

# RECEIVED

by OAH on December 12, 2017

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 owner of the property described below ("Property") has requested annexation by the City. This property is referred to as:

Owner: Chase & Laura Peloquin  
PID # 02.00047.10  
Property Address: 29067 Machmeier Court  
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 2.01 acres, and is legally described on the attached Exhibit A.

4. The Property is near the existing South border of the City, and is surrounded by the City boundary on three sides. See Map(s) of the Property attached as Exhibit B.

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

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(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 21<sup>st</sup> day of September, 2017.

By: Keith V. Carlson  
Keith V. Carlson, Mayor

Attest: John J. Olinger  
John J. Olinger, City Administrator

**TOWN OF CHISAGO LAKE**

Passed and adopted by the Town Board of the Town of Chisago Lake on this 21<sup>st</sup> day of November, 2017.

By: Sherry Stirling  
Sherry Stirling, Town Board Chair

Attest: Jeanette Peterson  
Jeanette Peterson, Town Board Clerk



## **EXHIBIT "A"**

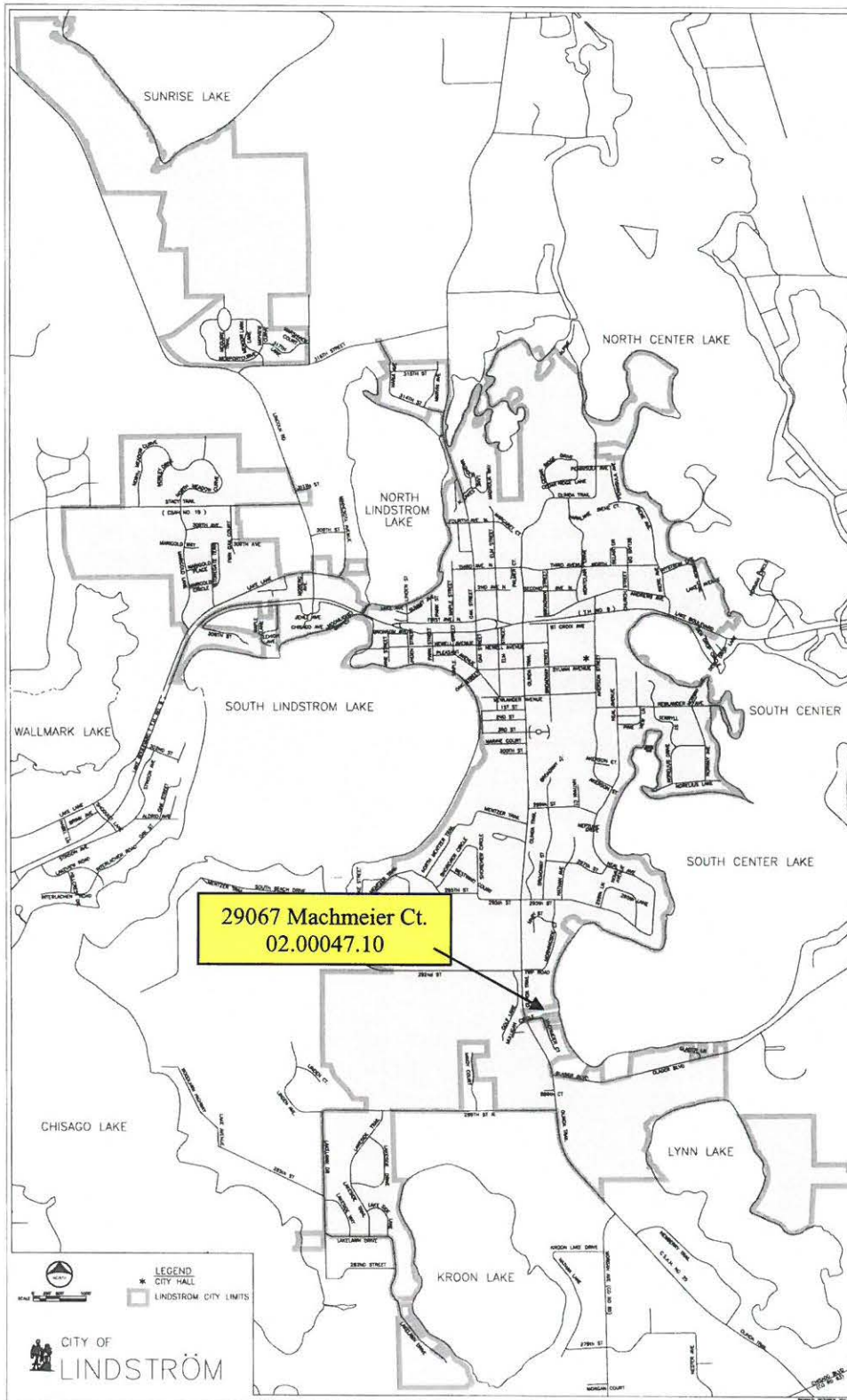
### **Legal Description:**

A 150 foot wide parcel of land in Government Lot One (1), Section Four (4), Township Thirty-three (33) North, Range Twenty (20) West, Chisago County, Minnesota, bounded on the south by the northerly line of the recorded plat of SANDEEN HEIGHTS, bounded on the west by the easterly right-of-way of Olinda Trail (also known as County State Aid Highway No. 25), bounded on the north by a line drawn parallel with and 150 feet northerly of, as measured at right angles to, the northerly line of SANDEEN HEIGHTS and bounded on the east by the shoreline of South Center Lake.

**EXHIBIT "B"**

**Corporate Boundary Map and more detailed map of annexation area**





29067 Machmeier Ct.  
02.00047.10


**CITY OF LINDSTRÖM**  
 LEGEND  
 \* CITY HALL  
 □ LINDSTRÖM CITY LIMITS

**EXHIBIT "C"**

**Tax Reimbursement pursuant to M.S. §414.036**

Pursuant to the requirements of Minn. Stat. 414.036, the City shall provide a reimbursement to the town to compensate the town for the loss of four years of taxable property, as follows:

\$396.65 x 4 years, for a total of \$1,586.60

Payment will be made annually in accordance with the following schedule:

- (i). On December 1, 2019, an amount equal to \$396.65
- (ii). On December 1, 2020, an amount equal to \$396.65
- (iii). On December 1, 2021, an amount equal to \$396.65
- (iv). On December 1, 2022, an amount equal to \$396.65

Thereafter, the City will no longer reimburse the Township for any further Property Taxes.