

TOWN OF CHISAGO LAKE
CITY OF LINDSTROM
CHISAGO COUNTY, MN

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:

St. Olaf College
PID # 02.00910.00
Property Address: Lake Lane & Minnesota Avenue
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 3.39 acres, and is legally described on the attached Exhibit A.

4. The Property is near the existing North / West 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 commercial zoning and potential development, 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(f), 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 reimbursement under M.S. §414.036 will be provided as specified in the table attached hereto as Exhibit C.

13. Furthermore, each party agrees that pursuant to M.S. §414.0325, Subd. 1(g), 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 21st day of April, 2016.

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 17th day of May, 2016.

By: 
~~John Nelson, Town Board Chair~~
Sherry Stirling

Attest: 
Jeanette Peterson, Town Board Clerk

EXHIBIT "A" Legal Description

That part of Government Lot 1, Section 33, Township 34 North, Range 20 West, Chisago County, Minnesota described as follows:

Commencing at the northwest corner of said Section 33; thence South 1 degree 02 minutes 55 seconds East, assumed bearing along the west line of said Section 33, a distance of 1500.00 feet, to the hereinafter referred to "Point A"; thence North 77 degrees 15 minutes 48 seconds East, a distance of 559.59 feet, to the Point of Beginning and a Judicial Landmark set; thence southeasterly a distance of 163.11 feet along a nontangential curve concave to the southwest having a radius of 391.68 feet, a central angle 23 degrees 51 minutes 39 seconds, the chord of said curve is 161.94 feet in length and bears South 16 degrees 59 minutes 03 seconds East, to a Judicial Landmark set; thence South 50 degrees 03 minutes 14 seconds East, tangent to said curve, a distance of 143.49 feet, to a Judicial Landmark set; thence southeasterly a distance of 213.90 feet along a tangential curve, concave to the southwest, having a radius of 212.96 feet and a central angle of 57 degrees 32 minutes 53 seconds, to a Judicial Landmark set; thence South 07 degrees 29 minutes 39 seconds West, a distance of 81.05 feet, to a Judicial Landmark set; thence South 64 degrees 13 minutes 01 second East, a distance of 165.12 feet, to a Judicial Landmark set; thence continue South 64 degrees 13 minutes 01 second East, a distance of 25 feet, more or less, to the shore line of North Lindstrom Lake; thence northerly along said shore line to the north line of said Government Lot 1; thence South 88 degrees 20 minutes 45 seconds West along said north line, a distance of 20 feet more or less, to a Judicial Landmark set; thence continue South 88 degrees 20 minutes 45 seconds West along said north line, a distance of 460.66 feet to a Judicial Landmark set at the point of intersection with a line that bears North 18 degrees 21 minutes 30 seconds East from the point of beginning; thence South 18 degrees 21 minutes 30 seconds West, a distance of 74.30 feet along said line to the point of beginning.

AND

That part of said Government Lot 1 described as follows:

Commencing at the aforementioned "Point A"; thence North 74 degrees 53 minutes 03 seconds East, a distance of 514.53 feet, to a Judicial Landmark set at the point of beginning; thence North 18 degrees 21 minutes 30 seconds East, a distance of 33.47 feet, to a Judicial Landmark set; thence North 81 degrees 16 minutes 24 seconds West, a distance of 145.13 feet to a Judicial Landmark set on the north line of said Government Lot 1; thence South 88 degrees 20 minutes 45 seconds West along said north line, a distance of 183.14 feet to a Judicial Landmark set at the point of intersection with a line that bears North 81 degrees 16 minutes 24 seconds West from the point of beginning; thence South 81 degrees 16 minutes 24 seconds East, along said line a distance of 319.67 feet, to the point of beginning.

"Subject to any rights or encumbrances which may be subsisting, specified in Minnesota Statutes Section 508.25."

EXHIBIT "B"

Corporate Boundary Map and more detailed map of annexation area

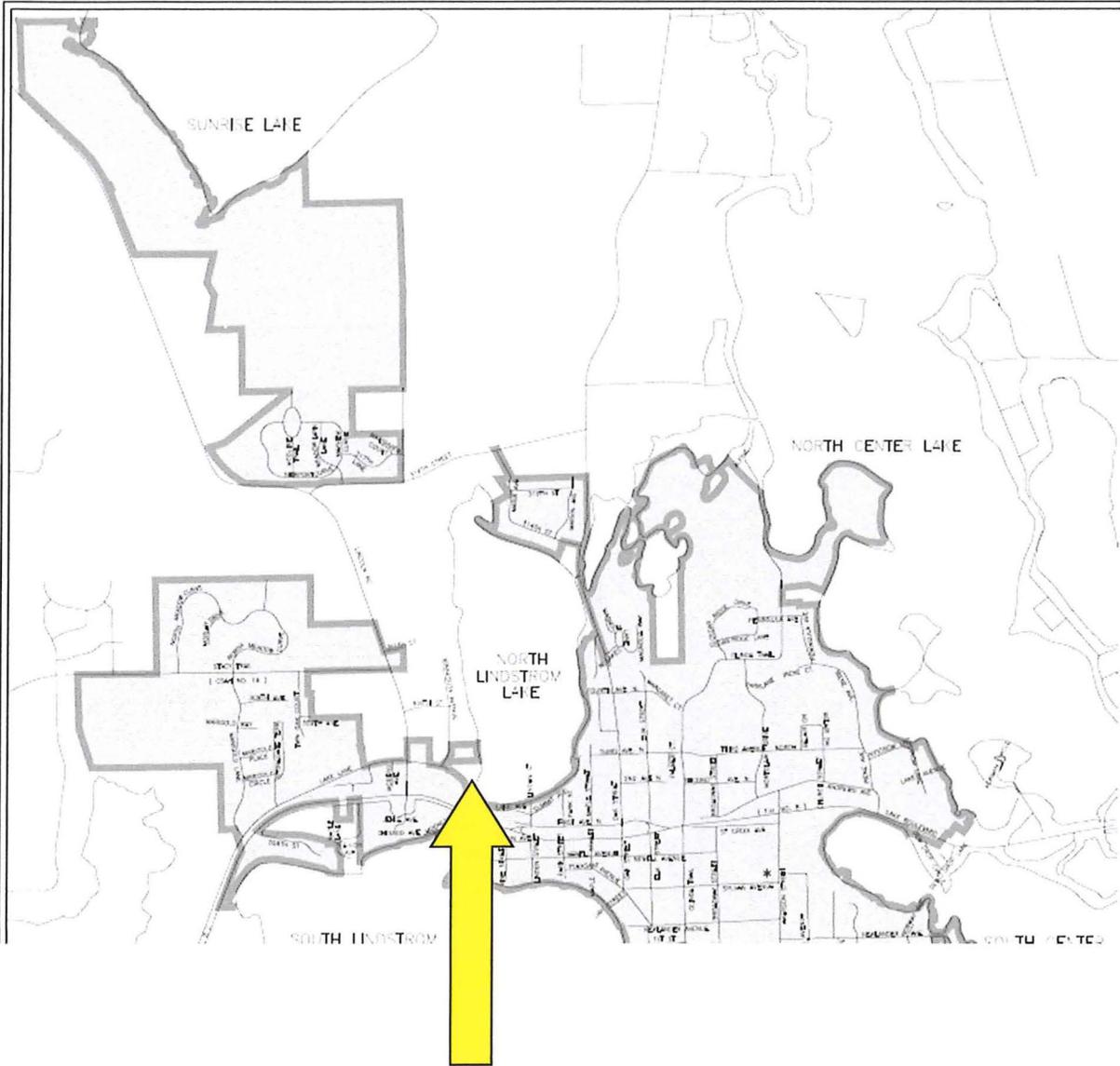


EXHIBIT "C"

Tax Reimbursement pursuant to M.S. §414.036

The City and Township agree that upon approval of the annexation by the Minnesota Municipal Adjustments Board of the Subject Area legally described in Exhibit A, the City shall reimburse the Township for the loss of two (2) years of taxes from the property in the amount of \$365.96 each year. Thereafter, the City will no longer reimburse the Township for any further Property Taxes.