

CITY OF PINE ISLAND**ANNEXATION RESOLUTION NO. 14-047**

WHEREAS, Elk Farm Four LLC, a Delaware limited liability company ("Owner"), owns property described in Exhibit A ("Property");

WHEREAS, Owner has agreed to sell, transfer and convey the Property to Independent School District No. 255, Pine Island, Minnesota (the "School District") so that the School District may construct and develop a new school building and facilities thereon.

WHEREAS, by City of Pine Island Resolution #08-005, and New Haven Township Resolution #08-01, the City and Town entered an orderly annexation agreement including the Property;

WHEREAS, the orderly annexation agreement ("OAA") authorizes the City to submit a resolution to the chief administrative law judge of the Minnesota Office of Administrative Hearings ("OAH") approving annexation of all or portions of the covered territory;

WHEREAS, by petition dated October 1, 2014, the School District, with Owner's consent, requested annexation of the Property under the OAA;

WHEREAS, the OAA's conditions for annexation have been satisfied including that no petition can be made unless the requesting party agrees to present a plan for development, agrees to reimburse all City expenses for the annexation, and agrees to the City's requirements for utility extension.

NOW THEREFORE BE IT RESOLVED by the City as follows:

1. OAH Jurisdiction/Consideration by the Chief Judge. The OAA confers jurisdiction over annexation of the Property described in Exhibit A to the OAH. The City requests immediate annexation of the Property. Pursuant to the OAA and Minnesota Statutes, Section 414.0325, Subd. 1(g) and (h), the chief judge may review and comment but no additional consideration is necessary and the annexation shall be ordered within 30 days without alteration of the boundaries.

2. Electric Utility Service Notice. The School District timely gave any and all required notices to the City prior to petitioning, and the City timely gave any required notices to petitioner regarding potential changes in the cost of electric utility service.

3. Effective Date of Annexation. The chief's order for annexation shall be effective as of the date of issuance.

4. Reimbursement. Pursuant to paragraph 9 of the OAA, New Haven Township has been reimbursed by the School District in the amount of \$12,864.80 as required for the payment in lieu of taxes.

REC'D BY
MBA

OCT 21 2014

Adopted by the Pine Island City Council this 3rd day of October, 2014

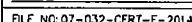
BY: _____

Mayor

BY: _____

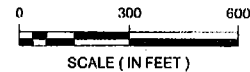
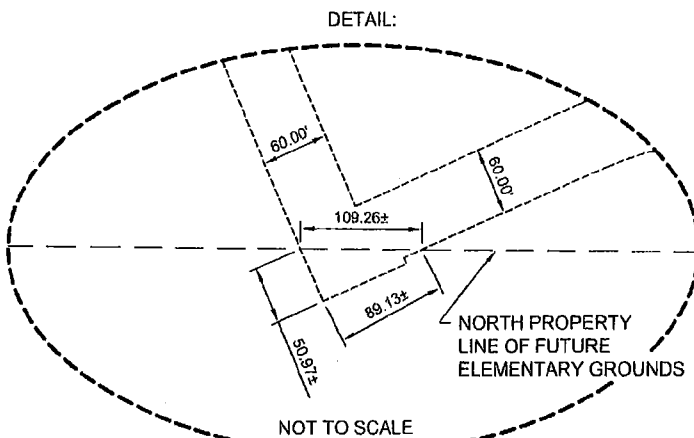
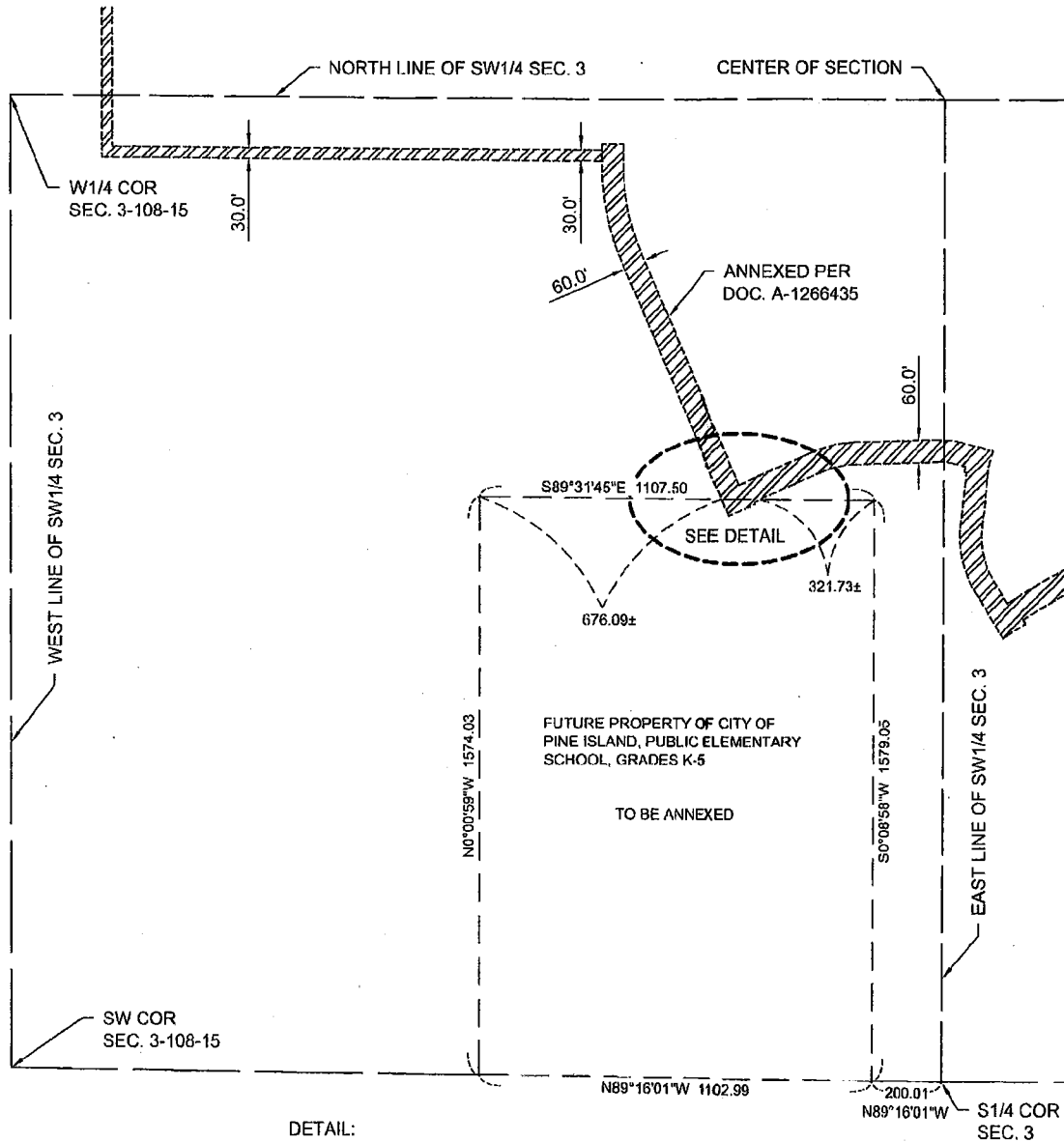
City Clerk

OCT 21 2014



ANNEXATION EXHIBIT MAP

THAT PART OF SW1/4 SEC. 3-T108N-R15W
CITY OF PINE ISLAND, OLMSTED COUNTY, MINNESOTA



BEARINGS
BEARINGS ARE BASED ON THE
BUFFALO COUNTY COORDINATE
SYSTEM (NAD83 - 1996 ADJUSTMENT)

- = DENOTES A FOUND IRON MONUMENT
- ⊙ = DENOTES A FOUND SECTION CORNER MONUMENT
- = DENOTES A SET IRON PIPE WITH PLASTIC CAP STAMPED LS 41807

DATE	10-23-2014	DWG	ANNEXATION	BY	PREPARED FOR: CITY OF PINE ISLAND
SCALE	AS SHOWN				ENGINEER CERTIFY THAT THIS SURVEY, PLAN OR REPORT WAS PREPARED BY ME OR UNDER MY CLOSE SUPERVISION BY A LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA
DRAWN BY	C.E.				
CHECKED BY	P.E.				
FILE NUMBER	1002740000.000				
				DATE	10-23-2014

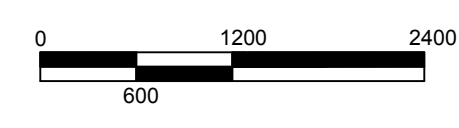


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CITY LIMITS

