

TOWN OF CHISAGO LAKE
CITY OF LINDSTROM
CHISAGO COUNTY, MN

REC'D BY
MBA

FEB 02 2015

JOINT RESOLUTION

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
CHISAGO LAKE AND THE CITY
OF LINDSTROM, 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

The Town of Chisago Lake and the City of Lindstrom jointly agree to the following:

1. That the owners of the property described below ("Property") have requested annexation by the City. This property is referred to as:

Chisago Lake Township
PID # 02.01313.00
Property Address: 12400 – 316th Street & 31603 Mildred Avenue, Lindstrom
Legal Description – See Exhibit A

2. 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.

3. The Property contains approximately 10.55 acres, and is legally described on the attached Exhibit A.

4. The Property is near the existing Northern border of the City. See Map(s) of the Property attached as Exhibit B.

5. The Property is platted and has a current population of zero (0).

6. It is in the best interest of the City, the Township and their respective residents for the City and Township to agree to orderly annexation of the Property in furtherance of orderly growth, the efficient delivery of public services, and the protection of the public health, safety, and welfare.

7. That the Property should be immediately annexed to the City for the purpose of providing urban services from the City, including sewer service, to the Property.

8. That since the Property will be immediately annexed to the City upon adoption of this Joint Resolution and approval of the State, joint planning pursuant to M.S. 414.0325, Subd. 5, is not warranted. The City of Lindstrom will, upon annexation, serve as the reviewing agency and local government unit for the purpose of any land use, subdivision, and environmental review of the proposed development and the proposed development will be subject to and comply with the comprehensive plan and official controls of the City of Lindstrom.

9. That as a result of the City's proposed provision of urban services to, and urban development of the Property, the previously described area in Chisago Lake Township, Chisago County, is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate this area for annexation under this orderly annexation agreement.

10. That both the Town of Chisago Lake and the City of Lindstrom agree, pursuant to M.S. §414.0325, Subd. 1(g), that no alteration of the stated boundaries of this agreement is appropriate.

11. Upon execution and filing of this Joint Resolution, jurisdiction is hereby conferred upon the Office of Administrative Hearings, Boundary Adjustments. Upon execution by the respective governing bodies of the City and Township, the City shall file this Joint Resolution with the Office of Administrative Hearings, Boundary Adjustments. In the event that there are errors, omissions or any other problems with the legal description, mapping, or tax reimbursement provided in the attached Exhibits the parties agree to make such corrections and file any additional documentation, including a new Exhibit making the corrections requested or required by the Office of Administrative Hearings, Boundary Adjustments as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution, without the necessity of re-adopting this Joint Resolution.

12. That the annexation of the Property will not result in any change of electrical service and that differential taxation under M.S. §414.035 is not required, and that there will be no reimbursement under M.S. §414.036, as the Property is tax-exempt and there are no outstanding special assessments or bonded indebtedness on the Property.

13. Furthermore, each party agrees that pursuant to M.S. §414.0325, Subd. 1(h), no consideration by the Office of Boundary Adjustments is necessary, and that upon receipt of this resolution and agreement, passed and adopted by each party, the Director of the Office of Boundary Adjustments may review and comment but shall, within thirty (30) days, immediately order the annexation in accordance with the terms of this joint resolution.

CITY OF LINDSTROM

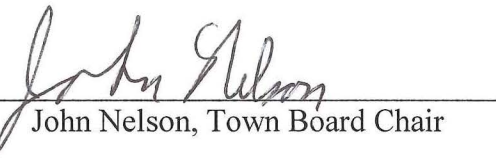
Passed and adopted by the City Council of the City of Lindstrom on this 18th day of December, 2014.


By: 
Keith V. Carlson, Mayor

Attest: 
John J. Olinger, City Administrator

TOWN OF CHISAGO LAKE

Passed and adopted by the Town Board of the Town of Chisago Lake on this 20th day of January, 2015.

By: 
John Nelson, Town Board Chair

Attest: 
Eleanor Trippler, Town Board Clerk

Schedule "A" Legal Description

That part of Government Lot Four (4), Section Twenty-eight (28), Township Thirty-four (34) North, Range Twenty (20) West, Chisago County, Minnesota, described as follows:

Commencing at the West Quarter corner of said Section 28; thence North 88°39'24" East, assumed bearing, along the East-West Quarter line of Section 28 a distance of 744.93 feet; thence North 0°13'00" West 316 feet, more or less, to the point of beginning at the intersection with the center line of the existing township road, thence continuing North 0°13'00" West, a distance of 409 feet, more or less, to the point of intersection with a line drawn parallel with and distance 725 feet North of said East-West Quarter line; thence South 88°39'24" West along said parallel line a distance of 745 feet, more or less, to the West line of Section 28, thence Southerly along said West line a distance of 725 feet, more or less, to the West Quarter corner of Section 28, thence Easterly along the East-West Quarter line of Section 28 and North-Easterly along the center line of the existing township road a distance of 825 feet, more or less, to the point of beginning.

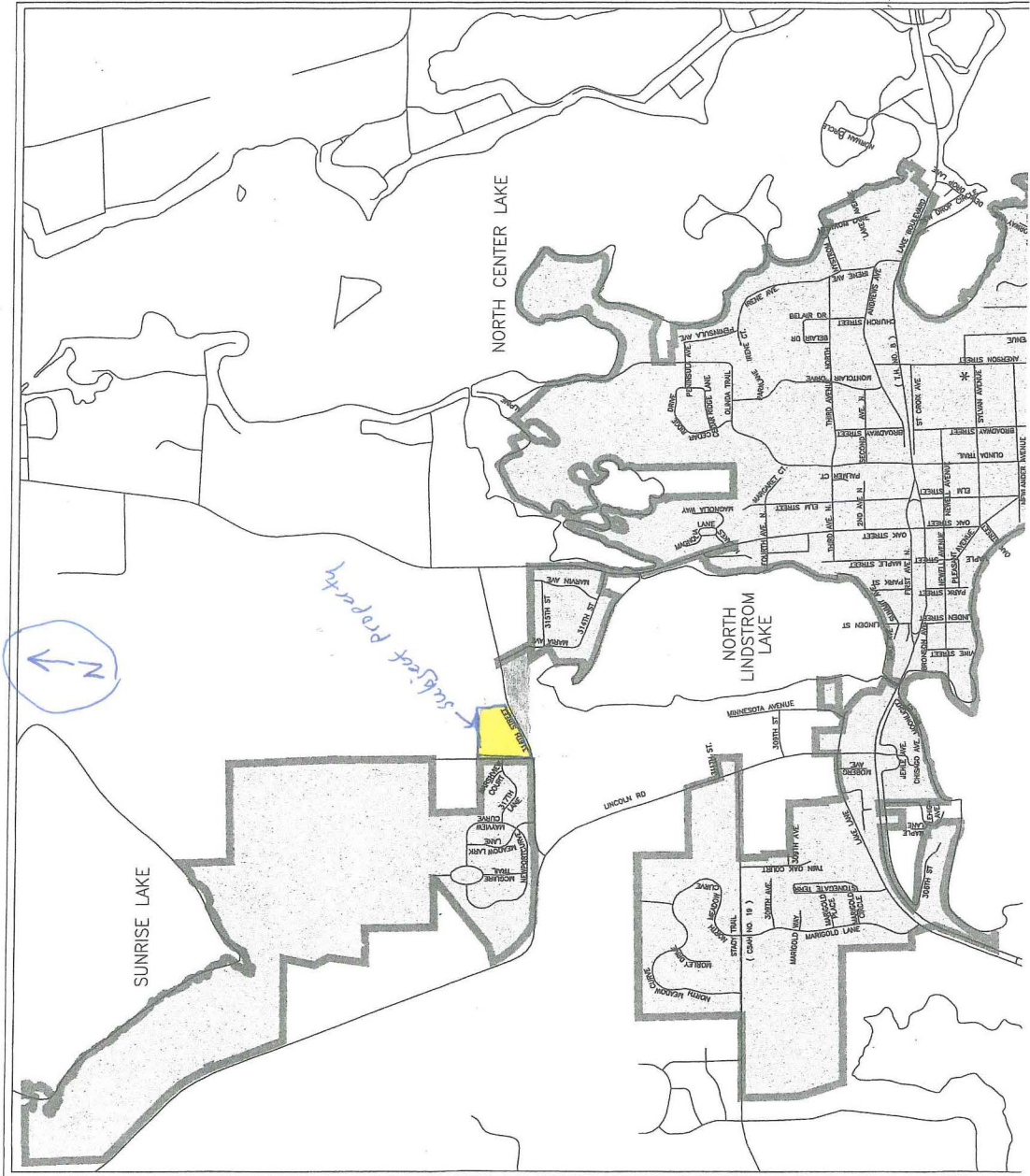
Subject to the existing township roads along the South and West lines. Including any right-of-title which may exist to the South line of said township road. Subject to and including any other valid easements, restrictions and reservations.

A-531696

State of Minnesota } ss
County of Chisago }
Certified to be a true and correct copy
of the original filed and recorded in my
office.
Date: 8-3-2012
Lee Olson
COUNTY RECORDER
Tami Schiedt
BY DEPUTY

EXHIBIT "B"

Corporate Boundary Map and more detailed map of annexation area





02.01313.00

Date: 12/3/2014
Time: 10:45:58 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.