

RESOLUTION NO. 2008-07-8-1

(Hiller Property Annexation)

REC'D BY
M M B

SEP 15 2008

CITY OF WATERTOWN

CARVER COUNTY, MINNESOTA

July 8, 2008

WHEREAS, the City of Watertown and the Town ("Township") of Watertown did heretofore as of March 11, 2008, enter into a Joint Resolution Establishing an Orderly Annexation Agreement for the orderly annexation of certain lands in Watertown Township to the City of Watertown (City of Watertown Resolution No. 2008-03-04-1 and Watertown Township Resolution No. 03-11-08 and Minnesota Office of Administrative Hearings File No. OA-1386) sometimes referred to as "OAA", and

WHEREAS, said OAA provided that upon the happening of certain conditions property/land within the OAA area may be annexed to the City of Watertown by Resolution of the City Council, and

WHEREAS, the City did heretofore receive a Petition for Annexation for certain land as described on **Exhibit "A"** attached hereto and made a part hereof, and

WHEREAS, pursuant to the conditions of the OAA:

- a. The property to be annexed is within the Designated Area of the OAA and has a point of abutment with the present boundaries of the City of Watertown; and
- b. The Petition for Annexation has been signed by all of the owners of the property to be annexed; and
- c. The Board of Supervisors of the Town of Watertown has certified that the appropriate Property Tax Reimbursement has been paid to the Town in respect to the property, said amount being \$ 1,050, and
- d. The Town Board has waived any other notice requirements or conditions of the OAA for the annexation and has no objection to the City of Watertown adopting this Resolution annexing the property described on **Exhibit "A"** attached hereto to the City of Watertown and forwarding the Resolution to Minnesota Boundary Adjustments for an Order approving the annexation.

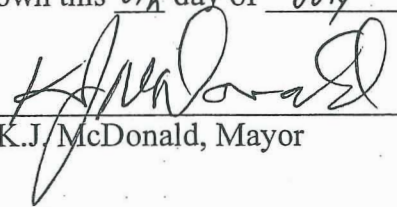
NOW, THEREFORE, pursuant to said Joint Resolution Establishing an Orderly Annexation Agreement and Minnesota Statutes Section 414.0325, Subd. 1, be it resolved by the City Council of the City of Watertown, Carver County, Minnesota, as follows:

1. That upon order of the Chief Administrative Law Judge, Office of Administrative Hearings, Municipal Boundary Adjustments, of the State of Minnesota, the following described land shall be annexed to and become part of the corporate municipal limits of the City of Watertown, the same as if it had originally been made a part thereof, including all streets, roads or alleys, if any, passing through or adjacent to the land as shown on the map attached hereto and made a part hereof.

For legal description see Exhibit "A" attached hereto and made a part hereof.

2. That the area of the land to be annexed contains approximately 2.11 acres and is proposed to be used for residential purposes.
3. That for purposes of real estate taxation if the annexation becomes effective on or before August 1 of a levy year, the City of Watertown may levy on the annexed area beginning with the same levy year. If the annexation becomes effective after August 1 of a levy year, Watertown Township may continue to levy on the annexed area for that levy year.
4. That pursuant to Minnesota Statutes Section 414.0325, Subd. 1a, there will be no change in electric service and no change in cost to the land annexed.
5. That no alteration of the stated boundaries is appropriate, no conditions for the annexation are required and no consideration by the Office of Administrative Hearings, Municipal Boundary Adjustments, of the State of Minnesota, is necessary. The Chief Administrative Law Judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this Resolution.
6. That pursuant to Minnesota Statutes Section 414.036 and the Taxation Reimbursement Section of the Orderly Annexation Agreement the City has received written confirmation from Watertown Township that the Township has received full reimbursement for the loss of such taxable property in accordance with the existing Township's Annexation Taxation Reimbursement policy in the amount of \$ 1,050.

Adopted by the City Council of the City of Watertown this 8th day of July, 2008.


K.J. McDonald, Mayor

ATTEST 

Steven Wallner, Clerk-Treasurer

EXHIBIT "A"**LEGAL DESCRIPTION**

Outlot 117, according to the original plat of the Townsite of Watertown.

AND

That part of Angel Avenue lying northeasterly of the southeasterly line of the State of Minnesota Luce Line Trail, and southwesterly of High Street, according to the plat of the Town of Watertown on file and of record in the office of the County Recorder, Carver County, Minnesota.

