

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF OLIVIA AND BIRD ISLAND TOWNSHIP
PURSUANT TO MINNESOTA STATUTES § 414.0325**

WHEREAS, a request from all of the property owners of the area proposed for designation and immediate annexation was received.

WHEREAS, the City of Olivia (“City”) and Bird Island Township (“Township”) jointly agree to designate and request the immediate annexation of the following described land located within Bird Island Township to the City of Olivia, County of Renville, Minnesota;

WHEREAS, the City and Township are in agreement as to the orderly annexation of the unincorporated land described; and

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

WHEREAS, the City and Township have agreed to all the terms and conditions for the annexation of the above-described lands; and 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 Olivia and the Township Board of Bird Island Township as follows:

1. **(Property.)** That the following described land also identified on the area map included as Exhibit A of this resolution is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed:

1. Pheasant Lawn Residential Lot Extensions

That part of the Northwest Quarter of the Southeast Quarter of Section 18, Township 115 North, Range 34 West of the Fifth Principal Meridian, Bird Island Township, Renville County, Minnesota, described as follows;

- Commencing at the southwest corner of the Southeast Quarter of said Section 18;
- thence on a geodetic bearing of North 00 degrees 06 minutes 50 seconds West, along the west line of the Southeast Quarter of said Section 18, a distance of 2335.67 feet to to the south line of the north 313.50 feet of the Northwest Quarter of the Southeast Quarter of said Section 18, which is the point of beginning of the land to be described;
- thence on a bearing of South 89 degrees 00 minutes 34 seconds East, along the south line of the north 313.50 feet of the Northwest Quarter of the Southeast Quarter of said Section 18, a distance of 1322.39 feet to the east line of the Northwest Quarter of the Southeast Quarter of said Section 18;

2. **(Acreage/Population/Usage.)** That the orderly annexation area consists of approximately 11.77 acres, the population in the area is 0, and the land use type is Residential and Institutional.

3. **(Jurisdiction.)** That Bird Island Township and the City of Olivia, 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. **(Municipal Reimbursement).** Minnesota Statutes § 414.036.
a. **Reimbursement to Towns for lost taxes on annexed property.**

The Parties agree to a one-time reimbursement payment of \$100.00

5. **(Review and Comment).** The City and 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 Bird Island Township Board of Supervisors this 02 day of December 2013

BIRD ISLAND TOWNSHIP

ATTEST:

By: Jason C Rouse
Chairperson
Board of Supervisor

By: Norma Eilu
Township Clerk

Adopted by affirmative vote of the City Council of Olivia this 16th day of December 2013.

CITY OF OLIVIA

ATTEST:

By: Suzanne D. Helger
Mayor

By: Daniel Campbell
City Administrator

Approved this 16th day of December 2013

- thence on a bearing of North 00 degrees 08 minutes 19 seconds West, along the east line of the Northwest Quarter of the Southeast Quarter of said Section 18, a distance of 132.03 feet to the south line of the north 181.50 feet of the Northwest Quarter of the Southeast Quarter of said Section 18;
- thence on a bearing of North 89 degrees 00 minutes 34 seconds West, along the south line of the north 181.50 feet of the Northwest Quarter of the Southeast Quarter of said Section 18, a distance of 266.13 feet to the east line of the record plat entitled PHEASANT LAWN, on file in the office of the Renville County Recorder
- thence on a bearing of South 00 degrees 06 minutes 50 seconds East, along the east line of said record plat entitled PHEASANT LAWN, a distance of 1.00 foot to the southeast corner of said record plat entitled PHEASANT LAWN;
- thence on a bearing of North 89 degrees 00 minutes 34 seconds West, along the south line of said record plat entitled PHEASANT LAWN, a distance of 1056.20 feet to the west line of the Southeast Quarter of said Section 18;
- thence on a bearing of South 00 degrees 06 minutes 50 seconds East, along the west line of the Southeast Quarter of said Section 18, a distance of 131.02 feet to the point of beginning.

And,

2. Southern Lot of Bold High School Campus

The Northerly 272.47 feet of the Easterly 799.35 feet of the Northeast Quarter of the Southwest Quarter of Section Eighteen (18), Township One Hundred Fifteen (115), Range Thirty-four (34, Containing five (5) acres more or less.

And,

3. Viking Drive Northern and Southern Shelter Belts

That part of the Northwest Quarter of Southwest Quarter (NW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 18, Township 115, Range 34, Renville County, Minnesota described as follows: Beginning at the northwest corner of Lot 1 of J & L Addition to the City of Olivia, thence north 100 feet on a line parallel to the west boundary line of said Section 18; thence at a right angle east 642.8 feet; thence at a right angle south 100 feet; and thence at a right angle west 642.8 feet along the north boundary line of said J & L Addition to the point of beginning; being approximately 1.48 acres.

That part of the Northwest Quarter of Southwest Quarter (NW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section 18, Township 115, Range 34, Renville County, Minnesota described as follows: Beginning at the southwest corner of Lot 12 of J & L Addition to the City of Olivia, thence south 100 feet on a line parallel to the west boundary line of said Section 18; thence at a right angle east 642.8 feet; thence at a right angle north 100 feet; and thence at a right angle west 642.8 feet along the south boundary line of said J & L Addition to the point of beginning; being approximately 1.48 acres.

REC'D BY
MBA

DEC 30 2013

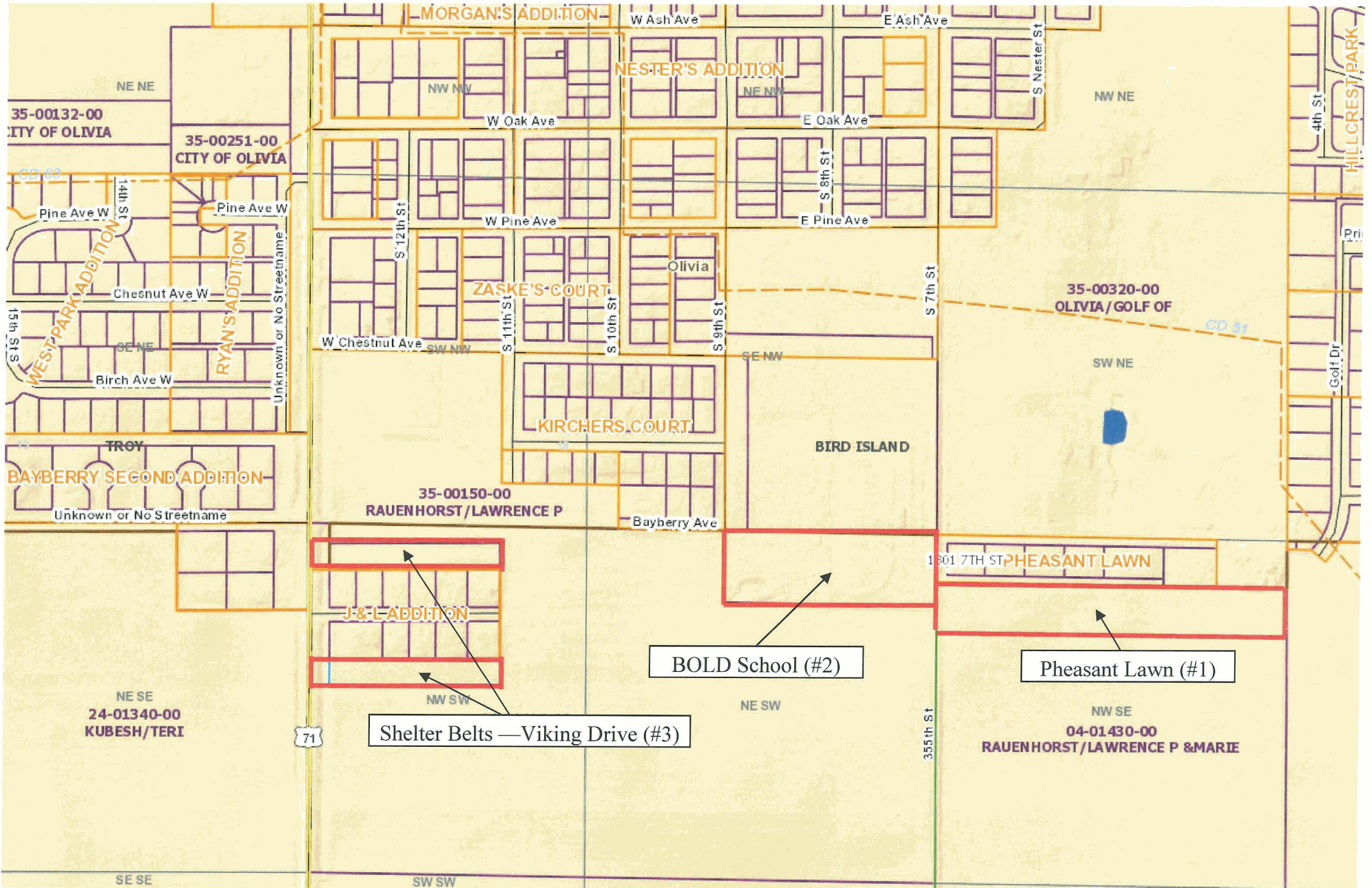
Bird Island Township Compensation Calculations for the Annexation of
3.81 Acres of Real Property Located Within Parcel #04-01410-00

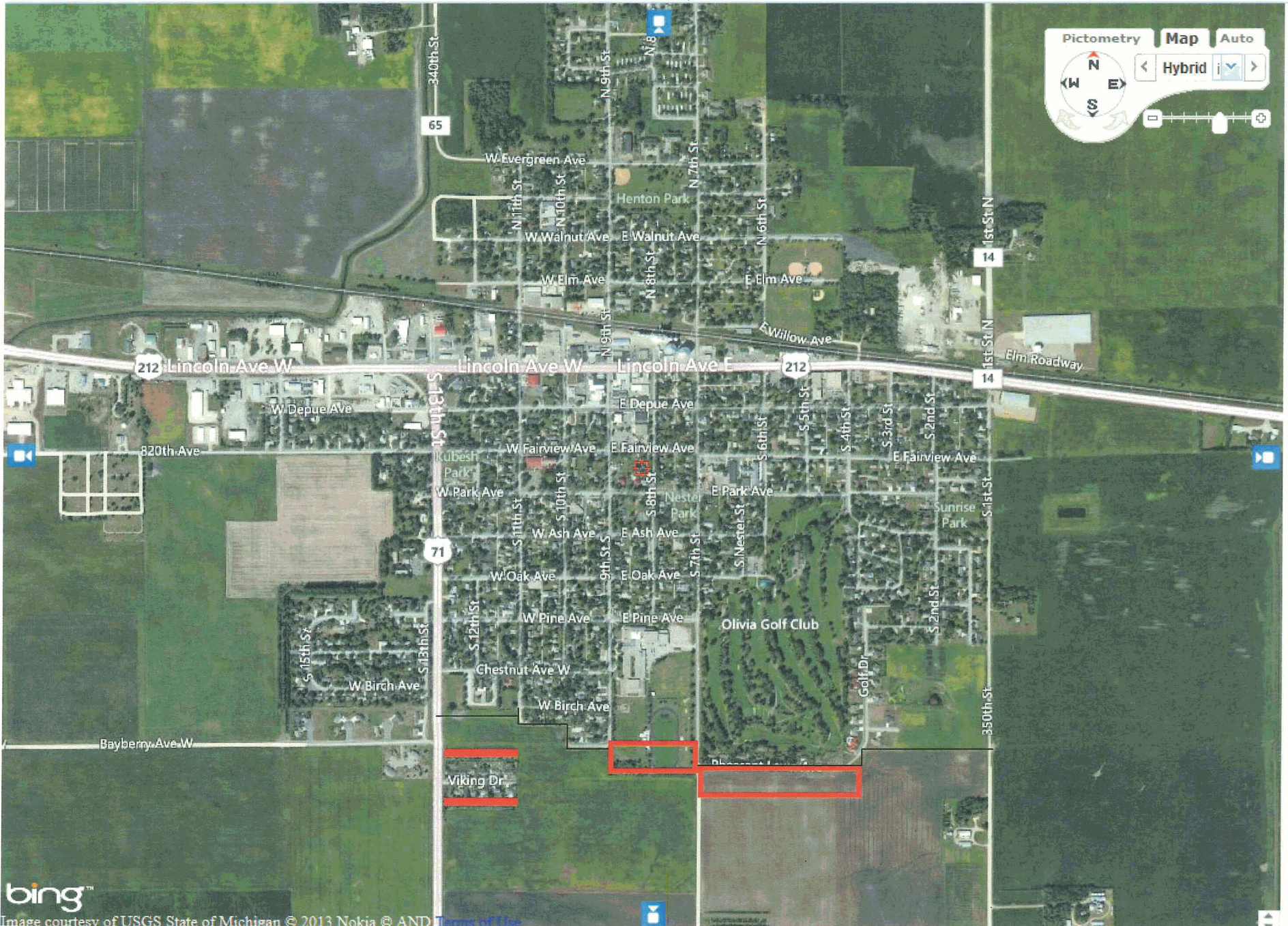
Original lot acreage	56.59				
2013 Township taxes on original lot	\$370.04				
Equivalent township tax per acre:	\$6.54				
Acrage of lot to be annexed	3.8				
	2014	2015	2016	2017	2018
Historical 5-year Annexation Compensation Formula	90%	70%	50%	30%	10%
90 / 70 / 50 / 30 / 10% of Township Tax in 2013	\$22.42	\$17.44	\$12.46	\$3.81	\$2.49
Total Tax Reimbursement from City to Town:	\$58.62	(can be combined in 1 payment if parties agree)			

Bird Island Township - City of Olivia
Orderly Annexation Agreement Exhibit
October 2013

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DEC 30 2013





December 2013 City of Olivia / Bird Island Township OAA Boundary Location Exhibit

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DEC 30 2013

