usage, the costs of installation and the maintenance outside of CITY limits to be paid by the TOWN and/or its affected residents. Fair usage fees shall be established and charged by the CITY together with an initial hook-up fee in an amount so that the total charges payable and to be paid by the TOWN and/or its affected residents for such services are essentially equivalent to charges and fees already paid and payable by the CITY'S residents to the CITY.

H. Any streets, roads or other public thoroughfares which are divided by the City limits shall be improved to standards and specifications agreed to by both parties with improvements costs shared equally by the parties to this joint resolution, or by the parties' respective residents for whom such improvements may legitimately be assessed under prevailing applicable laws and regulations, provided, however, the parties may resolve problems falling within the scope of this subparagraph in any manner mutually agreeable to them and consistent with sound established engineering principles. Maintenance of all such thoroughfares shall be performed by agreement on each case. Maintenance shall be shared or traded - to the benefit of both parties.

I. One year after this joint agreement has been accepted by the Board, and every year thereafter, for as long as the joint resolution is in effect, the parties shall inform the Board of any changed conditions, which would mandate action by the terms of the agreement within the area designated for orderly annexation.

J. This joint agreement can only be amended by joint resolution submitted to the Board by both parties to this agreement. The Board shall accept the amendment, subject to proper notice and hearing as provided for in Section 414.09, Minnesota General Statutes, if it is consistent with applicable state law and the remainder of the joint agreement and in the best interests of the parties and affected persons.

K. Amendments to this resolution may be initiated by either governing body which are party to this agreement. Amendments proposed by others may be initiated by petition to both governing bodies. Upon consideration and agreement by both bodies, an amendment may be reviewed and passed by both governing bodies at times other than the annual review.

L. Tracts designated for orderly annexation shall not be divided for annexation unless, there is a proven need for such division, (such as failing sewer systems, deemed detrimental to the health of the property owners by these Minnesota Pollution Control Agency's Division under this criteria shall be agreed upon by both parties of the Orderly Annexation Agreement and subject to the regulations of the Minnesota Municipal Board and the State of Minnesota.

Passed and enacted by:

FOR THE CITY OF LA CRESCENT

By its City Council this 11 day of April 1985

APPROVED:

Jack Miller  
Mayor

ATTEST:

Stephen Jilk  
City Clerk Administrator

FOR THE TOWN OF LA CRESCENT

By its Board of Supervisors this 11 day of April 1985

APPROVED:

Robert L. McCurdy  
Board Chairman

ATTEST:

Teresa Walter  
Town Clerk

Page 1 of 2

EXHIBIT "A"  
TRACTS DESIGNATED FOR ORDERLY ANNEXATION

- A. The tract of land including Grandview Terrace which is bounded on the North by the present City Limits, on the East by the City Limits to the boundary line of the Kistler annexation petition lands (See Exhibit C) following the Kistler petition boundary; on the West by Cedar Street extended to South Fourteenth Street, and then diagonally on a line East of the Voshart-Burn Subdivision to the point of intersection thereof with the Kistler Petition boundary line.
- B. The tract including Voshart-Burns Subdivisions to the Town of La Crescent and the area developed along Spruce Drive, bounded on the North by the present City Limits, on the West by the City Limits East of the high school, on the South by Pine Creek and on the East by the Westerly boundary line of A tract and the boundary of Kistler annexation petition description.
- D. South - Beginning on the North at the intersection of South 14th Street and Skunk Hollow Road and continuing South to Pine Creek, bounded on the East by Skunk Hollow Road and on the West by the Westerly boundary of these properties.
- E. A tract, including Crescent Heights Development and Claudia Avenue which is bordered on the North by County State Aid Highway #25, on the East by the boundary line which is the West boundard of Tract D above, and on the South and West by Pine Creek.
- F. The tract which is bordered on the East by the present City Limits, on the South by County State Aid Highway #25, on the North County State Aid Highway #16, and on the West from County State Aid Highway #6 Southwesterly along the Ready Bus Company driveway, and thence Westerly to the West boundary line of Crescent Valley Subdivision, thence along the Westerly boundary line of Crescent Valley Subdivision to its intersection with County State Aid Highway #25.
- G. The tract which is bordered on the North by the present City Limits, on the West by the West property line of the properties abutting and built on the West of Bluff Drive, on the South by County State Aid Highway #6, and on the East by the City Limits.

REC'D. BY  
M A M B MAY 20 1991

Page 2 of 2

EXHIBIT "A"

H. The tract, the South and East boundary line of which is the border of Tracts F and G, above which boundary is extended to the West 800 feet either side of centerline of County State Aid Highway #6 to the West line of section 9.

I. The tract which is that part of the north half of the south half of Section 3, Township 104 N R4W, Houston County, lying west of State Trunk Highway 14 and 61 and east of Houston County #29 north, and the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 3, Township 104N R4W, Houston County, Minnesota, lying west of the right of way of State Trunk Highway 14 and 61.

J. That tract which includes NW $\frac{1}{4}$  of Section 3, Township 104N R4W Houston County, Minnesota, and that part of the NE $\frac{1}{4}$  of Section 4, Township 104N R4W, Houston County, Minnesota, Lying east of Houston County Road #29 north.

K. That tract which is the East  $\frac{1}{2}$  of Section 4 and that part of the North  $\frac{1}{2}$  of the South  $\frac{1}{2}$  of Section 3, lying West of Apple Blossom West Drive (formerly North 4th Street).

L. The tract which is all that part of Section 3 and Section 2 lying East of the Highway, North of the City Limits and west of the railroad right of way.

M. That tract which is the south half of the Southeast quarter of Section 11 (eleven) lying West of the Mississippi River, except that part lying in the City Limits of La Crescent described as the "Old Monte Carlo Property".

N. The tract known as North Shore Acres which is bounded by the railroad on the West, by the Winona County line on the North, by the Mississippi River on the East and by the present City Limits on the South.

REC'D. BY  
MMB

MAY 20 1991

RESOLUTION #7-85-2

A JOINT RESOLUTION AMENDING THE JOINT ANNEXATION AGREEMENT  
BETWEEN THE CITY OF LA CRESCENT AND THE TOWNSHIP  
OF LA CRESCENT TO REVISE TRACTS I AND J AND ALLOW THE ANNEXATION OF  
TRACT I INTO THE CITY OF LA CRESCENT

WHEREAS, the City of La Crescent and the Township of La Crescent have a joint annexation agreement describing certain areas which can be annexed to the City of La Crescent and the process to accomplish this, and

WHEREAS, the City Council and the Town Board have received a petition for annexation of all the property in Tract I and a portion of Tract J, and

WHEREAS, the annexation agreement set out methods by which tracts may be divided and changed with mutual agreement by both governing bodies, and

WHEREAS, it is felt by both governing bodies that it is in the best interest of the citizens of the Township of La Crescent and the City of La Crescent that this petition for annexation be considered and the split of Tract J take place,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Township of La Crescent do resolve that the description of the tract designated as Tract I be revised to read as follows:

The tract which is that part of the north half of the south half of Section 3, Township 104N R4W, Houston County, lying west of State Trunk Highway 14 and 61 and east of Houston County #29 north, and the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 3, Township 104N R4W, Houston County, Minnesota, lying west of the right of way of State Trunk Highway 14 and 61.

and the description of the tract designated as Tract J be revised to read as follows:

That tract which includes NW $\frac{1}{4}$  of Section 3, Township 104N R4W Houston County, Minnesota and that part of the NE $\frac{1}{4}$  of Section 4, Township 104 N R4W Houston County, Minnesota, lying east of Houston County Road #29 north

and that both governing bodies agree to allow the annexation of the tract designated as the revised Tract I into the City of La Crescent upon the approval of the Minnesota Municipal Board.

Passed this 2nd day of July, 1985.

SIGNED:

Mayor

Jack Mills

Town Chairman

Robert L. McConery

ATTEST:

City Clerk Administrator

Stephan Jilk

Town Board Clerk

Teresa Walter

TOWNSHIP OF LA CRESCENT  
HOUSTON COUNTY, MINNESOTA

REC'D. BY  
MAMB MAY 20 1991

WHEREAS, certain property owners located in Tract D of the Orderly Annexation Agreement are experiencing failure of their sanitary sewer systems, and

WHEREAS, the Minnesota Pollution Control Agency has stated that excessive ground water precludes repair of the septic systems in a conventional manner, and that the septic systems pose a health hazard, and

WHEREAS, the Township of La Crescent agrees it is in the best interests of the affected residents to annex to the City of La Crescent,

NOW THEREFORE, the Township of La Crescent resolves as follows:

1. That the tract of land designated as "D" in the Orderly Annexation Agreement, Exhibit A, be divided into two tracts as follows:

1. D-North, beginning on the South at the intersection of South 14th Street in the present City limits and Skunk Hollow Road and continuing northerly to the intersection of CTH 25 on the North, and bordered on the West by the westerly property lines.
2. D-South, beginning on the North at the intersection of South 14th Street and Skunk Hollow Road and continuing South to Pine Creek, bounded on the East by Skunk Hollow Road and on the West by the westerly property lines.

2. That the tract designated as D-North be annexed to the City of La Crescent, provided that a petition of at least 60 percent of the property owners of said tract is submitted to the Township and City, requesting such annexation.

FURTHER, the Township of La Crescent requests that in order to maintain the integrity of the Orderly Annexation Agreement between the City of La Crescent and the Township that the Agreement be amended as follows:

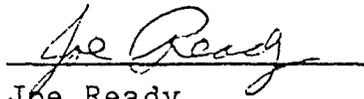
L. Tracts designated for orderly annexation shall not be divided for annexation unless; there is a proven need for such

division, such as failing sewer systems deemed detrimental to the health of the property owners by the Minnesota Pollution Control Agency. Division under this criteria shall be agreed upon by both parties of the Orderly Annexation Agreement and subject to the regulations of the Minnesota Municipal Board and the State of Minnesota.

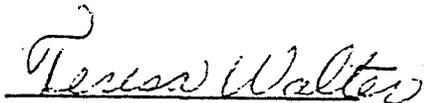
Passed by:

Township of La Crescent  
by its Board of Supervisors  
on this 8th Day of September,  
1983.

Approved:

  
Joe Ready  
Chairman

Attest:



Teresa Walter  
Clerk

## RESOLUTION #7-85-2

A JOINT RESOLUTION AMENDING THE JOINT ANNEXATION AGREEMENT  
BETWEEN THE CITY OF LA CRESCENT AND THE TOWNSHIP  
OF LA CRESCENT TO REVISE TRACTS I AND J AND ALLOW THE ANNEXATION OF  
TRACT I INTO THE CITY OF LA CRESCENT

WHEREAS, the City of La Crescent and the Township of La Crescent have a joint annexation agreement describing certain areas which can be annexed to the City of La Crescent and the process to accomplish this, and

WHEREAS, the City Council and the Town Board have received a petition for annexation of all the property in Tract I and a portion of Tract J, and

WHEREAS, the annexation agreement set out methods by which tracts may be divided and changed with mutual agreement by both governing bodies, and

WHEREAS, it is felt by both governing bodies that it is in the best interest of the citizens of the Township of La Crescent and the City of La Crescent that this petition for annexation be considered and the split of Tract J take place,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Township of La Crescent do resolve that the description of the tract designated as Tract I be revised to read as follows:

The tract which is that part of the north half of the south half of Section 3, Township 104N R4W, Houston County, lying west of State Trunk Highway 14 and 61 and east of Houston County #29 north, and the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 3, Township 104N R4W, Houston County, Minnesota, lying west of the right of way of State Trunk Highway 14 and 61.

and the description of the tract designated as Tract J be revised to read as follows:

That tract which includes NW $\frac{1}{4}$  of Section 3, Township 104N R4W Houston County, Minnesota and that part of the NE $\frac{1}{4}$  of Section 4, Township 104 N R4W Houston County, Minnesota, lying east of Houston County Road #29 north

and that both governing bodies agree to allow the annexation of the tract designated as the revised Tract I into the City of La Crescent upon the approval of the Minnesota Municipal Board.

Passed this 2nd day of July, 1985.

SIGNED:

Mayor

Jack Mills

Town Chairman

Patrick S. McLaughlin

ATTEST:

City Clerk Administrator

Stephan Jilk

Town Board Clerk

Teresa Walter

JUL 30 1985

## RESOLUTION #7-85-2

A JOINT RESOLUTION AMENDING THE JOINT ANNEXATION AGREEMENT  
BETWEEN THE CITY OF LA CRESCENT AND THE TOWNSHIP  
OF LA CRESCENT TO REVISE TRACTS I AND J AND ALLOW THE ANNEXATION OF  
TRACT I INTO THE CITY OF LA CRESCENT

WHEREAS, the City of La Crescent and the Township of La Crescent have a joint annexation agreement describing certain areas which can be annexed to the City of La Crescent and the process to accomplish this, and

WHEREAS, the City Council and the Town Board have received a petition for annexation of all the property in Tract I and a portion of Tract J, and

WHEREAS, the annexation agreement set out methods by which tracts may be divided and changed with mutual agreement by both governing bodies, and

WHEREAS, it is felt by both governing bodies that it is in the best interest of the citizens of the Township of La Crescent and the City of La Crescent that this petition for annexation be considered and the split of Tract J take place,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Township of La Crescent do resolve that the description of the tract designated as Tract I be revised to read as follows:

The tract which is that part of the north half of the south half of Section 3, Township 104N R4W, Houston County, lying west of State Trunk Highway 14 and 61 and east of Houston County #29 north, and the NW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the SE $\frac{1}{4}$  of the NE $\frac{1}{4}$  and that part of the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 3, Township 104N R4W, Houston County, Minnesota, lying west of the right of way of State Trunk Highway 14 and 61.

and the description of the tract designated as Tract J be revised to read as follows:

That tract which includes NW $\frac{1}{4}$  of Section 3, Township 104N R4W Houston County, Minnesota and that part of the NE $\frac{1}{4}$  of Section 4, Township 104 N R4W Houston County, Minnesota, lying east of Houston County Road #29 north

and that both governing bodies agree to allow the annexation of the tract designated as the revised Tract I into the City of La Crescent upon the approval of the Minnesota Municipal Board.

Passed this 2nd day of July, 1985.

SIGNED:

Mayor

*Jack Mills*

Town Chairman

ATTEST:

City Clerk Administrator

*Stephan Jilk*

Town Board Clerk

RESOLUTION #3-84-1

A RESOLUTION AMENDING THE JOINT ANNEXATION AGREEMENT BETWEEN THE CITY OF LA CRESCENT AND THE TOWNSHIP OF LA CRESCENT TO SPLIT TRACT I AS REFERENCED ON THE JOINT ANNEXATION MAP INTO TRACT I-1, I-2 AND I-3

APR 19 1984

WHEREAS, certain property owners of property located in the area referenced as Tract I of the Joint Orderly Annexation agreement between the City of La Crescent and the Township of La Crescent have petitioned for the annexation of their properties into the City of La Crescent and

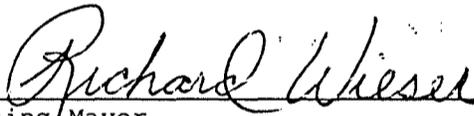
WHEREAS, the City Council of the City of La Crescent feels that it is in the best interest of the residents of the City of La Crescent and the petitioning property owners to be allowed to annex to the City of La Crescent so that City sanitary sewer and water systems can be extended to those properties

NOW THEREFORE BE IT RESOLVED, that the tract designated as Tract I of the joint orderly annexation map, Exhibit "A" attached, be divided into three tracts as follows:

1. Tract I-1, that part of the Township of La Crescent lying West of Apple Blossom Drive West and North of Crescent Hills Drive and east of Crescent Hills 2nd Addition also known as Crescent Hills 3rd Addition to the Township of La Crescent.
2. Tract I-2, that part of La Crescent Township lying north of the present City limits bounded on the west by Apple Blossom Drive and on the east by County Trunk Highway #29 North and on the north by the intersection of Apple Blossom West and County Trunk Highway #29 North.
3. Tract I-3, that part of the north half of the south Half of Section 3, Township 104 North, Range 4 west lying east of County Trunk Highway #29 North and West of the right of way of State Trunk Highway #14-61.

ADOPTED this 5th day of March, 1984.

SIGNED:

  
Acting Mayor

ATTEST:

  
Clerk Administrator

The foregoing motion was duly seconded by Member Severson and upon a roll call vote taken and tallied by the Clerk Administrator, all Members present voted in favor thereof, viz;

Robert Nunemacher	Yes
DeWayne Severson	Yes
Julie Zuehlke	Yes
Richard Wieser	Yes

The motion was declared duly carried and the resolution duly passed and adopted.

## RESOLUTION #9-83-3

A RESOLUTION AMENDING THE JOINT ANNEXATION AGREEMENT BETWEEN THE CITY OF LACRESCENT AND THE TOWNSHIP OF LA CRESCENT TO SPLIT TRACT "D" AS REFERENCED INTO "D NORTH" AND "D SOUTH" WITH THE DIVIDING LINE BEING THE EXTENSION OF SOUTH 14TH STREET

WHEREAS, certain property owners located in the area referenced as Tract "D" of the joint orderly annexation agreement between the City of La Crescent and the Township of La Crescent have experienced failure of their sanitary sewer systems, and

WHEREAS, the Minnesota State Pollution Control Agency has apprised the City and the Township that excessive ground water in that area precludes the repair of the disposal systems in a conventional manner and that these malfunctioning septic systems pose a health problem, and

WHEREAS, the Town Board and the City Council both agree that it is in the best interest of the residents so affected to be allowed to annex to the City of La Crescent to connect up to the City sanitary sewer system and the City water supply,

NOW THEREFORE BE IT RESOLVED, that the tract designated as Tract "D" on the joint orderly annexation map (Exhibit "A" attached) be divided into two tracts as follows:

1.) D-North, beginning on the South at the intersection of South 14th Street, extending in the present City limits of La Crescent and Skunk Hollow Road and continuing Northerly to the intersection of CTH 25 on the North and bordered on the West by the Westerly property lines of the properties and on the East by Skunk Hollow Road, and

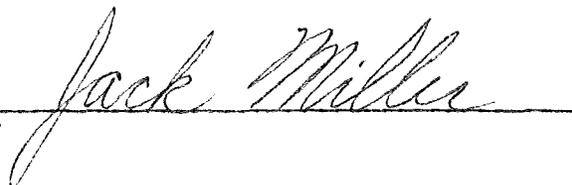
2.) D-South, beginning on the North at the intersection of South 14th Street and Skunk Hollow Road and continuing South to Pine Creek, bounded on the East by Skunk Hollow Road and on the West by the Westerly boundary of these properties,

BE IT FURTHER RESOLVED that other tracts designated for annexation by the joint annexation agreement not be divided unless there is a proven need for such division such as failing sewer systems deemed a possible health hazard by the Minnesota Pollution Control Agency. Division under these criteria shall be agreed upon by both parties of the orderly annexation agreement and subject to the regulations of Minnesota Pollution Control Agency.

ADOPTED this 6th day of September, 1983.

SIGNED:

Mayor

  
\_\_\_\_\_

ATTEST:

  
\_\_\_\_\_

Clerk Administrator

TOWNSHIP OF LA CRESCENT  
HOUSTON COUNTY, MINNESOTA

WHEREAS, certain property owners located in Tract D of the Orderly Annexation Agreement are experiencing failure of their sanitary sewer systems, and

WHEREAS, the Minnesota Pollution Control Agency has stated that excessive ground water precludes repair of the septic systems in a conventional manner, and that the septic systems pose a health hazard, and

WHEREAS, the Township of La Crescent agrees it is in the best interests of the affected residents to annex to the City of La Crescent,

NOW THEREFORE, the Township of La Crescent resolves as follows:

1. That the tract of land designated as "D" in the Orderly Annexation Agreement, Exhibit A, be divided into two tracts as follows:

1. D-North, beginning on the South at the intersection of South 14th Street in the present City limits and Skunk Hollow Road and continuing northerly to the intersection of CTH 25 on the North, and bordered on the West by the westerly property lines.
2. D-South, beginning on the North at the intersection of South 14th Street and Skunk Hollow Road and continuing South to Pine Creek, bounded on the East by Skunk Hollow Road and on the West by the westerly property lines.

2. That the tract designated as D-North be annexed to the City of La Crescent, provided that a petition of at least 60 percent of the property owners of said tract is submitted to the Township and City, requesting such annexation.

FURTHER, the Township of La Crescent requests that in order to maintain the integrity of the Orderly Annexation Agreement between the City of La Crescent and the Township that the Agreement be amended as follows:

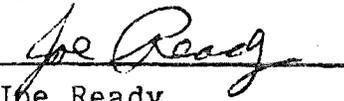
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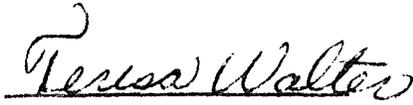
Passed by:

Township of La Crescent  
by its Board of Supervisors  
on this 8th Day of September,  
1983.

Approved:

  
Joe Ready  
Chairman

Attest:

  
Teresa Walter  
Clerk

JOINT RESOLUTION OF THE CITY OF LA CRESCENT  
AND THE TOWN OF LA CRESCENT, HOUSTON COUNTY,  
MINNESOTA, FOR ORDERLY ANNEXATION

WHEREAS, Certain areas in the Town of La Crescent (hereinafter called TOWN) are of urban character or are about to become urban, and

WHEREAS, a number of petitions for annexation of tracts of land in this general area have been filed with the City of La Crescent, (hereinafter called CITY), and there is evident a general interest in orderly annexation rather than in piecemeal contested annexation proceedings, and

WHEREAS, the CITY and the TOWN agree that the best interests of the CITY and the TOWN as well as their residents generally and the residents affected by the lands hereinafter described particularly are best served by an orderly annexation program,

NOW, THEREFORE, the CITY and the TOWN jointly resolve as follows:

1. That the tracts of land described in Exhibit A hereto attached, and by this reference made a part hereof as if set out hereat in full, be deemed and hereby are designated in need of orderly annexation and that jurisdiction over annexation of said lands be conferred upon the Minnesota Municipal Board.

2. That annexations of the tracts listed in Exhibit A which are the subject matter of this joint resolution shall be considered by the parties hereto on an equal basis and without regard to priority, the various tracts be annexed in accordance with and pursuant to the regulations of the Municipal Board and the State of Minnesota appertaining where joint resolutions for orderly annexation are in effect, and to the extent consistent with such overriding rules and regulations shall be according to the following guidelines:

A. All property owners within 500 feet of property under consideration with respect to zoning matters shall receive equal consideration in zoning decisions regardless of the location of the CITY limits with respect to the particular tract under consideration.

B. The various technical aspects relative to public utilities of all kinds, including, but not necessarily limited to, roads, streets and highways, and other public thoroughfares, sewer and water systems, public and private, the drainage of storm waters, parks and playgrounds involved in the TOWN administration of its zoning ordinance and subdivision ordinance shall be subject to approval by the CITY of La Crescent.

C. Among other things, planning in the areas designated for annexation in Exhibit A shall require that all new development be comparable with existing development in terms of lot size, setback, and other relevant subdivision provisions.

D. Storm water or surface water control in any area subject to development, whether or not the area is affected by annexation, shall be approved by both the CITY and the TOWN if natural drainage of such waters crosses the CITY limits whether such water courses into or out of the CITY.

E. Annexation of any of the Exhibit A tracts shall be initiated by petition of at least 60 percent of the property owners of the particular tract described in Exhibit A which is sought to be annexed. These tracts may be annexed in any order, but must abut the CITY limits.

F. As part of the comprehensive planning alluded to hereinbefore, the TOWN and the CITY shall establish liaison with the County of Houston and shall, with the County, define locations for needed access roads and procure or reserve the necessary rights of way so that future development will not interfere with the eventual dedication and improvement of such designated access routes.

G. Subject to applicable statutes, laws, rules and regulations, the CITY and TOWN agree to permit, with regard to any Exhibit A tract provided both municipalities a party to this joint resolution concur, the connection to and service by the CITY Sanitary Sewer System with the understanding that all costs associated therewith including, but not necessarily limited to, the installation of larger sized trunk lines and mains within the City to accommodate this usage, the costs of installation and the maintenance outside of CITY limits to be paid by the TOWN and/or its affected residents. Fair usage fees shall be established and charged by the CITY together with an initial hook-up fee in an amount so that the total charges payable and to be paid by the TOWN and/or its affected residents for such services are essentially equivalent to charges and fees already paid and payable by the CITY'S residents to the CITY.

H. Any streets, roads or other public thoroughfares which are divided by the City limits shall be improved to standards and specifications agreed to by both parties with improvements costs shared equally by the parties to this joint resolution, or by the parties' respective residents for whom such improvements may legitimately be assessed under prevailing applicable laws and regulations, provided, however, the parties may resolve problems falling within the scope of this subparagraph in any manner mutually agreeable to them and consistent with sound established engineering principles. Maintenance of all such thoroughfares shall be performed by agreement on each case. Maintenance shall be shared or traded - to the benefit of both parties.

I. One year after this joint agreement has been accepted by the board, and every year thereafter, for as long as the joint resolution is in effect, the parties shall inform the board of any changed conditions, which would mandate action by the terms of the agreement within the area designated for orderly annexation.

J. This joint agreement can only be amended by joint resolution submitted to the board by both parties to this agreement. The board shall accept the amendment, subject to proper notice and hearing as provided for in Section 414.09, Minnesota General Statutes, if it is consistent with applicable state law and the remainder of the joint agreement and in the best interests of the parties and affected persons.

K. Amendments to this resolution may be initiated by either governing body which are party to this agreement. Amendments proposed by others may be initiated by petition to both governing bodies. Upon consideration and agreement by both bodies, an amendment may be reviewed and passed by both governing bodies at times other than the annual review. *new paragraph*

Passed and enacted by:

FOR THE CITY OF LA CRESCENT  
By its City Council this 16th day of  
May, 1983

APPROVED:

*Jack Miller*  
\_\_\_\_\_  
Mayor  
Jack Miller

ATTEST:

*Stephan Gilk*  
\_\_\_\_\_  
City Clerk Administrator

FOR THE TOWN OF LA CRESCENT  
By its Board of Supervisors this 16th day of  
May, 1983

APPROVED:

*Joseph Ready*  
\_\_\_\_\_  
Board Chairman  
Joseph Ready

ATTEST:

*Teresa Walters*  
\_\_\_\_\_  
Town Clerk

## EXHIBIT "A"

## TRACTS DESIGNATED FOR ORDERLY ANNEXATION

- A. The tract of land including Grandview Terrace which is bounded on the North by the present City Limits, on the East by the City Limits to the boundary line of the Kistler annexation petition lands (See Exhibit C) following the Kistler petition boundary; on the West by Cedar Street extended to South Fourteenth Street, and then diagonally on a line East of the Voshart-Burn Subdivision to the point of intersection thereof with the Kistler Petition boundary line.
- B. The tract including Voshart-Burns Subdivisions to the Town of La Crescent and the area developed along Spruce Drive, bounded on the North by the present City Limits, on the West by the City Limits East of the high school, on the South by Pine Creek, and on the East by the Westerly boundary line of A tract and the boundary of Kistler annexation petition description.
- C. The tract bounded on the West by Skunk Hollow Road, located South of South 14th Street and described as follows:

*They had left out "C" which had been annexed in A-3419 in last version - this version they inserted this new "C" which is the property they want to annex now -*

A parcel of land located in the E  $\frac{1}{2}$  of the NE  $\frac{1}{4}$ , Section 16, Township 104 North, Range 4 West, described as follows: Commencing at the Northeast corner of said Section 16; thence South along the section line 2561.0 feet to the point of beginning of the line to be described; thence North 20 $^{\circ}$  35' 30" West a distance of 170.86 feet; thence North 52 $^{\circ}$  22' 30" West a distance of 99.7 feet; thence North 3 $^{\circ}$  22' 30" West a distance of 532.0 feet; thence North 57 $^{\circ}$  01' West a distance of 448.3 feet; thence North 10 $^{\circ}$  02' East a distance of 53.4 feet; thence North 79 $^{\circ}$  58' West a distance of 495.0 feet; thence North 88 $^{\circ}$  West a distance of 142.0 feet; thence South 22 $^{\circ}$  West a distance of 77.0 feet; thence West a distance of 133.0 feet more or less to the west line of the SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of said Section 16 and the place of beginning; thence East a distance of 133 feet; thence North 22 $^{\circ}$  East a distance of 77 feet; thence North 0 $^{\circ}$  1' East 83.61 feet; thence West 161.82 feet; thence continuing West to the West line of the SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of said Section 16; thence South along said West line to the place of beginning, except lands taken for public street and highway purposes.

and known at this date as the Gary Betsinger property.

- D. The tract, including Skunk Hollow Road development bounded on the East by the present City limits, from their intersection with County State Aid Highway #25 and Skunk Hollow Road to Pine Creek, bordered on the South by Pine Creek, on the West by a line beginning at the intersection of County State Aid Highway #25 and Skunk Hollow Road, thence along the Westerly property line of the properties adjacent and West of Skunk Hollow Road, extended South in a straight line to Pine Creek.
- E. A tract, including Crescent Heights Development and Claudia Avenue which is bordered on the North by County State Aid Highway #25, on the East by the boundary line which is the West boundary of Tract D above, and on the South and West by Pine Creek.

## EXHIBIT "A"

- F. The tract which is bordered on the East by the present City Limits, on the South by County State Aid Highway #25, on the North County State Aid Highway #16, and on the West from County State Aid Highway #6 Southwesterly along the Ready Bus Company driveway, and thence Westerly to the West boundary line of Crescent Valley Subdivision, thence along the Westerly boundary line of Crescent Valley Subdivision to its intersection with County State Aid Highway #25.
- G. The tract which is bordered on the North by the present City Limits, on the West by the West property line of the properties abutting and built on the West of Bluff Drive, on the South by County State Aid Highway #6, and on the East by the City Limits.
- H. The tract, the South and East boundary line of which is the border of Tracts F and G, above which boundary is extended to the West 800 ft. either side of centerline of County State Aid Highway #6 to the West line of section 9.
- I. The tract which is that part of the North Half of the South Half of Section 3 lying West of State Trunk Highway 14 and 61.
- J. That Tract which is bordered on the North by the County Line on the West by the section line between Sections 3 and 4, on the South by the East and West quarter section line, and on the East by the Westerly right of way line of Trunk Highways 14 and 61.
- K. That tract which is the East  $\frac{1}{2}$ , of Section 4.
- L. The tract which is all that part of Section 3 and Section 2 lying East of the Highway, North of the City Limits and West of the railroad right of way.
- M. That tract which is the South half of the Southeast quarter of Section 11 (eleven) Lying West of the Mississippi River, except that part lying in the City Limits of La Crescent as described in Exhibit "B" and otherwise known as the "Old Monte Carlo Property".
- N. The tract known as North Shore Acres which is bounded by the railroad on the West, by the Winona County line on the North, by the Mississippi River on the East, and by the present City Limits on the South.

## KISTLER TRACT

Part of the Northwest Quarter of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota described as follows:

Commencing at the Northwest corner of the Northwest quarter of said Section 15, thence West along the North line of said Section 15 a distance of 218.9 feet to the East line of the right of way of Minnesota U.S. Highway No. 16 as the point of beginning, thence continue West along the Section line 375.8 feet to the west line of said Highway, thence South 03 degrees 19 minutes West along the West line of said Highway and the East line of the corporate limits of the City of La Crescent 636.11 feet, thence continue along the curved West line of said Highway 54.89 feet, the subtended chord of which bears South 02 degrees 51 minutes 30 seconds West, Thence North 87 degrees 45 minutes 30 seconds West 49.0 feet, thence South 01 degree 17 minutes 30 seconds West 99.92 feet, thence West 3.52 feet, thence continue West 36.54 feet, thence South 13 degrees 14 minutes 25 seconds East 182.96 feet, thence South 04 degrees 00 Minutes 08 seconds East 183.64 feet, thence South 82 degrees 58 minutes 02 seconds West 166.42 feet, Thence South 0 degrees 46 minutes 30 seconds East 100.0 feet, thence South 87 degrees 58 minutes 02 seconds East 136.51 feet, thence South 0 degrees 46 minutes 30 seconds East 98.50 feet, thence North 89 degrees 46 minutes 47 seconds East 89.77 feet, thence South 20 degrees 32 minutes 08 seconds East 381.04 feet, thence North 74 degrees 47 minutes 17 seconds East 69.12 feet to an iron pipe, thence South 52 degrees 01 minutes West 500.6 feet to an iron pipe, thence continue South 52 degrees 01 minutes West 331.15 feet to an iron pipe, thence South 20 degrees 45 minutes East 273.7 feet to the North Bank of Pine Creek, thence along the North Bank of Pine Creek North 84 degrees East 220 feet, thence North 61 degrees 23 minutes 30 seconds East 178.1 feet, thence North 78 degrees 00 minutes 30 seconds East 322.7 feet to a point on the West line of said Highway, thence along the West Line of said Highway on a curve concave to the East of radius 2004.9 feet a distance of 50.0 feet with a chord length of 50.0 feet bearing North 01 degrees 51 minutes 35 seconds West, thence south 86 degrees 42 minutes 40 seconds East 195.0 feet to a point on the East Line on said Highway, thence in a Northeasterly direction along the Easterly line of said Highway a distance of 2249.3 feet more or less to the point of beginning.

The Council next took up discussion on the request for annexation by Mr. Gary Betsinger of 295 Skunk Hollow Road, La Crescent, Minnesota, this request having been formally accepted for consideration by the City Council on May 16, 1983. City Clerk Administrator Stephan Jilk now advised the Council that the current laws of the State of Minnesota governing annexation and joint annexation agreements such as the one the City of La Crescent and the Township of La Crescent has states that annexation of the Gary Betsinger property would have to commence with a resolution from the City Council advising the Minnesota Municipal Board of the annexation request and approval by the City and that this resolution would then be sent on to the Municipal Board for their consideration. Member Severson now introduced the following resolution and moved its passage and adoption.

## RESOLUTION #6-83-6

A RESOLUTION ANNEXATING TO THE CITY OF LA CRESCENT IN HOUSTON COUNTY, MINNESOTA, TERRITORY ABUTTING ON SAID CITY, PURSUANT TO THE PROVISIONS OF SECTION 414.033, MINNESOTA GENERAL STATUTES, AS AMENDED

WHEREAS, the following described property has been designated for orderly annexation to the City of La Crescent is urban in character, or about to become so,

A parcel of land located in the E $\frac{1}{2}$  of the NE $\frac{1}{4}$ , Section 16, Township 104 North, Range 4 West, described as follows: Commencing at the Northeast corner of said Section 16; thence South along the section line 2561.0 feet to the point of beginning of the line to be described; thence North 20° 35' 30" West a distance of 170.86 feet; thence North 52° 22' 30" West a distance of 99.7 feet; thence North 30° 22' 30" West a distance of 532.0 feet; thence North 57° 01' West a distance of 448.3 feet; thence North 10° 02' East a distance of 53.4 feet; thence North 79° 58' West a distance of 495.0 feet; thence North 88° West a distance of 142.0 feet; thence South 22° West a distance of 77.0 feet; thence West a distance of 133.0 feet more or less to the West line of the SE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of said Section 16 and the place of beginning; thence East a distance of 133 feet; thence North 22° East a distance of 77 feet; thence North 0° 1' East 83.61 feet; thence West 161.82 feet; thence continuing West to the West line of the SE $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of said Section 16; thence South along said West line to the place of beginning, except lands taken for public street and highway purposes

BE IT RESOLVED BY THE CITY COUNCIL of the City of La Crescent to hereby request that annexation proceedings pursuant to Minnesota Statute 414.032, Subd. 2 be initiated by the Municipal Board, that said board set a time and place for a hearing upon said proposed annexation of the above described property.

ADOPTED by the City Council of the City of La Crescent, Minnesota, this 20th day of June, 1983.

SIGNED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Clerk Administrator

Clerk Administrator

2076

The foregoing motion was duly seconded by Member Nunemacher, and upon a roll call vote taken and tallied by the Clerk Administrator, all Members present voted in favor thereof, viz;

Robert Nunemacher	Yes
DeWayne Severson	Yes
Julie Zuehlke	Yes
Jack Miller	Yes

and none voted against the same. The motion was declared duly carried and the resolution duly passed and adopted.

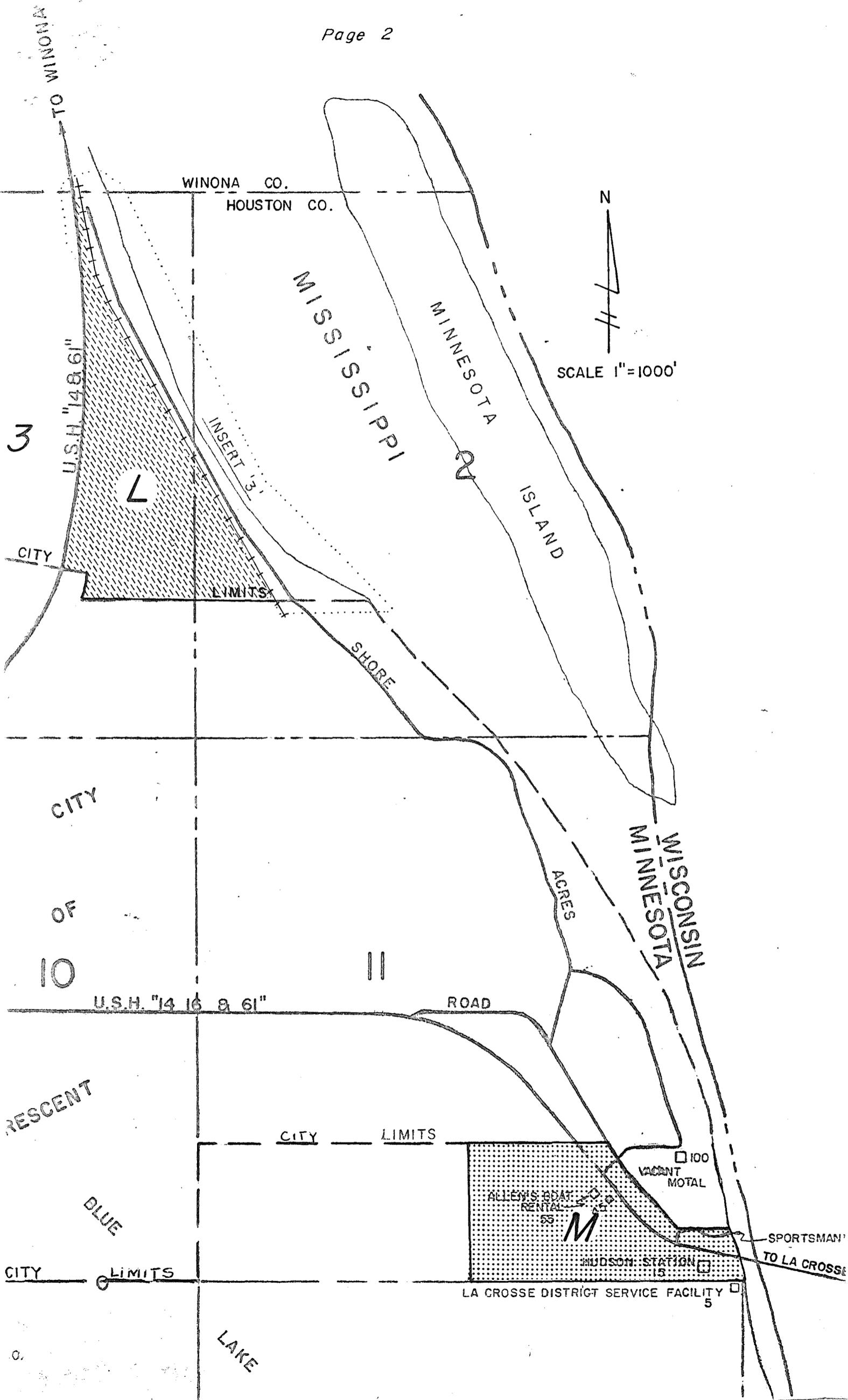
At this time the Council took up discussion on a proposed street lighting system for Valley South Addition, the City Council having requested Northern States Power previously to submit such a recommendation. City Clerk Administrator Stephan Jilk advised the Council that pursuant to this request, Northern States Power representatives had submitted a street lighting plan (a copy of which is hereby attached and marked Exhibit "C" and by this reference made a part hereof as if setout hereat in full) for the Council's consideration. Mr. Jilk further advised the Council that the lights proposed would be on wooden poles as is normal and has been used throughout the remainder of the City of La Crescent. The lamps themselves would be the high pressure sodium lamps which are amber in color. Mr. Jilk advised the Council further that the cost per unit per month would be \$13.00 to the City, higher than the normal rates because the cable through Valley South is all underground and more costly for Northern States Power. Following a thorough discussion on this recommendation, Member Nunemacher made a motion, seconded by Member Severson, to authorize and direct City Clerk Administrator Stephan Jilk to advise Northern States Power to proceed with lighting as recommended on attached Exhibit "C". Upon a roll call vote taken and tallied by the Clerk Administrator, all Members present voted in favor thereof, viz;

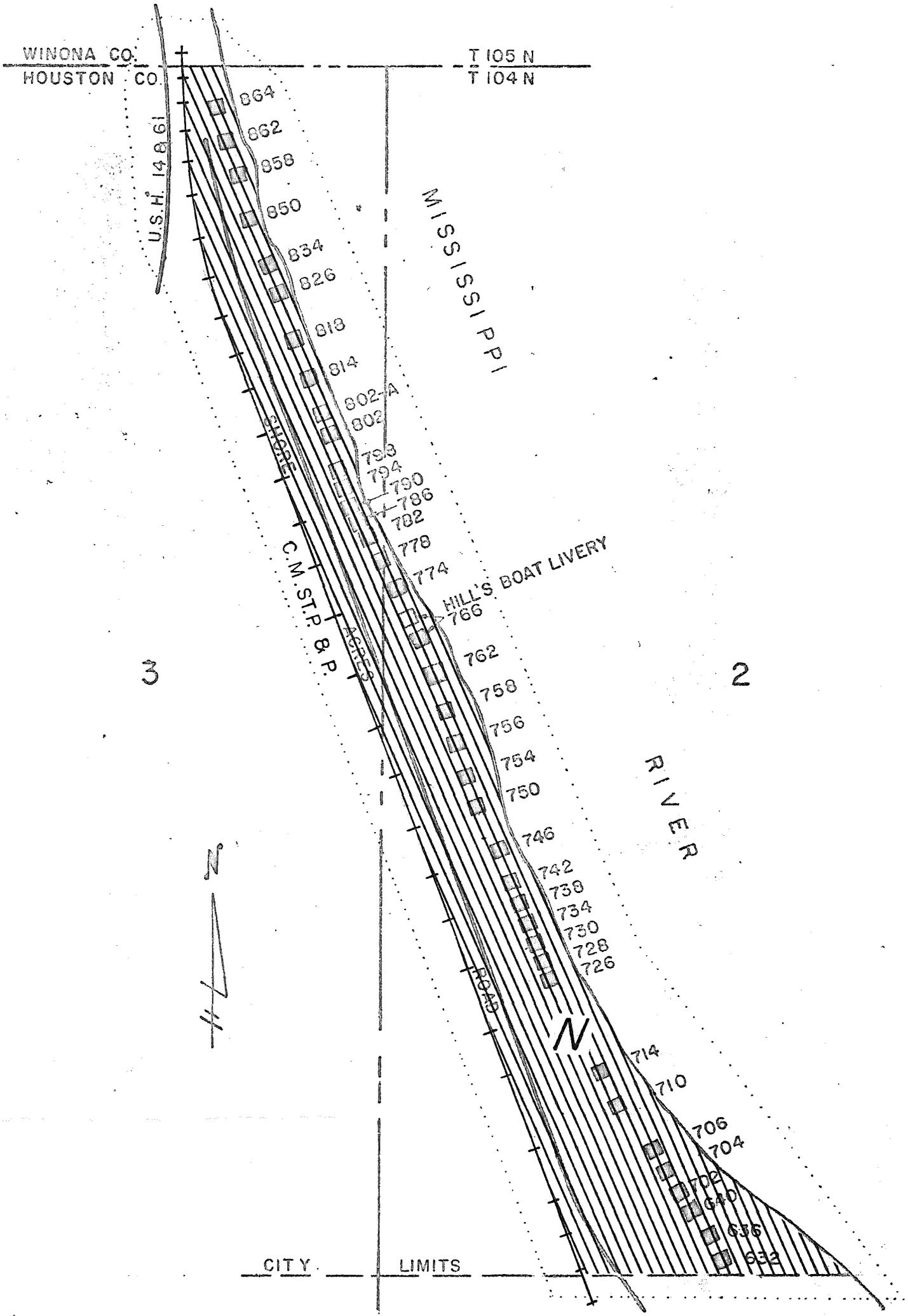
Robert Nunemacher	Yes
DeWayne Severson	Yes
Julie Zuehlke	Yes
Jack Miller	Yes

and none voted against the same. The motion was declared duly carried.

The Council next took up discussion on the possibility of expending funds for the operation of the school district library for the summer months in La Crescent. Clerk Administrator Stephan Jilk advised the Council that there was approximately \$500.00 available in the recreation budget for 1983 due to less funds required for the 1983 ice skating season. City Clerk Administrator Stephan Jilk was directed to contact school district officials to see what could be done with the approximate \$500.00.







INSERT '3'

SCALE 1" = 400'

JOINT RESOLUTION OF THE CITY OF LA CRESCENT  
AND THE TOWN OF LA CRESCENT, HOUSTON COUNTY,  
MINNESOTA, FOR ORDERLY ANNEXATION

WHEREAS, Certain areas in the Town of La Crescent (hereinafter called TOWN) are of urban character or are about to become urban, and

WHEREAS, a number of petitions for annexation of tracts of land in this general area have been filed with the City of La Crescent, (hereinafter called CITY), and there is evident a general interest in orderly annexation rather than in piecemeal contested annexation proceedings, and

WHEREAS, the CITY and the TOWN agree that the best interests of the CITY and the TOWN as well as their residents generally and the residents affected by the lands hereinafter described particularly are best served by an orderly annexation program,

NOW, THEREFORE, the CITY and the TOWN jointly resolve as follows:

1. That the tracts of land described in Exhibit A hereto attached, and by this reference made a part hereof as if set out hereat in full, be deemed and hereby are designated in need of orderly annexation and that jurisdiction over annexation of said lands be conferred upon the Minnesota Municipal Board.

2. That annexations of the tracts listed in Exhibit A which are the subject matter of this joint resolution shall be considered by the parties hereto on an equal basis and without regard to priority, the various tracts be annexed in accordance with and pursuant to the regulations of the Municipal Board and the State of Minnesota appertaining where joint resolutions for orderly annexation are in effect, and to the extent consistent with such overriding rules and regulations shall be according to the following guidelines:

A. All property owners within 500 feet of property under consideration with respect to zoning matters shall receive equal consideration in zoning decisions regardless of the location of the CITY limits with respect to the particular tract under consideration.

B. The various technical aspects relative to public utilities of all kinds, including, but not necessarily limited to, roads, streets and highways, and other public thoroughfares, sewer and water systems, public and private, the drainage of storm waters, parks and playgrounds involved in the TOWN administration of its zoning ordinance and subdivision ordinance shall be subject to approval by the CITY of La Crescent.

C. Among other things, planning in the areas designated for annexation in Exhibit A shall require that all new development be comparable with existing development in terms of lot size, setback, and other relevant subdivision provisions.

D. Storm water or surface water control in any area subject to development, whether or not the area is affected by annexation, shall be approved by both the CITY and the TOWN if natural drainage of such waters crosses the CITY limits whether such water courses into or out of the CITY.

E. Annexation of any of the Exhibit A tracts shall be initiated by petition of at least 60 percent of the property owners of the particular tract described in Exhibit A which is sought to be annexed. These tracts may be annexed in any order, but must abut the CITY limits.

F. As part of the comprehensive planning alluded to hereinbefore, the TOWN and the CITY shall establish liaison with the County of Houston and shall, with the County, define locations for needed access roads and procure or reserve the necessary rights of way so that future development will not interfere with the eventual dedication and improvement of such designated access routes.

G. Subject to applicable statutes, laws, rules and regulations, the CITY and TOWN agree to permit, with regard to any Exhibit A tract provided both municipalities a party to this joint resolution concur, the connection to and service by the CITY Sanitary Sewer System with the understanding that all costs associated therewith including, but not necessarily limited to, the installation of larger sized trunk lines and mains within the City to accommodate this usage, the costs of installation and the maintenance outside of CITY limits to be paid by the TOWN and/or its affected residents. Fair usage fees shall be established and charged by the CITY together with an initial hook-up fee in an amount so that the total charges payable and to be paid by the TOWN and/or its affected residents for such services are essentially equivalent to charges and fees already paid and payable by the CITY'S residents to the CITY.

H. Any streets, roads or other public thoroughfares which are divided by the City limits shall be improved to standards and specifications agreed to by both parties with improvements costs shared equally by the parties to this joint resolution, or by the parties' respective residents for whom such improvements may legitimately be assessed under prevailing applicable laws and regulations, provided, however, the parties may resolve problems falling within the scope of this subparagraph in any manner mutually agreeable to them and consistent with sound established engineering principles. Maintenance of all such thoroughfares shall be performed by agreement on each case. Maintenance shall be shared or traded - to the benefit of both parties.

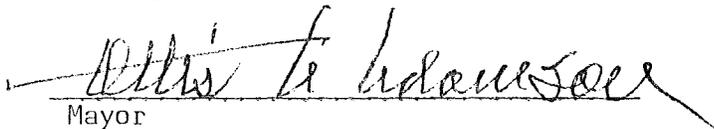
I. One year after this joint agreement has been accepted by the board, and every year thereafter, for as long as the joint resolution is in effect, the parties shall inform the board of any changed conditions, which would mandate action by the terms of the agreement within the area designated for orderly annexation.

J. This joint agreement can only be amended by joint resolution submitted to the board by both parties to this joint agreement. The board shall accept the amendment, subject to proper notice and hearing as provided for in Section 414.09, Minnesota General Statutes, if it is consistent with applicable state law and the remainder of the joint agreement and in the best interests of the parties and affected persons.

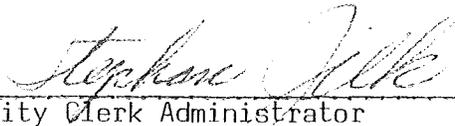
Passed and enacted by:

FOR THE CITY OF LA CRESCENT  
By its City Council this 19 day of  
April, 1982

APPROVED:

  
\_\_\_\_\_  
Mayor  
Ottis Adamson

ATTEST:

  
\_\_\_\_\_  
City Clerk Administrator

FOR THE TOWN OF LA CRESCENT  
By its Board of Supervisors this 19  
April, 1982

APPROVED:

  
\_\_\_\_\_  
Board Chairman  
Gary Oldenburg

ATTEST:

  
\_\_\_\_\_  
Town Clerk

## EXHIBIT "A"

## TRACTS DESIGNATED FOR ORDERLY ANNEXATION

- A. The tract of land including Grandview Terrace which is bounded on the North by the present City Limits, on the East by the City Limits to the boundary line of the Kistler annexation petition lands (See Exhibit C) following the Kistler petition boundary; on the West by Cedar Street extended to South Fourteenth Street, and then diagonally on a line East of the Voshart-Burns Subdivision to the point of intersection thereof with the Kistler Petition boundary line.
- B. The tract including Voshart-Burns Subdivisions to the Town of La Crescent and the area developed along Spruce Drive, bounded on the North by the present City Limits, on the West by the City Limits East of the high school, on the South by Pine Creek, and on the East by the Westerly boundary line of A tract and the boundary of Kistler annexation petition description.
- D. The tract, including Skunk Hollow Road development bounded on the East by the present City Limits, from their intersection with County State Aid Highway #25 and Skunk Hollow Road to Pine Creek, bordered on the South by Pine Creek, on the West by a line beginning at the intersection of County State Aid Highway #25 and Skunk Hollow Road, thence along the Westerly property line of the properties adjacent and West of Skunk Hollow Road, extended South in a straight line to Pine Creek.
- E. A tract, including Crescent Heights Development and Claudia Avenue which is bordered on the North by County State Aid Highway #25, on the East by the boundary line which is the West boundary of Tract D above, and on the South and West by Pine Creek.
- F. The tract which is bordered on the East by the present City Limits, on the South by County State Aid Highway #25, on the North County State Aid Highway #16, and on the West from County State Aid Highway #6 Southwesterly along the Ready Bus Company driveway, and thence Westerly to the West boundary line of Crescent Valley Subdivision, thence along the Westerly boundary line of Crescent Valley Subdivision to its intersection with County State Aid Highway #25.
- G. The tract which is bordered on the North by the present City Limits, on the West by the West property line of the properties abutting and built on the West of Bluff Drive, on the South by County State Aid Highway #6, and on the East by the City Limits.
- H. The tract, the South and East boundary line of which is the border of Tracts F. and G. above which boundary is extended to the West 800 ft. either side of centerline of County State Aid Highway #6 to the West line of section 9.
- I. The tract which is that part of the North Half of the South Half of Section 3 lying West of State Trunk Highway 14 and 61.

EXHIBIT "A"

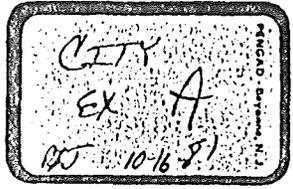
- J. That tract which is bordered on the North by the County Line on the West by the section line between Sections 3 and 4, on the South by the East and West quarter section line, and on the East by the Westerly right of way line of Trunk Highways 14 and 61.
- K. That tract which is the East  $\frac{1}{2}$ , of Section 4.
- L. The tract which is all that part of Section 3 and Section 2 lying East of the Highway, North of the City Limits and West of the railroad right of way.
- M. That tract which is the South half of the Southeast quarter of Section 11 (eleven) lying West of the Mississippi River, except that part lying in the City Limits of La Crescent as described in Exhibit "B" and otherwise known as the "Old Monte Carlo Property".
- N. The tract known as North Shore Acres which is bounded by the railroad on the West, by the Winona County line on the North, by the Mississippi River on the East, and by the present City Limits on the South.

EXHIBIT "B"

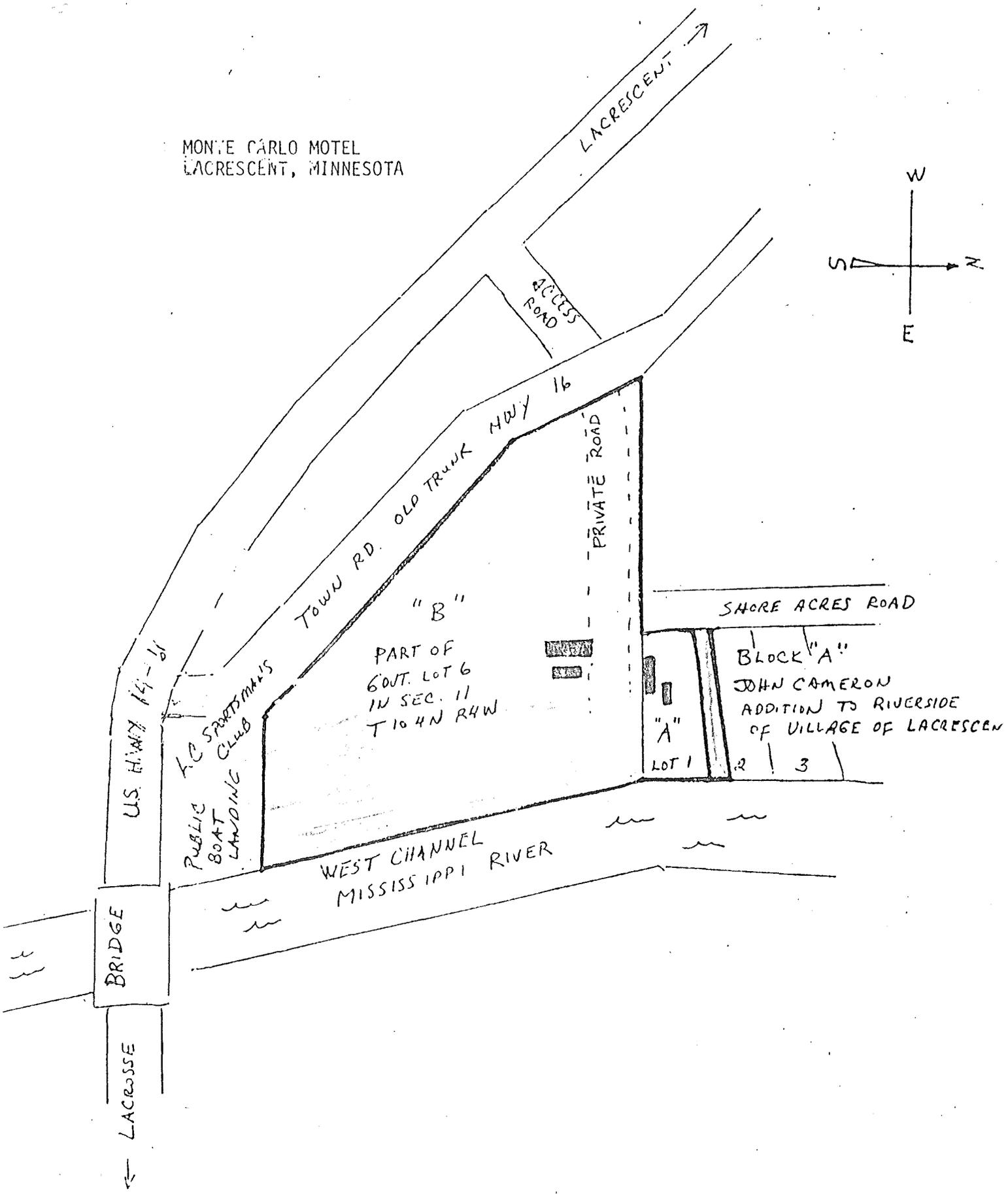
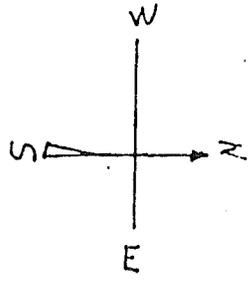
Lot 2, EXCEPT the North 85 feet thereof, and Lot 1, all in Block "A" John Cameron's Addition to Riverside of the Village of La Crescent, Minnesota.

-ALSO-

A piece of land described as commencing at the Southwest corner of Lot #1, of Block "A" of John Cameron's Addition to Riverside in the Village of La Crescent, running thence West 500 feet to the East boundry of the right of way of Trunk Highway No. 16, thence along said right of way South  $25^{\circ}$  East 265 feet, thence along said right of way South  $49^{\circ}$  45' East 820 feet, thence East 285 feet to the West bank of the Mississippi River, thence North  $14.5^{\circ}$  West along said river bank 790 feet, to the Southeast corner of said Lot 1, thence West along the South line of said Lot 1 to the place of beginning, being a part of Government Lot 6 of Section 11 in Township 104, North of Range 4 West of the Fifth Principal Meridian, County of Houston, State of Minnesota.



MONTE CARLO MOTEL  
LACRESCENT, MINNESOTA



US HWY 14-16

K.C. SPORTSMAN'S  
PUBLIC BOAT LANDING

TOWN RD. OLD TRUNK HWY 16

"B"  
PART OF  
GOVT. LOT 6  
IN SEC. 11  
T104N R4W

PRIVATE ROAD

SHORE ACRES ROAD

BLOCK "A"  
JOHN CAMERON  
ADDITION TO RIVERSIDE  
OF VILLAGE OF LACRESCENT

"A"  
LOT 1 | 2 | 3

WEST CHANNEL  
MISSISSIPPI RIVER

BRIDGE

LACROSSE

LACRESCENT →

ACCESS ROAD

KISTLER TRACT

Part of the Northwest Quarter of Section 15, Township 104 North, Range 4 West, Houston County, Minnesota described as follows:

Commencing at the Northeast corner of the Northwest quarter of said Section 15, thence West along the North line of said Section 15 a distance of 218.9 feet to the East line of the right of way of Minnesota U.S. Highway No. 16 as the point of beginning, thence continue West along the Section line 375.8 feet to the west line of said Highway, thence South 03 degrees 19 minutes West along the West line of said Highway and the East line of the corporate Limits of the City of La Crescent 636.11 feet, thence continue along the curved West line of said Highway 53.89 feet, the subtended chord of which bears South 02 degrees 51 minutes 30 seconds West, Thence North 87 degrees 43 minutes 30 seconds West 45.0 feet, thence South 01 degrees 17 minutes 30 seconds West 95.92 feet, thence West 3.52 feet, thence continue West 36.54 feet, thence South 13 degrees 14 minutes 25 seconds East 182.96 feet, thence South 04 degrees 00 Minutes 08 seconds East 183.64 feet, thence South 87 degrees 58 minutes 02 seconds West 166.42 feet, Thence South 0 degrees 46 minutes 30 seconds East 100.0 feet, thence South 87 degrees 58 minutes 02 seconds East 136.51 feet, thence South 0 degrees 46 minutes 30 seconds East 98.50 feet, thence North 89 degrees 46 minutes 47 seconds East 89.77 feet, thence South 20 degrees 32 minutes 08 seconds East 381.04 feet, thence North 74 degrees 47 minutes 17 seconds East 69.12 feet to an iron pipe, thence South 52 degrees 01 minutes West 500.6 feet to an iron pipe, thence continue South 52 degrees 01 minutes West 331.15 feet to an iron pipe, thence South 20 degrees 45 minutes East 273.7 feet to the North Bank of Pine Creek, thence along the North Bank of Pine Creek North 84 degrees East 220 feet, thence North 61 degrees 23 minutes 30 seconds East 178.1 feet, thence North 78 degrees 00 minutes 30 seconds East 322.7 feet to a point on the West line of said Highway, thence along the West Line of said Highway on a curve concave to the East of radius 2004.9 feet a distance of 50.0 feet with a chord length of 50.0 feet bearing North 01 degrees 51 minutes 35 seconds West, thence south 86 degrees 42 minutes 40 seconds East 195.0 feet to a point on the East Line on said Highway, thence in a Northeasterly direction along the Easterly line of said Highway a distance of 2249.3 feet more or less to the point of beginning.

MAY 2 1980

JOINT RESOLUTION OF THE CITY OF LA CRESCENT  
AND THE TOWN OF LA CRESCENT, HOUSTON COUNTY,  
MINNESOTA, FOR ORDERLY ANNEXATION

WHEREAS, Certain areas in the Town of La Crescent (hereinafter called TOWN) are of urban character or are about to become urban, and

WHEREAS, a number of petitions for annexation of tracts of land in this general area have been filed with the City of La Crescent, (hereinafter called CITY), and there is evident a general interest in orderly annexation rather than in piecemeal contested annexation proceedings, and

WHEREAS, the CITY and the TOWN agree that the best interests of the CITY and the TOWN as well as their residents generally and the residents affected by the lands hereinafter described particularly are best served by an orderly annexation program,

NOW, THEREFORE, The CITY and the TOWN jointly resolve as follows:

1. That the tracts of land described in Exhibit A hereto attached, and by this reference made a part hereof as if set out hereat in full, be deemed and hereby are designated in need of orderly annexation and that jurisdiction over annexation of said lands be conferred upon the Minnesota Municipal Board.
2. That annexations of the tracts listed in Exhibit A which are the subject matter of this joint resolution shall be considered by the parties hereto on an equal basis and without regard to priority, the various tracts be annexed in accordance with and pursuant to the regulations of the Municipal Board and the State of Minnesota appertaining where joint resolutions for orderly annexation are in effect, and to the extent consistent with such overriding rules and regulations shall be according to the following guidelines:
  - A. All property owners within 300 feet of property under consideration with respect to zoning matters shall receive equal consideration in zoning decisions regardless of the location of the CITY limits with respect to the particular tract under consideration.
  - B. The various technical aspects relative to public utilities of all kinds, including, but not necessary limited to, roads, streets and highways, and other public thoroughfares, sewer and water systems, public and private, the drainage of storm waters, parks and playgrounds involved in the TOWN administration of its zoning ordinance and subdivision ordinance shall be subject to approval by the CITY of La Crescent.

C. Among other things, planning in the areas designated for annexation in Exhibit A shall require that all new development be comparable with existing development in terms of lot size, setback, and other relevant subdivision provisions.

D. Storm water or surface water control in any area subject to development, whether or not the area is affected by annexation, shall be approved by both the CITY and the TOWN if natural drainage of such waters crosses the CITY limits whether such water courses into or out of the CITY.

E. Annexation of any of the Exhibit A tracts shall be initiated by petition of at least 60 percent of the property owners of the particular tract described in Exhibit A which is sought to be annexed. These tracts may be annexed in any order, but must abut the CITY limits.

F. As part of the comprehensive planning alluded to hereinbefore, the TOWN and the CITY shall establish liaison with the County of Houston and shall, with the County, define locations for needed access roads and procure or reserve the necessary rights of way so that future development will not interfere with the eventual dedication and improvement of such designated access routes.

G. Subject to applicable statutes, laws, rules and regulations, the CITY and TOWN agree to permit, with regard to any Exhibit A tract provided both municipalities a party to this joint resolution concur, the connection to and service by the CITY Sanitary Sewer System with the understanding that all costs associated therewith, including, but not necessarily limited to, the installation of larger sized trunk lines and mains within the CITY to accommodate this useage, the costs of installation and the maintenance outside of CITY limits to be paid by the TOWN and/or its affected residents. Fair useage fees shall be established and charged by the CITY together with and initial hook-up fee in an amount so that the total charges payable and to be paid by the TOWN and/or its affected residents for such services are essentially equivalent to charges and fees already paid and payable by the CITY'S residents to the CITY.

H. Any streets, roads or other public thoroughfares which are divided by the City limits shall be improved to standards and specifications agreed to by both parties with improvements costs shared equally by the parties to this joint resolution, or by the parties' respective residents for whom such improvements may legitimately be assessed under prevailing applicable laws and regulations, provided, however, the parties may resolve problems falling within the scope of this subparagraph in any manner mutually agreeable to them and consistent with sound established engineering principles. Maintenance of all such thoroughfares shall be performed by agreement on each case. Maintenance shall be shared or traded - to the benefit of both parties.

I. One year after this joint agreement has been accepted by the board, and every year thereafter, for as long as the joint resolution is in effect, the parties shall inform the board of any changed conditions, which would mandate action by the terms of the agreement within the area designated for orderly annexation.

J. This joint agreement can only be amended by joint resolution submitted to the board by both parties to this joint agreement. The board shall accept the amendment, subject to proper notice and hearing as provided for in Section 414.09, Minnesota General Statute, if it is consistent with applicable state law and the remainder of the joint agreement and in the best interests of the parties and affected persons.

Passed and enacted by:

FOR THE CITY OF LA CRESCENT

By Its City Council this 7 day of April, 1980.

APPROVED:

Keith B. Ryan  
Mayor

ATTEST:

Stephen Jilk  
City-Clerk-Administrator

TOWN OF LA CRESCENT

By Its Board of Supervisors this 7th day of April, 1980.

APPROVED:

Donald Haefliger  
Board Chairman

ATTEST:

Rita Walter  
Town Clerk

TRACTS DESIGNATED FOR ORDERLY ANNEXATION

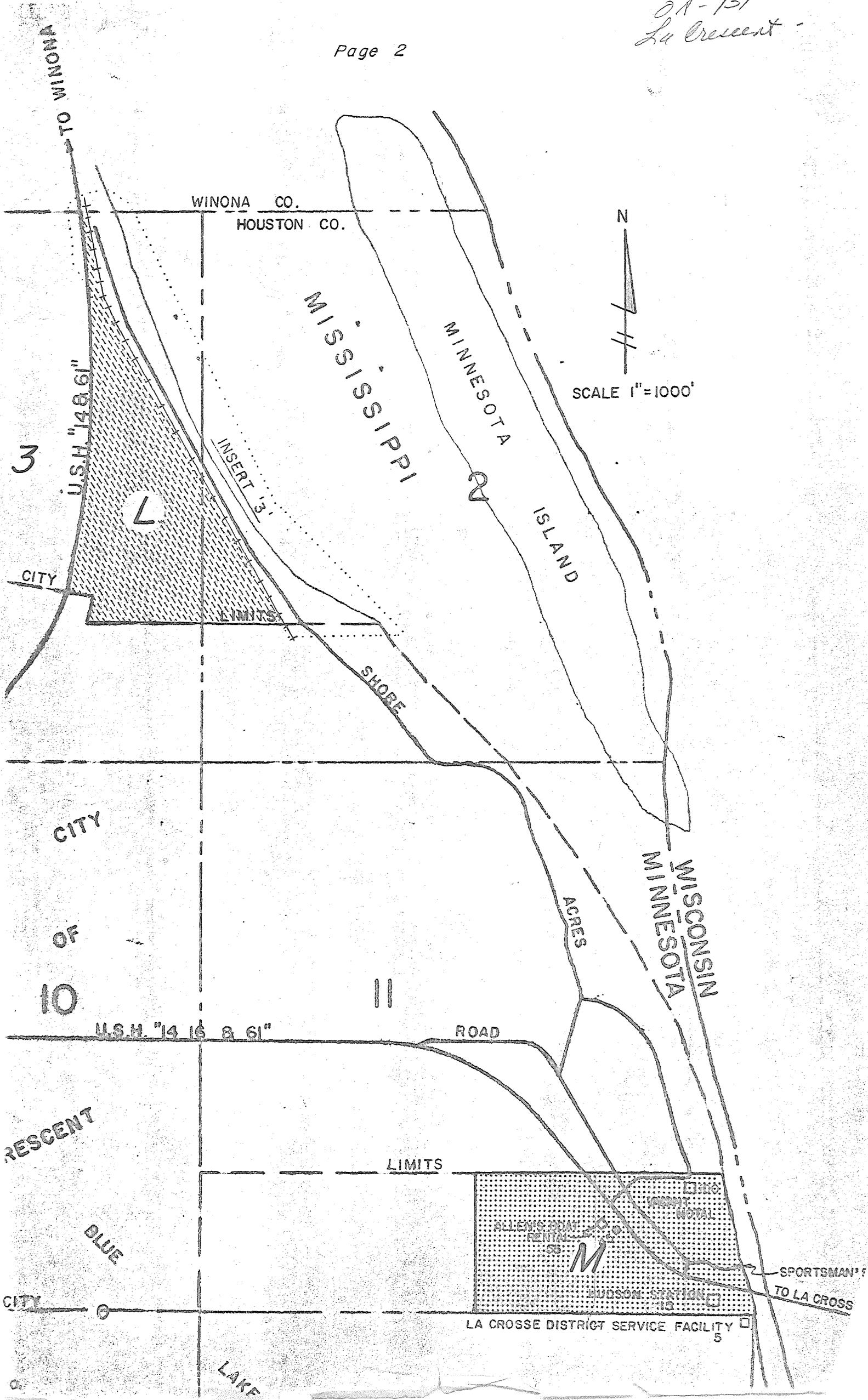
- A. The tract of land including Grandview Terrace which is bounded on the North by the present City Limits, on the east by the City Limits to the boundary line of the Kistler annexation petition lands (See Exhibit C) following the Kistler petition boundary; on the west by Cedar Street extended to South Fourteenth Street, then diagonally on a line east of the Voshart-Burns Sub-Division to the point of intersection thereof with the Kistler Petition boundary line.
- B. The tract including Voshart-Burns Subdivision to the Town of La Crescent and the area developed along Spruce Drive, bounded on the North by the present City Limits, on the west by the City Limits east of the high school, on the South by Pine Creek, and on the East by the Westerly boundary line of A tract and the boundary of Kistler annexation Petition description.
- C. Hengel-Schmidt Annexation in East  $\frac{1}{2}$  of NE  $\frac{1}{4}$  of Section 16.
- D. The tract, including Skunk Hollow Road development bounded on the east by the present City Limits, from their intersection with County State Aid Highway #25 and Skunk Hollow Road to Pine Creek, bordered on the South by Pine Creek, on the West by a line beginning at the intersection of County State Aid Highway #25 and Skunk Hollow Road, thence along the westerly property line of the properties adjacent and west of Skunk Hollow Road, extended South in a straight line to Pine Creek.
- E. A tract, including Crescent Heights Development and Claudia Avenue which is bordered on the North by County State Aid Highway #25, on the East by the boundary line which is the West boundary of Tract D above, and on the South and West by Pine Creek.
- F. The tract which is bordered on the East by the Present City Limits, on the South by County State Aid Highway #25, on the North by County State Aid Highway #16, and on the West from County State Aid Highway #6 southwesterly along the Ready Bus Company driveway, and thence westerly to the West boundary line of Crescent Valley Subdivision, thence along the westerly boundary line of Crescent Valley Subdivision to its intersection with County State Aid Highway #25.
- G. The tract which is bordered on the North by the present City Limits, on the west by the West property line of the properties abutting and built on the west of Bluff Drive, on the South by County State Aid Highway #6, and on the East by the City Limits.
- H. The tract the South and East boundary line of which is the border of Tracts F. and G. above which boundary is extended to the West 800 ft. either side of centerline of County State Aid Highway #6 to the West line of section 9.
- I. The tract which is that part of the North Half of the South Half of Section 3 lying west of State Trunk Highway 14 and 61.

Exhibit A

Page 1 of a two page exhibit

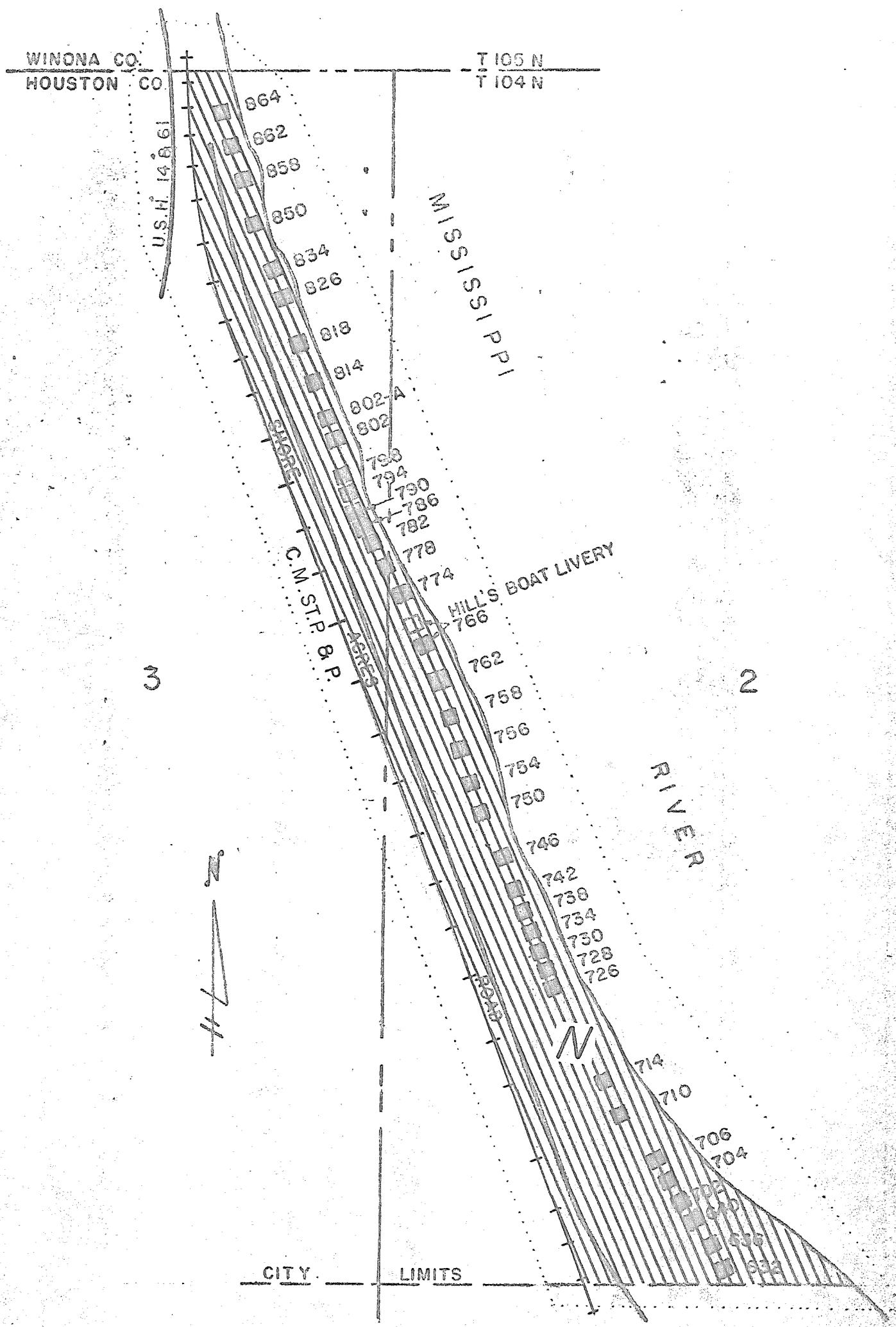
- J. That tract which is bordered on the north by the County Line on the west by the section line between Sections 3 and 4, on the south by the east and west quarter section line, and on the east by the westerly right of way line of Trunk Highways 14 and 61.
- K. That tract which is the East ½, of Section 4.
- L. The tract which is all that part of Section 3 and Section 2 lying east of the Highway, north of the City Limits and west of the Railroad right of way.
- M. That tract which is the south half of the southeast quarter of Section II, commonly known as South Shore Acres.
- N. The tract known as North Shore Acres which is bounded by the Railroad on the west, by the Winona County line on the north, by the Mississippi River on the east, and by the present City Limits on the South.

01-137  
La Crescent -



ON-137  
La Crescent

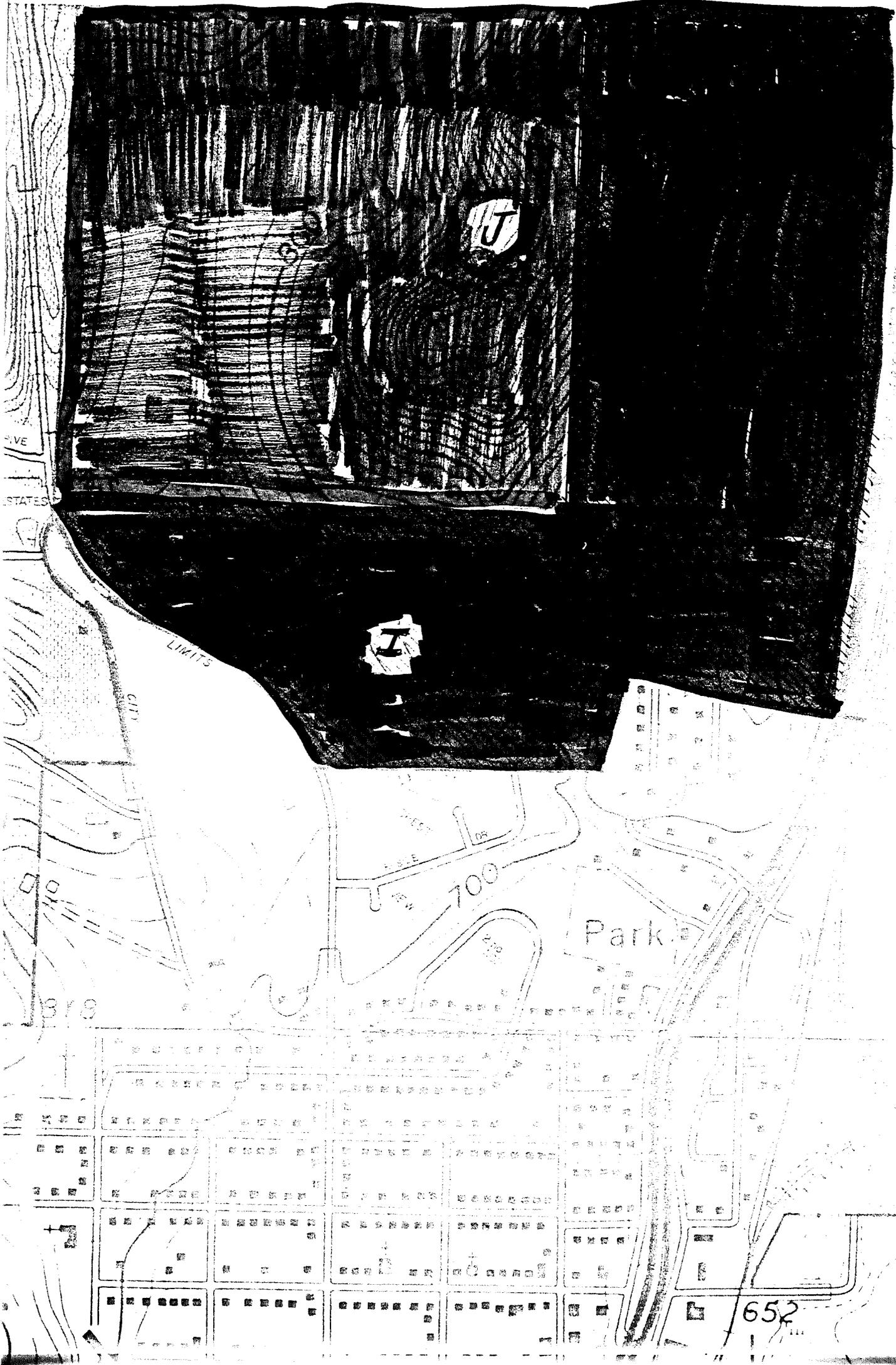
REC'D. BY  
MMR MAY 2 1980



INSERT '3'  
SCALE 1" = 400'

Approved by Resolution of the Board of Public Works

04-137-S Annexation of Tract I



REC'D. BY  
M.M.B.