

## **JOINT RESOLUTION 08-08-12**

### **IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF GHENT AND THE TOWNSHIP OF GRANDVIEW (OR AND COUNTY OF LYON FOR UNORGANIZED TERRITORY) PURSUANT TO MINNESOTA STATUTES § 414.0325**

**WHEREAS**, the City of Ghent and the Township of Grandview designate for orderly annexation, the following described lands located within the Township of Grandview, County of Lyon, Minnesota:

All that part of the South Half of the Southwest Quarter of Section 10, Township 112 North, Range 42 West, Lyon County, Minnesota, being more particularly described as follows:

Beginning at the Southwest corner of the East Half of said Southwest Quarter, thence South 89 degrees 19 minutes 09 seconds East, bearing based on Minnesota State Plane Coordinate System Lyon County Datum, along the South line of said Southwest Quarter, a distance of 211.00 feet; thence North 00 degrees 40 minutes 51 seconds East a distance of 422.00 feet; thence North 89 degrees 19 minutes 09 seconds West, parallel to said South line, a distance of 542.00 feet; thence South 00 degrees 40 minutes 51 seconds West a distance of 89.00 feet to a point which is 333 feet North of the South line of said Southwest Quarter; thence North 89 degrees 19 minutes 09 seconds West, parallel to said south line, a distance of 576.40 feet; thence South 00 degrees 40 minutes 51 seconds West a distance of 277.00 feet; thence North 89 degrees 19 minutes 09 seconds West a distance of 419.78 feet, to a point on the West line of said Southwest Quarter; thence South 00 degrees 07 minutes 25 seconds East, along said West line, a distance of 56.00 feet, to the Southwest corner of said Southwest Quarter; thence South 89 degrees 19 minutes 09 seconds East, along said south line of said Southwest Quarter, a distance of 1326.40 feet to the point of beginning.

EXCEPTING THEREFROM, the following described property which has previously been annexed into the City of Ghent by ordinance No.22, dated June 14, 1972, approved September 8, 1972 by the Minnesota Municipal Board.

That part of the West half of the Southwest Quarter (W1/2, SW1/4) of Section Ten (10), Township 112, Range 42 described as follows:

Commencing at the Southwest corner of section 10; thence Easterly along the South line of section 10, a distance of 829 feet to the TRUEPOINT OF BEGINNING; thence Northerly at right angles to said section line a distance of 333 feet; thence Easterly and parallel with the South line of said section 10, a distance of 160 feet; thence Southerly at right angles 333 feet to the South line of said section 10; thence Westerly along the South line of said section 10 a distance of 160 feet to the true point of beginning.

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

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

**WHEREAS**, on August 8th, 2012 the City and the Township conducted a public hearing pursuant to the requirements of Minnesota Statutes § 414.0333, preceded by a Notice of Intent to Designate an Area duly published pursuant to the requirements of Minnesota Statutes § 414.0325 Subd. 1b; and

**WHEREAS**, the City of Ghent and the Township of Grandview have agreed to all the terms and conditions for the annexation of the above-described lands within this document and the signatories hereto agree that no consideration by the Office of Administrative Hearings - Municipal Boundary Adjustments is necessary; that the Office may review and comment, but shall within 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 Ghent and the Town Board of the Township of Grandview as follows:

1. **(Property.)** That the following described lands in the Township of Grandview are subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:
2. **(Acreage/Population/Usage.)** That the designated area consists of approximately 8.431 ± acres, the population in the subject area is 9, and the land type is residential/agricultural.
3. **(Jurisdiction.)** That the Township of Grandview does, upon passage of this resolution, and the City of Ghent, does upon adoption by the City Council, upon acceptance by the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confer jurisdiction upon the Office of Administrative Hearings - Municipal Boundary Adjustments so as to accomplish said orderly annexation in accordance with the terms of this resolution.
4. **(Need).** That the above-described property is urban or suburban or about to become so, and since the City of Ghent has provided services to this area the annexation would be in the best interest of the area.
5. **(Municipal Reimbursement).** "Pursuant to Minn. Stat. 414.036, the parties agree that the City shall reimburse the Township the amount of \$1.00 for all of the taxable property affected by this annexation agreement. There are no special assessments levied or pending by the Township for the affected property, and no debt owed by the Township attributable to the property to be annexed.

6. **(Review and Comment).** The City of Ghent and the Town of Grandview agree that upon receipt of this resolution, passed and adopted by each party, the Office of Administrative Hearings/ Municipal Boundary Adjustments, or its successor, may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this resolution.

Adopted by affirmative vote of all the members of the Grandview Town Board of Supervisors this 8<sup>th</sup> day of August, 2012.

**TOWN OF GRANDVIEW:**

By: \_\_\_\_\_

Ken VanKeulen  
Board of Supervisors

By: \_\_\_\_\_

Brian Buysse  
Township Clerk

Adopted by affirmative vote of the City Council of The City of Ghent, this 8<sup>th</sup> day of August, 2012.

**CITY OF GHENT:**

By: \_\_\_\_\_

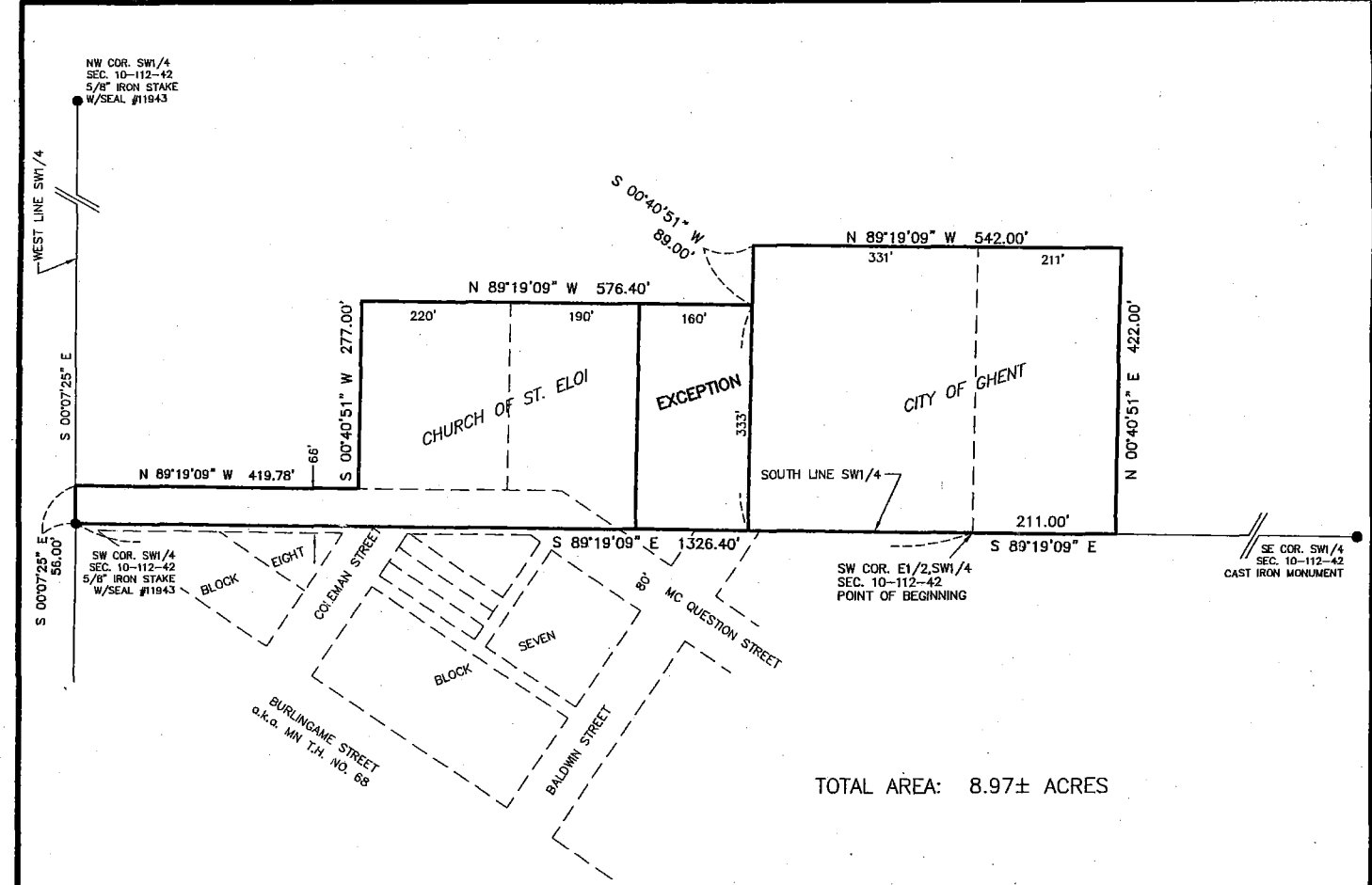
Ron Sussner  
Mayor

**ATTEST:**

By: \_\_\_\_\_

Dawn Vlaminc  
Administrator/Clerk

Approved this 8<sup>th</sup> day of August, 2012.



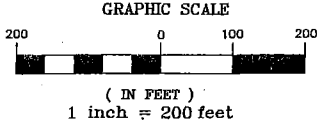
**LAND DESCRIPTION FOR ANNEXATION TO THE CITY OF GHENT, MINNESOTA**

All that part of the South Half of the Southwest Quarter of Section 10, Township 112 North, Range 42 West, Lyon County, Minnesota, being more particularly described as follows:

Beginning at the southwest corner of the East Half of said Southwest Quarter; thence South 89 degrees 19 minutes 09 seconds East, bearing based on Minnesota State Plane Coordinate System Lyon County Datum, along the south line of said Southwest Quarter, a distance of 211.00 feet; thence North 00 degrees 40 minutes 51 seconds East a distance of 422.00 feet; thence North 89 degrees 19 minutes 09 seconds West, parallel to said south line, a distance of 542.00 feet; thence South 00 degrees 40 minutes 51 seconds West a distance of 89.00 feet to a point which is 333 feet north of the south line of said Southwest Quarter; thence North 89 degrees 19 minutes 09 seconds West, parallel to said south line, a distance of 576.40 feet; thence South 00 degrees 40 minutes 51 seconds West a distance of 277.00 feet; thence North 89 degrees 19 minutes 09 seconds West a distance of 419.78 feet, to a point on the west line of said Southwest Quarter; thence South 00 degrees 07 minutes 25 seconds East, along said west line, a distance of 56.00 feet, to the southwest corner of said Southwest Quarter; thence South 89 degrees 19 minutes 09 seconds East, along the south line of said Southwest Quarter, a distance of 1326.40 feet to the point of beginning.

EXCEPTING THEREFROM the following recorded described tract:  
That part of the West Half of the Southwest Quarter (W1/2, SW1/4) of Section Ten (10), Township 112, Range 42 described as follows:

Commencing at the southwest corner of section 10; thence easterly along the south line of section 10, a distance of 829 feet to the TRUE POINT OF BEGINNING; thence northerly at right angles to said section line a distance of 333 feet; thence easterly and parallel with the south line of said section 10, a distance of 160 feet; thence southerly at right angles 333 feet to the south line of said section 10; thence westerly along the south line of said section 10 a distance of 160 feet to the true point of beginning.



**LEGEND**

These standard symbols will be found in the drawing.

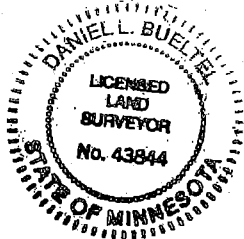
● MONUMENTS FOUND

— BROKEN SCALE

**SURVEYOR'S CERTIFICATION**

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

*Daniel L. Bueltel*  
DANIEL L. BUELTEL LICENSE NO: 43844  
DATE: JUNE 20, 2012



BEARINGS BASED ON MINNESOTA STATE  
PLANE COORDINATE SYSTEM (NAD83)  
LYON COUNTY DATUM

**CITY OF GHENT**

Prepared by  
**Bueltel-Moseng**  
Land Surveying  
Lyle Moseng - Licensed Land Surveyor  
Daniel Bueltel - Licensed Land Surveyor  
Marshall, MN 56258 Ph. 507-532-9043  
DRAWN BY DLB SCALE 1" = 200' PROJECT NO. 12-1196