

CITY OF REDWOOD FALLS RESOLUTION NO. 18 OF 2010**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF REDWOOD FALLS AND PAXTON TOWNSHIP
PURSUANT TO MINNESOTA STATUTES § 414.0325**

WHEREAS, the City of Redwood Falls and Paxton Township designate for orderly annexation, the following described lands located within Paxton Township, County of Redwood, Minnesota:

Parcel 1 (Brian J. Mathiowetz – owner; approximately 1.33 acres):

In Township 112 North, Range 35 West of the Fifth Principal Meridian, a strip of land 100 feet in width extending over and across the Southwest Quarter of the Southeast Quarter of Section 6, said strip of land being 50 feet in width on each side of the center line of the main track of the Minnesota Valley Railway Company (now the Chicago and Northwestern Transportation Company), as said main track center line was originally established over and across said Section 6; and

Parcel 2 (Redwood County –owner; approximately 1 acre):

All that part of the Southeast Quarter (SE¼) of Section Six (6), Township one Hundred Twelve (112), Range Thirty-five (35), Redwood County, Minnesota, more specifically described as commencing at a point on the West line of said quarter section at the point of intersection between the south line of the Chicago Northwestern Railroad track and the west line of said quarter section, running thence South thereof, thence running East on the South line of said quarter section to the point of intersection with the South line of the Chicago Northwestern Railway right-of-way, thence along the South line of said right-of-way, in a Northwesterly direction to the point of beginning, containing approximately one acre.

and,

WHEREAS, the City of Redwood Falls and Paxton Township are in agreement as to the orderly annexation of the unincorporated land described; that both believe it will be to their benefit and to the benefit of their respective residents; and

WHEREAS, Minnesota Statutes § 414.0325 provides a procedure whereby the City of Redwood Falls and Paxton Township may agree on a process of orderly annexation of a designated area; and

WHEREAS, on March 25, 2010, Notices of Intent to Include Property in an Orderly Annexation Area was published pursuant to the requirements of Minnesota Statutes § 414.0325 Subd. 1b; and

WHEREAS, the City of Redwood Falls and Paxton Township have agreed to all the terms and conditions for the annexation of the above-described lands within this document and

RECD BY
MBA

APR 19 2010

the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Redwood Falls and the Township Board of Paxton Township as follows:

1. That the following described lands in Paxton Township are subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:

Parcel 1 (Brian J. Mathiowetz – owner; approximately 1.33 acres):

In Township 112 North, Range 35 West of the Fifth Principal Meridian, a strip of land 100 feet in width extending over and across the Southwest Quarter of the Southeast Quarter of Section 6, said strip of land being 50 feet in width on each side of the center line of the main track of the Minnesota Valley Railway Company (now the Chicago and Northwestern Transportation Company), as said main track center line was originally established over and across said Section 6; and

Parcel 2 (Redwood County –owner; approximately 1 acre):

All that part of the Southeast Quarter (SE¼) of Section Six (6), Township one Hundred Twelve (112), Range Thirty-five (35), Redwood County, Minnesota, more specifically described as commencing at a point on the West line of said quarter section at the point of intersection between the south line of the Chicago Northwestern Railroad track and the west line of said quarter section, running thence South thereof, thence running East on the South line of said quarter section to the point of intersection with the South line of the Chicago Northwestern Railway right-of-way, thence along the South line of said right-of-way, in a Northwesterly direction to the point of beginning, containing approximately one acre.

2. That the designated area consists of approximately 2.33 acres, the population in the subject area is zero and the land use type is agricultural and/or unimproved.

3. That Paxton Township and the City of Redwood Falls, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. That the Paxton Township and the City of Redwood Falls agree that the City of Redwood Falls will extend its zoning and subdivision regulations to include the annexation area.

5. That the annexation area is being annexed for the purpose of allowing the City of Redwood Falls to include other lands already annexed into the City of Redwood Falls, which is contiguous to the annexation area, into an existing voting precinct. Paxton Township and the

City of Redwood Falls both agree that this annexation would be in the best interest of the subject area, as provided in Minn. Stat. 414.0325, subd. 3(a)(3).

6. As to Parcel 1, that the Paxton Township and the City of Redwood Falls agree that no reimbursement of any property taxes to the Township is necessary as the Township waives its right to receive any reimbursement of real estate taxes payable for the parcel.

As to Parcel 2, that the Paxton Township and the City of Redwood Falls agree that no reimbursement of any property taxes to the Township is necessary as the annexation area is exempt from taxation.

The Paxton Township and the City of Redwood Falls further agree that there are no other payment terms or financial arrangements between the entities as a result of this joint resolution.

7. That this resolution is for the sole purpose of immediate annexation of the property described above. No other lands now in the Township shall be subject to this joint resolution. This joint resolution shall not be construed, nor is it the intention of the Township or the City, for any parcel of the Township which solely abuts the above described parcels, but does not otherwise abut City property, to qualify for annexation by ordinance pursuant to Minnesota Statutes §414.033.


8. That the City agrees to exclude the subject parcels from the acres used to calculate the amount due under the Fire Service Contract between the Township and the City for the years 2011 and thereafter.

9. That the City of Redwood Falls and Paxton Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

Adopted by affirmative vote of all the members of the Paxton Township Board of Supervisors this 13th day of April, 2010.

PAXTON TOWNSHIP

ATTEST:

By: 
Chairperson
Board of Supervisor

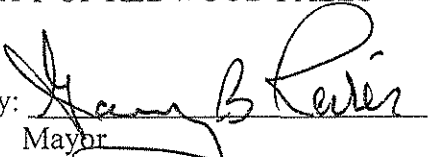
By: 
Township Clerk

Adopted by affirmative vote of the City Council of the City of Redwood Falls, this 6th day of April, 2010.

(City Seal)

CITY OF REDWOOD FALLS

ATTEST:

By: 
Mayor

By: 
City Administrator

E Broadway St

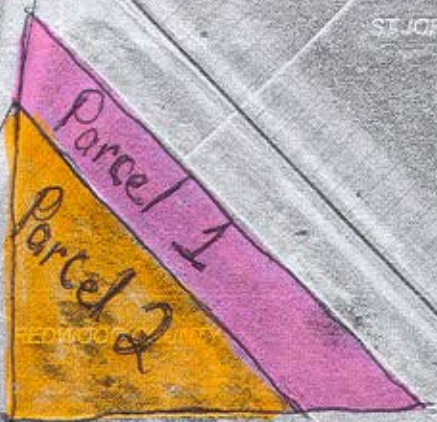
S DeKalb St

REC'D BY
MBA APR 19 2010

Redwood Falls

ST JOHN EVANGELICAL LUTHERAN

SYMES/DOROTHY



County Hwy 101

County Hwy 24

State Hwy 67

Redwood Falls

SCHMIDT/DEE

SCHMIDT/WILLIAM

