

ANNEXATION RESOLUTION NO. 21-17**CITY OF ELKO NEW MARKET
SCOTT COUNTY****A RESOLUTION FOR ORDERLY
ANNEXATION OF LAND TO THE CITY OF ELKO NEW MARKET**

WHEREAS, New Market Township (the "Township") and the City of Elko New Market (the "City") have entered into an orderly annexation agreement identified by Minnesota Municipal Board Number OA-1594, as amended ("Agreement"); and

WHEREAS, that Agreement provides that it shall be binding upon the City and Township and does not provide a right of objection by the Township to the City filing an Annexation Resolution, provided the terms and conditions have been met as contained in the Agreement; and

WHEREAS, the Agreement states, in part, that no consideration by the Chief Administrative Law Judge is necessary, and that all terms and conditions for annexation are provided in the Agreement;

WHEREAS, the Agreement designates, in part, pursuant to Paragraph 8(B), that the City shall file this Annexation Resolution with the Chief Administrative Law Judge, who may review and comment within thirty days of receipt of this Annexation Resolution and the Agreement, and order the annexation of the area designated in this Annexation Resolution in accordance with the Agreement.

WHEREAS, the Agreement designates, in part, the following area legally described in Exhibit A as in need of orderly annexation ("Land"); and

WHEREAS, the necessary criteria for annexation of the Land pursuant to the Agreement have been met; and

WHEREAS, reimbursement to New Market Township for lost property taxes from the annexed property is addressed in OA-1594 and shall be paid pursuant to OA-1594.

WHEREAS, an annexation charge is required to be paid by the Petitioner for Annexation within 30 days of the date of the Annexation Order pursuant to Paragraph 11 of OA-1594.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Elko New Market that the Land is hereby annexed into the City.

ADOPTED this 1st day of April, 2021, by the City Council of the City of Elko New Market.

CITY OF ELKO NEW MARKET



Joe Julius, Mayor

ATTEST:



Thomas Terry, City Clerk/City Administrator

EXHIBIT A

Legal Description of Land

The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$) and the North Half of the Northwest Quarter (N $\frac{1}{2}$ of NW $\frac{1}{4}$) of Section 25, Township 113, Range 21, Scott County, Minnesota, lying Southerly of County Road No. 2 (Deuce Road), EXCEPTING THEREFROM the following described parcels:

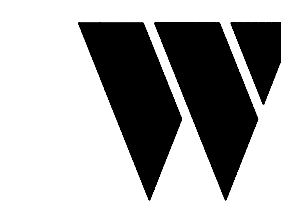
1.

That part of the East 725.00 feet of the Northeast Quarter (NE $\frac{1}{4}$) of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-five (25), Township One Hundred Thirteen North (113N), Range Twenty-One West (21W), Scott County, Minnesota, lying southerly of County Road No. 2.

2.

A tract of land, being a part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Twenty-four (24), and the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-five (25), Township One Hundred Thirteen (113), Range Twenty-one (21), Scott County, Minnesota, described as follows: Beginning at the intersection of the easterly boundary of Interstate Highway No. 35, and the North line of the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-five (25); thence South 20 degrees, 00 minutes west, along said highway boundary, 257.13 feet; thence South 70 degrees, 00 minutes east, 1008.0 feet; thence North 28 degrees, 11 minutes east, 226.0 feet to the centerline of Scott County Road No. 2; thence North 51 degrees 23 minutes, 22 seconds west, along the centerline of said County Road, 500.0 feet; thence on a tangential curve to the left, having a central angle of 20 degrees, 40 minutes, 245.98 feet; thence on a curve to the left having a radius of 1145.92 feet; compound to the last described curve, 54.21 feet; thence South 15 degrees, 14 minutes west, radial to the last described curve, 55.26 feet; thence South 89 degrees, 33 minutes, 15 seconds west, along the north line of said Section Twenty-five (25), 84.50 feet; thence westerly on a curve to the left (having a radius of 1070.92 feet and whose long chord bears North 84 degrees, 32 minutes, 03 seconds west), 202.27 feet; thence South 20 degrees, 00 minutes west, 22.87 feet to the point of beginning,

Also specifically excepting the Trunk Highway 35 right-of-way within the Northwest Quarter (NW $\frac{1}{4}$) of Section Twenty-Five (25), Township One Hundred Thirteen North (113N), Range Twenty-One West (21W), Scott County, Minnesota.



Westwood

Westwood Professional Services, Inc.
3701 12th Street North, Suite 206
St. Cloud, MN 56303

PHONE 320-253-9495
FAX 320-253-8737
TOLL FREE 1-800-270-9495

www.westwoodps.com

Crew: DAA/BAW

Checked: NHC

Drawn: NAS

Record Drawing by/date:

Revisions:

12/05/14 Add Wetlands and Telephone lines (NAS)

Prepared for:

**Ryan
Companies
US, Inc.**

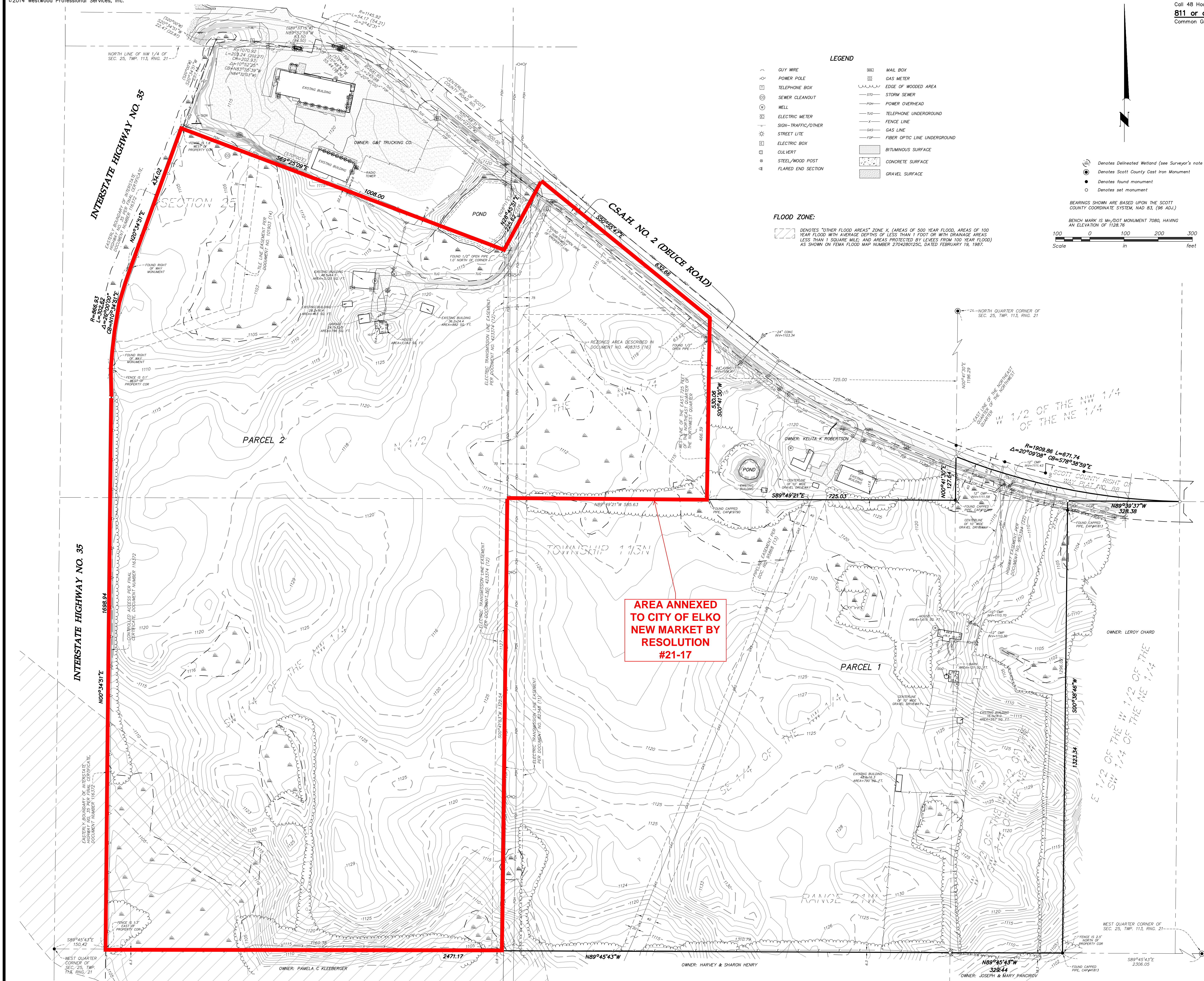
Minneapolis, MN

**Part of
Section 25,
Township 113N,
Range 21W**
Scott County, MN

**ALTA/ACSM
Land Title Survey**

Date: 11/26/14

Sheet: 2 OF 2



LEGEND

- () GUY WIRE
- () POWER POLE
- () TELEPHONE BOX
- () SEWER CLEANOUT
- () WELL
- () ELECTRIC METER
- () SIGN-TRAFFIC/OTHER
- () STREET LITE
- () ELECTRIC BOX
- () CULVERT
- () STEEL/WOOD POST
- () FLARED END SECTION
- () MAIL BOX
- () GAS METER
- () EDGE OF WOODED AREA
- () STORM SEWER
- () POWER OVERHEAD
- () TELEPHONE UNDERGROUND
- () FENCE LINE
- () GAS LINE
- () FIBER OPTIC LINE UNDERGROUND
- () BITUMINOUS SURFACE
- () CONCRETE SURFACE
- () GRAVEL SURFACE

FLOOD ZONE:

Denotes "OTHER FLOOD AREAS" ZONE X (AREAS OF 500 YEAR FLOOD, AREAS OF 100 YEAR FLOOD WITH AVERAGE DEPTHS OF LESS THAN 1 FOOT OR WITH DRAINAGE AREAS LESS THAN 1 SQUARE MILE, AND AREAS PROTECTED BY LEVEES FROM 100 YEAR FLOOD) AS SHOWN ON FEMA FLOOD MAP NUMBER 2704280125C, DATED FEBRUARY 19, 1987.

Denotes Delineated Wetland (see Surveyor's note #9)

Denotes Scott County Cast Iron Monument

Denotes found monument

Denotes set monument

BEARINGS SHOWN ARE BASED UPON THE SCOTT COUNTY COORDINATE SYSTEM, NAD 83, (96 ADA.)

BENCHMARK IS MN/DOT MONUMENT 7080, HAVING AN ELEVATION OF 1128.76

Scale: 100 0 100 200 300
in feet

**AREA ANNEXED
TO CITY OF ELKO
BY RESOLUTION
#21-17**

Zwiers Property Annexation
Location Map
Resolution #21-17

