

TOWN OF CHISAGO LAKE  
CITY OF CENTER CITY  
CHISAGO COUNTY, MINNESOTA

REC'D BY  
MBA

JUL 17 2012

City Resolution No. 2012-06-05C  
Town Resolution No. 12-06-19-01

**JOINT RESOLUTION OF THE TOWN OF CHISAGO LAKE AND THE CITY OF CENTER CITY, DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE OFFICE OF ADMINISTRATIVE HEARINGS, PURSUANT TO M.S. §414.0325**

**WHEREAS**, for ease of reference, the area of the Township proposed for annexation in accordance with this Joint Resolution/Orderly Annexation Agreement and legally described in Exhibit A (hereinafter referred to as the "Subject Area") is shown on the maps, Exhibit B, which are also attached hereto and incorporated herein by reference; and

**WHEREAS**, the Township and City have agreed to work cooperatively to accomplish the orderly annexation of the Subject Area legally described in Exhibit A; and

**WHEREAS**, on November 2, 2011 a Notice 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 Subject Area is currently vacant, is completely surrounded by the border of the City, and lies along County Road 9 and County Road 32, and County Road 9 and U.S. Trunk Highway 8, respectively; and

**WHEREAS**, the City has available capacity to provide needed services to the Subject Area; and

**WHEREAS**, the City and Township agree that the Subject Area is urban or suburban or about to become so and that orderly annexation of the Subject Area is in the best interest of the property owners and would benefit the public health, safety, and welfare of the community; and

**WHEREAS**, the City and Township agree that the Subject Area legally described in Exhibit A and as shown on the maps attached as Exhibit B is in need of orderly annexation; and

**WHEREAS**, the City and Township desire to accomplish the orderly annexation of the Subject Area without the need for any further hearing before the Office of Administrative Hearings.

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Center City and the Board of Supervisors of the Township of Chisago Lake, that the Council and Board hereby make joint findings and agree as follows:

1. Designation of Orderly Annexation Area. The property lies entirely within the County of Chisago, State of Minnesota, and no portion thereof is currently included within the corporate limits of any incorporated municipality. The City and Township hereby designate the Subject Area legally described in Exhibit A for immediate orderly annexation pursuant to Minn. Stat. § 414.0325, subject to the terms of this Agreement. The Township of Chisago Lake and the City of Center City agree, pursuant to M.S. §414.0325, Subd. 1(f), that no alteration of the stated boundaries of this agreement is appropriate.
2. Boundary Maps. The Subject Area abuts the existing border and is completely surrounded by the City. Boundary maps showing the Subject Area legally described in Exhibit A are attached hereto as Exhibit B.
3. Acreage. The City and Township agree that the Subject Area is approximately 0.28 acres.
4. Population. The City and Township agree that the population of the Subject Area is zero.
5. Joint Informational Meeting. The City and the Township, following publication of Notice of Intent accordance with Minnesota Statutes § 414.0325 and Notice of Joint Informational Meeting, conducted a joint informational meeting concerning this proposed orderly annexation agreement on November 15, 2011.
6. Jurisdiction. That Chisago Lake Township and the City of Center City, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confer jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.
7. Tax Differential/ Tax and Special Assessment Reimbursement. The Township and City hereby agree that provisions under Minnesota Statutes § 414.035 relating to tax differential and municipal tax and special assessment reimbursement are waived.
8. Electric Service. That the annexation of the property will not result in any change of electrical service.
9. No OAH Hearing Permitted for this Orderly Annexation Agreement. Each party agrees that pursuant to M.S. §414.0325, Subd. 1(g) no consideration by the Office of Administrative Hearings is necessary, and that upon receipt of this Joint Resolution/Orderly Annexation Agreement, passed and adopted by each party, the Office of Administrative Hearings may review and comment but shall, within

thirty (30) days, immediately approve this Orderly Annexation Agreement and order the annexation in accordance with the terms of this Joint Resolution.

10. Filing. The City and Township agree that upon adoption and execution of this Joint Resolution, the City shall file the same with the State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit.
11. Governing Law. The City and Township agree that this Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.
12. Headings and Captions. The Township and City agree that the headings and captions contained in this Joint Resolution are for convenience only and are not intended to alter any of the provisions of this Joint Resolution.
13. Entire Agreement. The terms, covenants, conditions, and provisions of this Joint Resolution shall constitute the entire agreement between the parties hereto superseding all prior agreements and negotiations between the parties.
14. Severability. In the event that any provision of this Joint Resolution is determined and adjudged to be unconstitutional, invalid, illegal or unenforceable by a court of competent jurisdiction, the remaining provisions of this Joint Resolution shall remain in full force and effect
15. Legal Description and Mapping. The City and Township agree that in the event there are errors, omissions or any other problems with the legal description provided in Exhibit A or mapping provided in Exhibit B, in the judgment of the State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit, the City and Township agree to make such corrections and file any additional documentation, including a new Exhibit A or Exhibit B making the corrections requested or required by the State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit as necessary to make effective the annexation of the Subject Area in accordance with the terms of this Joint Resolution.
16. Effective Date. This Joint Resolution shall be effective on the date that the last party hereto signs and dates said document.

**TOWNSHIP OF CHISAGO LAKE**

Passed, adopted, and approved by the Township Board of Supervisors of the Township of Chisago Lake, Chisago County, Minnesota, this 19<sup>th</sup> day of June, 2012.

ATTEST:

TOWNSHIP OF CHISAGO LAKE

By: Eleanor Trippler  
Eleanor Trippler  
Township Clerk

By: James Froberg  
James Froberg  
Chair

**CITY OF CENTER CITY**

Passed, adopted, and approved by the City Council of the City of Center City, Chisago County, Minnesota, this 5<sup>th</sup> day of June, 2012.

ATTEST:

CITY OF CENTER CITY

By: Terrie Trudeau  
Terrie Trudeau  
City Clerk

By: Jill Behnke  
Jill Behnke  
Mayor

**EXHIBIT A**  
**LEGAL DESCRIPTION OF SUBJECT AREA**

The Subject Area to be annexed in the attached Joint Resolution is legally described as follows:

**Parcel 1**

PID 02.00917.00

Section 34, Township 34, Range 20, in Chisago County, Minnesota described as follows: All that part of Lot 5 lying north and east of outlots to Center City except that party lying northeasterly of a line formed by extending the northerly line of Moobeck's Outlot 4 to shoreline of Pioneer Lake, except Parcel 2 of Chisago County Hwy Right of Way Plat No. 25

Chisago Lake Lutheran Church (0.17 acres)

**Parcel 2**

PID 02.00077.00

Outlot 2 of Moobeck's Outlots to Center City

Tax Forfeiture (0.01 acres)

**Parcel 3**

PID 02.00923.00

Beginning at a point in the west line of Section thirty-five (35), Township thirty-four (34) North, Range twenty (20) West, 4th P. M. distant fifty (50) feet northerly, measured at right angles, from the center line of the main track of the Taylors Falls Branch of the Northern Pacific Railway Company as the same was formerly constructed and operated but now removed; thence westerly parallel with said track center line a distance of two hundred fifty-five (255) feet; thence southerly at right angles to the last described line a distance of one hundred (100) feet to a point fifty (50) feet southerly, measured at right angles, from said track center line; thence easterly parallel with said track center line to the westerly line of Government Lot five (5), Section thirty-four (34), Township thirty-four (34) North, Range twenty (20) West, according to the United States Government survey; thence southerly along the westerly line of said Government Lot five (5) to a point distant fifty (50) feet northerly, measured radially, from the center line of U.S. Highway No. 8 as now-established; thence easterly concentric with said highway center line a distance of one hundred five (105) feet, more or less, to the west line of the present road crossing the Grantor's property at Center City extending from said highway to Fulsom Avenue; thence northerly along the west line of said road crossing to a point fifty (50) feet northerly, measured at right angles, from said track center line; thence westerly parallel with said track center line a distance of fifteen (15) feet, more or less, to the point of beginning.

City of Center City (0.09 acres)

**Parcel 4**

PID 02.00918.00

All that part of Lot 5 lying North and East of Mobecks Outlots to Center City lying North of a line found by extending Northerly line of Outlot #4 to shore line of Pioneer Lake.

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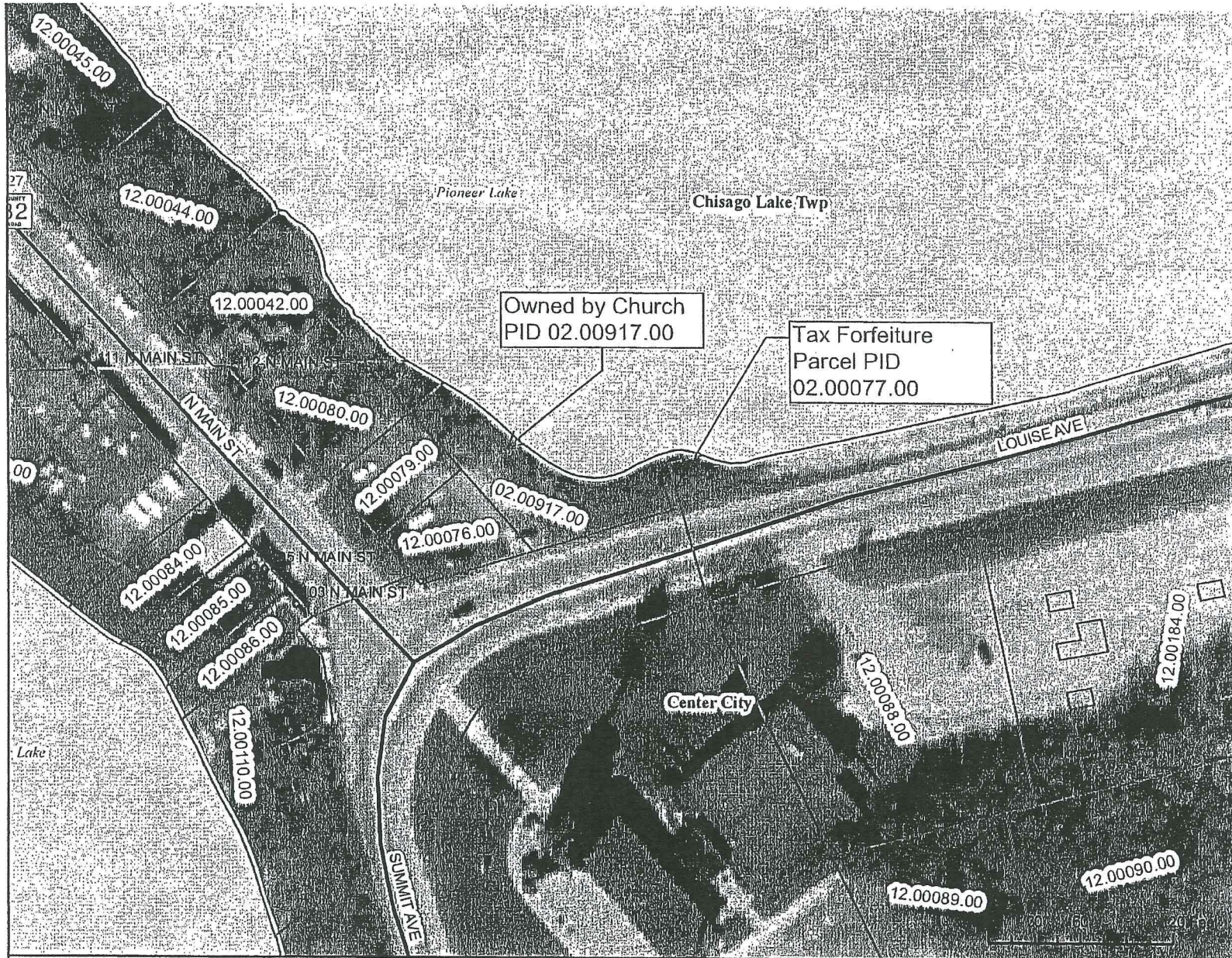
**EXHIBIT B**

**BOUNDARY MAPS**

The municipal boundary maps referenced in the foregoing Joint Resolution, showing the current City of Center City and its relation to the Subject Area to be annexed, legally described in Exhibit A, are attached hereto.

Sec. 34 Twp 34 Range 20

lands



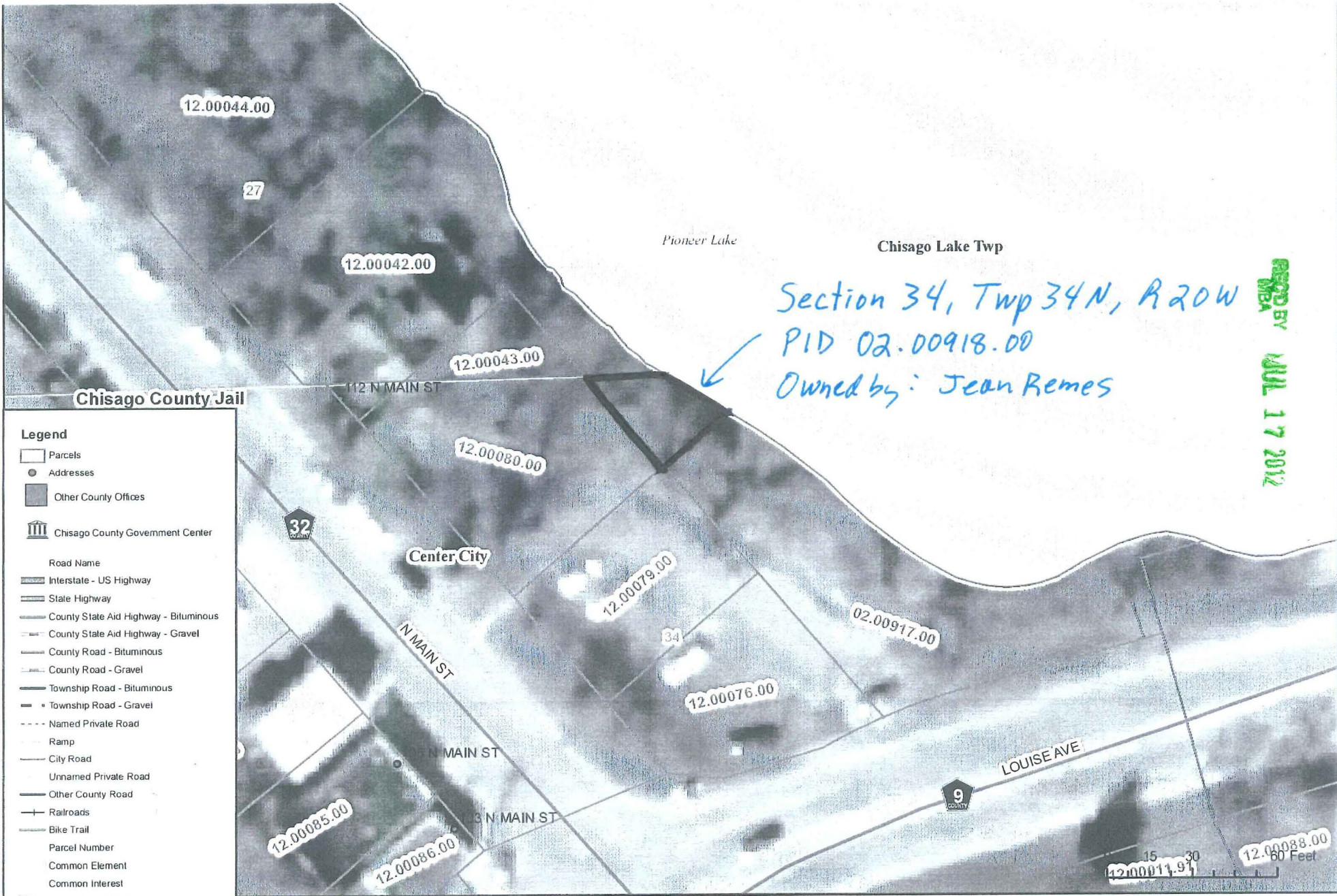
310 (MNGEO)

1  
2  
3

7/19/2011 9:49:31 AM

These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

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Section 34, Twp 34N, R20W  
 PID 02.00918.00  
 Owned by: Jean Remes

PREP BY  
 MGA  
 JUL 17 2012

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120004300

Parcel 4

120008100

PIONEER LAKE

020091800

120008000

120007900

34

020091700

120007700 DEEDED RC

DEEDED ROW

120008400

120007600

120008500

DEEDED ROW

120008600

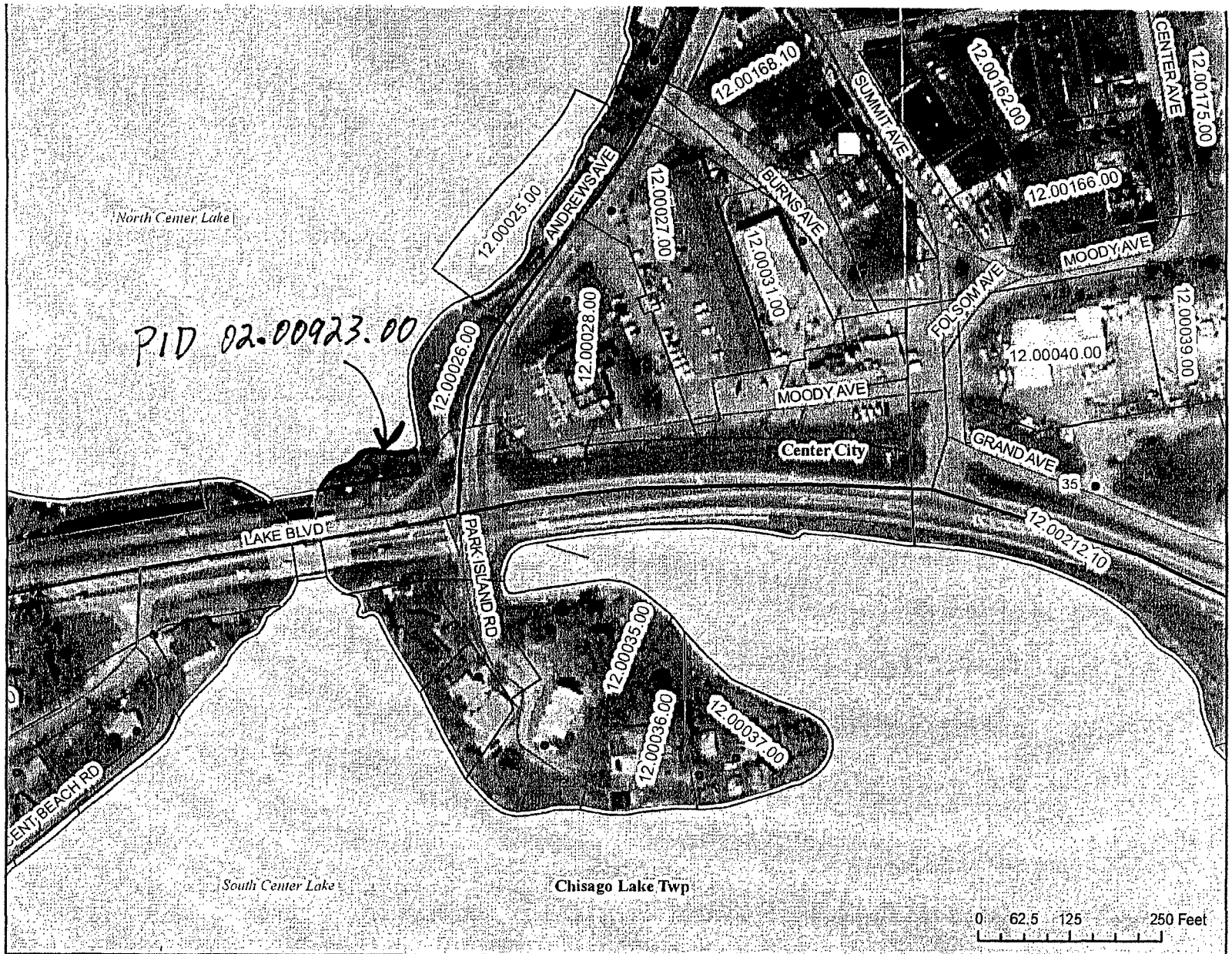
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120001191



# Sec. 35 Twp 34 Range 20

- COUNTY 76 ROAD 76.4
- COUNTY 77 ROAD 77.4
- COUNTY 78 ROAD 78.4
- COUNTY 79 ROAD 79.4
- COUNTY 80 ROAD 80.4
- COUNTY 81 ROAD 81.4
- COUNTY 82 ROAD 82.4
- COUNTY 83 ROAD 83.4
- COUNTY 84 ROAD 84.4
- COUNTY 85 ROAD 85.4
- COUNTY 86 ROAD 86.4
- COUNTY 87 ROAD 87.4
- COUNTY 88 ROAD 88.4
- COUNTY 89 ROAD 89.4
- COUNTY 90 ROAD 90.4
- WABASHA 95 95.3
- COUNTY 99 ROAD 99.4
- WABASHA 243 243.3
- WISCONSIN 361 361.3



Aerial Photo 2010 (MNGEO)  
RGB

- Red: Band\_1
- Green: Band\_2
- Blue: Band\_3

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# Center City Annexation Proposal

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Figure 1

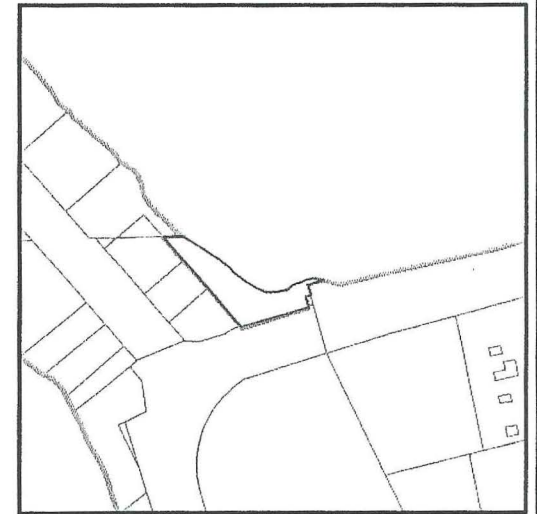


Figure 2

