

JOINT ORDERLY ANNEXATION RESOLUTION**FOR ORDERLY ANNEXATION BY AND BETWEEN THE CITY OF EITZEN AND THE TOWNSHIP OF WINNEBAGO, HOUSTON COUNTY, MINNESOTA PURSUANT TO MINNESOTA STATUTES § 414.0325.**

WHEREAS, the City of Eitzen and the Township of Winnebago designate for orderly annexation, the following described land located within Winnebago Township, County of Houston, Minnesota:

Commencing at a point 550 feet west and 93 feet south of the northeast corner of the Southeast Quarter of the Southwest Quarter of Section 32, Township 101 North, Range 5 West, thence south 145 feet, thence west 180.5 feet, thence north 9 degrees 50 minutes east 147.7 feet, thence 155.8 feet to place of beginning, containing 0.56 acres.

and

WHEREAS, the City of Eitzen and Winnebago Township jointly agree to designate and request the immediate annexation of the unincorporated land above-described; and

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

WHEREAS, it was not required to publish the Notice of Intent to include property in an orderly annexation area pursuant to the requirements of Minnesota Statutes § 414.0325 Subd. 1b because the orderly annexation agreement designates for immediate annexation property for which all the property owners have petitioned to be annexed; and

WHEREAS, the City of Eitzen and Winnebago Township 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 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 AND AGREED jointly by the City Council of the City of Eitzen and the Township Board of Winnebago Township as follows:

1. **Property.** That the following described land is subject to orderly annexation pursuant to Minnesota Statutes Section § 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed, to wit:

Commencing at a point 550 feet west and 93 feet south of the northeast corner of the Southeast Quarter of the Southwest Quarter of Section 32, Township 101 North, Range 5 West, thence south 145 feet, thence west 180.5 feet, thence north 9 degrees 50 minutes east 147.7 feet, thence 155.8 feet to place of beginning, containing 0.56 acres.

2. **Acreage/Population/Usage.** That the orderly annexation area consists of approximately 0.56 acres, the population in the area is zero (0), and the land use type is currently agricultural, but will be used as commercial property after annexation.
3. **Jurisdiction.** That Winnebago Township and the City of Eitzen, by submission of the 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. **Need.** That the above-described property is urban or suburban or about to become so, and since the City of Eitzen is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.
5. **Conditions.** There are no conditions precedent to the annexation of the described property.
6. **Planning.** Pursuant to Minnesota Statutes § 414.0325 Subd. 5 (as amended) the City of Eitzen and Winnebago Township agree the Eitzen City ordinances will govern the designated area.
7. **Municipal reimbursement.** Pursuant to Minnesota Statutes § 414.0325, the parties have agreed to no reimbursement for the annexed property.
8. **Review and Comment.** The City of Eitzen and Winnebago Township agree that upon receipt of the 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 Winnebago Township Board of Supervisors this 10th day of September 2015.

WINNEBAGO TOWNSHIP

By: Russell Kise
Chairperson
Board of Supervisors

ATTEST:

By: Joyce Staggemeyer
Township Clerk

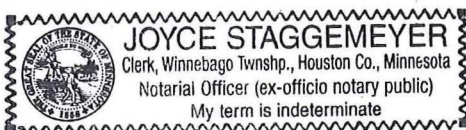
Adopted by affirmative vote of the City Council of Eitzen this 8th day of September, 2015

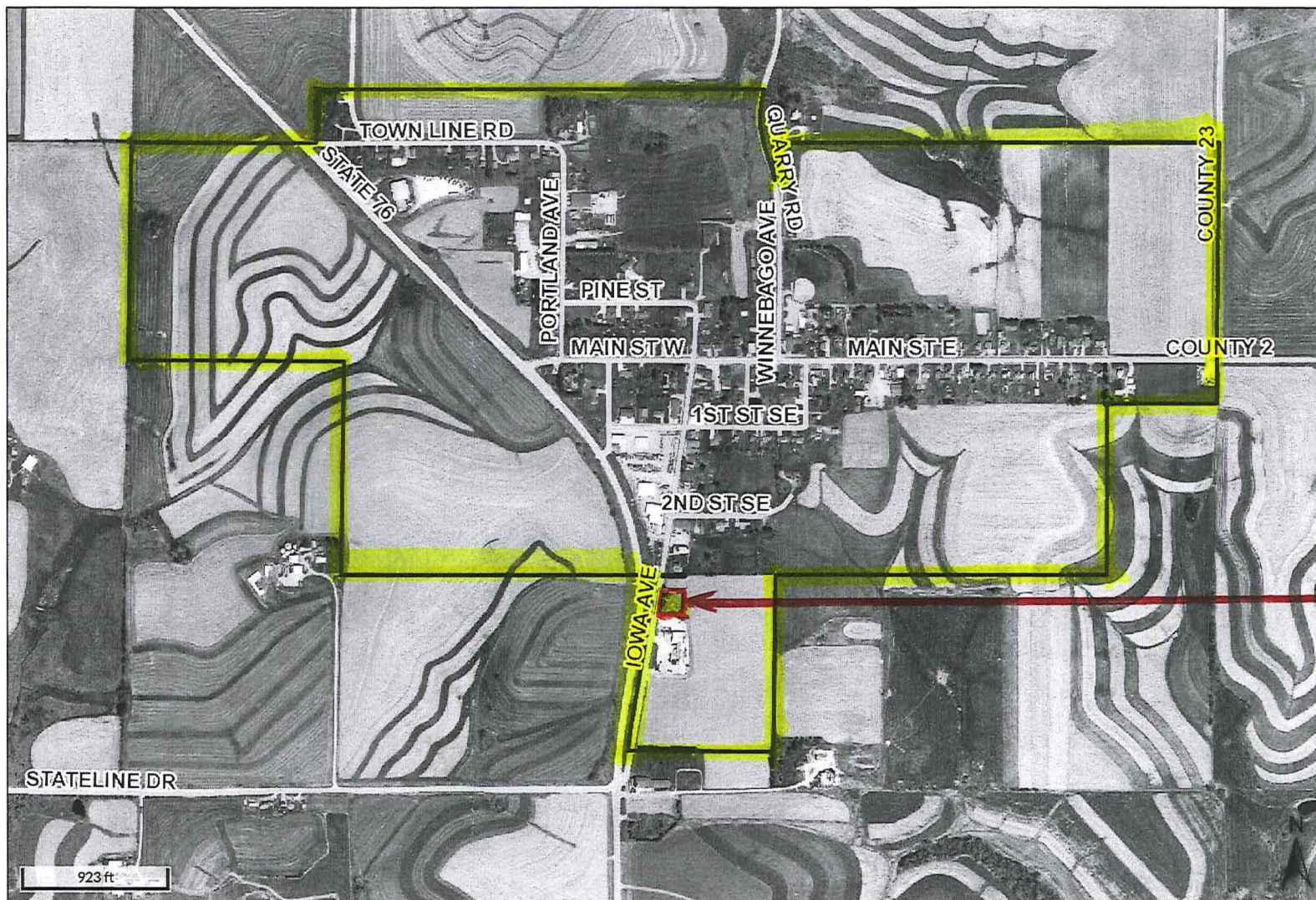
CITY OF EITZEN

By: Jeff P. Hammar
Mayor

ATTEST:

By: Steve Schudt
City Clerk





Legend

Corporate Limits

Roads

Subject

Parcel ID 160348000
Sec/Twp/Rng 32-101-5
Property Address 321 IOWA AVE
EITZEN

Alternate ID n/a
Class 206 - RES 1-3 UNITS
Acreage 0.56

Owner Address BURRICHTER, TOBY
13110 COUNTY 17
CALEDONIA, MN 55921

REC'D BY
MBA

SEP 14 2015

District
Brief Tax Description

n/a
Sect-32 Twp-101 Range-005 .56 AC COM 550 FT W & 93 FT S OF NE COR SE1/4 SW1/4 TH S 145 FT W 180.5 FT N 9 DEGREES 50 MINUTES E 147.7 FT E 155.8 FT
TO BEG DOC #206448; TAX FORF DOC 281197; DOC 281708
(Note: Not to be used on legal documents)