

**JOINT RESOLUTION PROVIDING FOR THE ORDERLY ANNEXATION OF LAND
WITHIN FRANKLIN TOWNSHIP TO THE CITY OF DELANO
PURSUANT TO MINNESOTA STATUTES § 414.0325**

Franklin Township Resolution No. 2018-02

City of Delano Resolution No. R-18-37

Recitals

WHEREAS, a request from all of the property owners of the area proposed for designation and immediate annexation was received.

WHEREAS, the City of Delano and Franklin Township jointly agree to designate and request the immediate annexation of the following described land located within Franklin Township to the City of Delano, County of Wright, Minnesota;

The West Half of the Northeast Quarter and the East One and One Half rods of the North Fourteen rods of the Northwest Quarter, all of Section Three, in Township One Hundred Eighteen, of Range Twenty-five, Wright County, Minnesota, lying southerly of the most southerly line of Parcel 33 as shown on Minnesota Department of Transportation Right of Way Plat Numbered 86-16 as the same is on file and of record in the office of the County Recorder in and for Wright County, Minnesota.

Except:

The West 740.00 feet of the South 1200.00 of the West Half of the Northeast Quarter of Section Three, in Township One Hundred Eighteen, of Range Twenty-Five, Wright County, Minnesota.

and

WHEREAS, the City of Delano and Franklin Township are in agreement as to the orderly annexation of the unincorporated land described; and

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

WHEREAS, the City of Delano and Franklin Township have agreed to all the terms and conditions for the annexation of the above-described lands; 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, jointly by the City Council of the City of Delano and the Township Board of Franklin Township as follows:

*WMM
SR*

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

The West Half of the Northeast Quarter and the East One and One Half rods of the North Fourteen rods of the Northwest Quarter, all of Section Three, in Township One Hundred Eighteen, of Range Twenty-five, Wright County, Minnesota, lying southerly of the most southerly line of Parcel 33 as shown on Minnesota Department of Transportation Right of Way Plat Numbered 86-16 as the same is on file and of record in the office of the County Recorder in and for Wright County, Minnesota.

Except:

The West 740.00 feet of the South 1200.00 of the West Half of the Northeast Quarter of Section Three, in Township One Hundred Eighteen, of Range Twenty-Five, Wright County, Minnesota.

2. That the orderly annexation area consists of approximately 57 acres, the population in the area is 0, and the land use type is agricultural.

3. That Franklin Township and the City of Delano, by submission of this 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. The annexation area is now or is about to become urban or suburban in nature. The annexation area is unincorporated and in need of orderly annexation. The City of Delano is capable of providing the services required by the annexation area within a reasonable time.

4. City of Delano reimbursement to Franklin Township to annex taxable property shall be:

a. Reimbursement to Franklin Township for lost taxes on annexed property.

In the first year following the year in which the City of Delano could first levy on the annexed area, an amount equal to \$2222.76; and

In the second and final year, an amount equal to \$2222.76.

b. Assessments and Debt.

That pursuant to Minnesota Statutes § 414.036 with respect to any special assessment assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, for the area legally described (herein or attached exhibit) there are special assessments and the City of Delano will reimburse Franklin Township as follows:

WMM
SK


In the first year following the year in which the City of Delano could first levy on the annexed area, an amount equal to \$200.00; and in the second and final year, an amount equal to \$200.00.

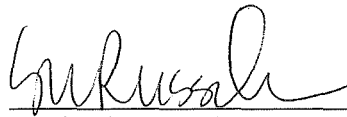
6. The City of Delano and Franklin Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of this resolution.

Adopted by affirmative vote of all the members of the Franklin Township Board of Supervisors this 5th day of November, 2018.

FRANKLIN TOWNSHIP

ATTEST:

By: 
William McMullen
Board Chair

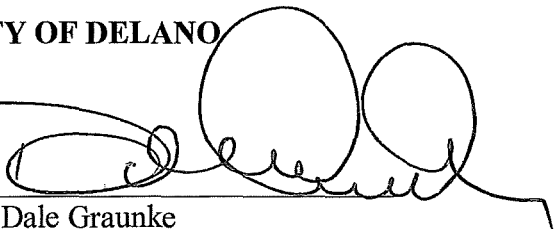
By: 
Stephanie Russek
Township Clerk




Adopted by affirmative vote of the City Council of Delano, Minnesota this 7th day of November, 2018.

CITY OF DELANO

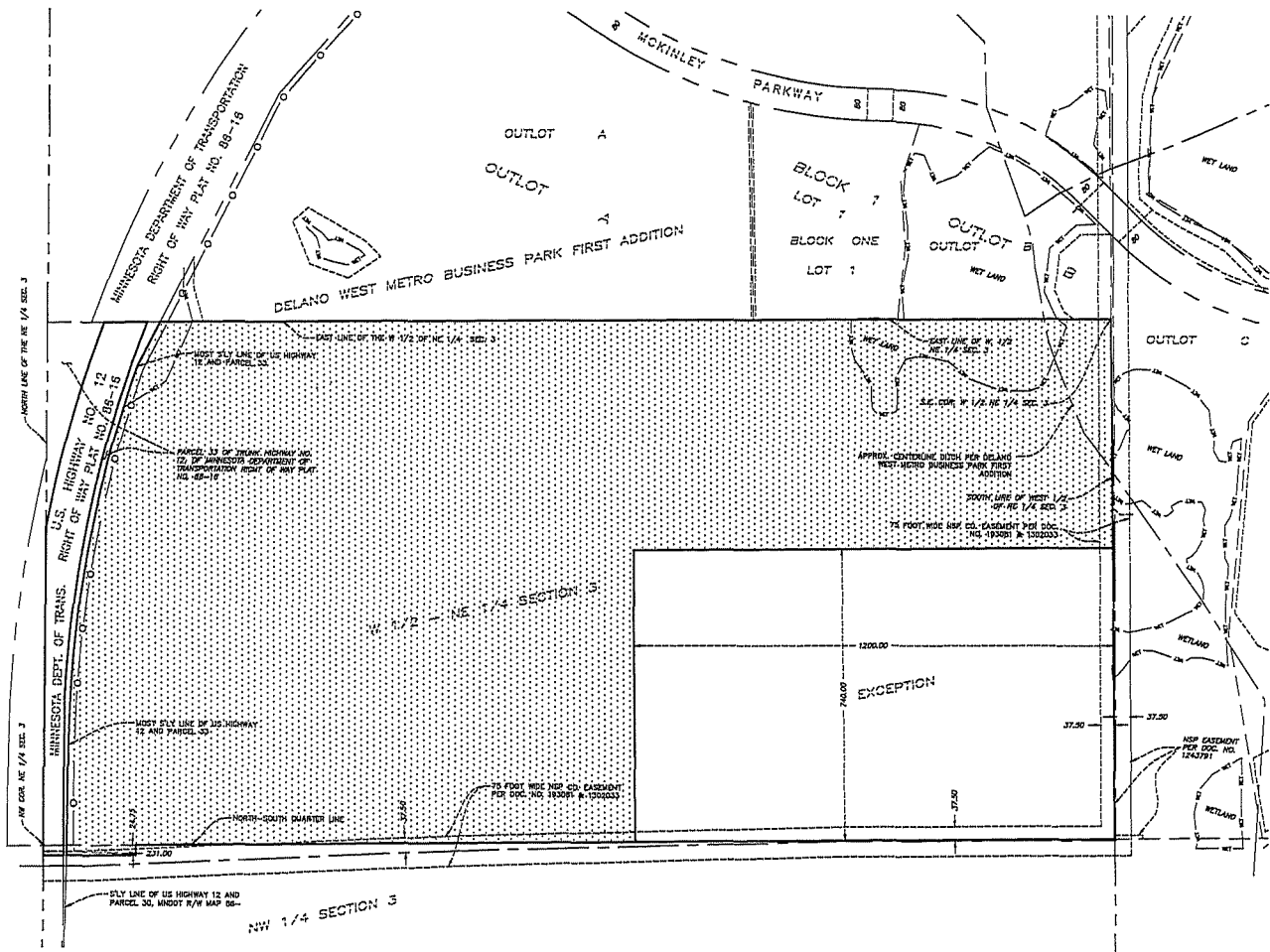
ATTEST:

By: 
Dale Graunke
Mayor

By: 
Phil Kern
City Administrator

Approved this 7th day of November, 2018





PARENT PARCEL LEGAL DESCRIPTION (ADVENTURES WEST, LLC PARCEL):
 The West Half of the Northeast Quarter and the East One and One Half rods of the North Fourteen rods of the Northwest Quarter, all of Section Three, in Township One Hundred Eighteen, of Range Twenty-five, Wright County, Minnesota. Except:
 That part of the Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter, both in Section 3, Township 118 North, Range 25 West, Wright County, Minnesota, shown as Parcel 33 on Minnesota Department of Transportation Right of Way Plat Numbered 88-15 as the same is on file and of record in the office of the County Recorder in and for Wright County, Minnesota.

Abstract Property.

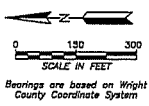
ANNEXATION PARCEL LEGAL DESCRIPTION:
 The West Half of the Northeast Quarter and the East One and One Half rods of the North Fourteen rods of the Northwest Quarter, all of Section Three, in Township One Hundred Eighteen, of Range Twenty-five, Wright County, Minnesota, lying southerly of the most southerly line of Parcel 33 as shown on Minnesota Department of Transportation Right of Way Plat Numbered 88-15 as the same is on file and of record in the office of the County Recorder in and for Wright County, Minnesota.

Except:
 The West 740.00 feet of the South 1200.00 of the West Half of the Northeast Quarter of Section Three, in Township One Hundred Eighteen, of Range Twenty-five, Wright County, Minnesota.

- GENERAL NOTES:**
- Survey is based on a title commitment dated October 3rd, 2018, prepared by Custom Home Builders as agent for Old Republic Title, LLC, file no. HB-28302.
 - Area of property to be annexed is 2,491,113 s.f. or 57.186± acres.

BEARING ORIENTATION NOTE:
 The West line of Outlot A, DELANO WEST METRO BUSINESS PARK FIRST ADDITION, is assumed to bear N00°35'08"W.

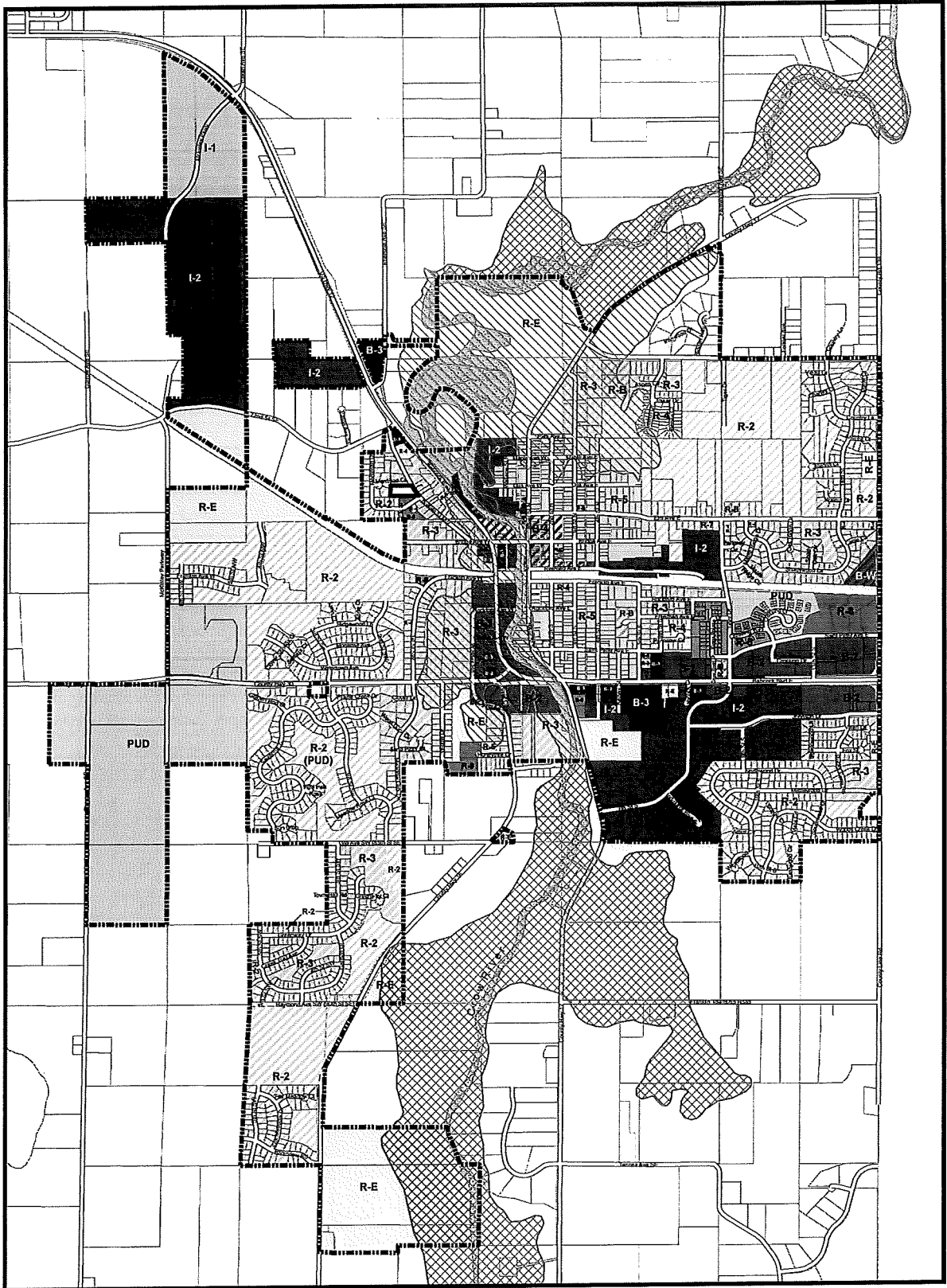
- LEGEND:**
- denotes Limited Access
 - WET- denotes Delineated Wet Land
 - - - denotes County Ditch No. 34 per Wright County Maps
 - ▨ denotes area to be annexed






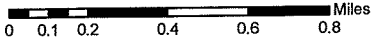
WENCK ASSOCIATES
 Responsive partner. Exceptional outcomes.
 1800 PINKER CENTER
 MAPLE PLAIN, MN 55359
 P: 952.835.1100
 F: 952.835.1101

CLIENT NAME		PROJECT TITLE	
CITY OF DELANO		ANNEX EXHIBIT	
DRN BY GUN'D GJB	APP'D SDL	DWG DATE TO XXX	SCALE 1" = 150'
PROJECT NO. 0564-0206	SHEET NO.	1 OF 1	

CITY OF DELANO



<ul style="list-style-type: none"> City Limits Grow River Flood Fringe District 1 Flood Fringe District 2 Planned Unit Development B-1 Neighborhood Business B-2 General Business 	<ul style="list-style-type: none"> B-3 Highway Business B-4 Central Business B-W Business/Warehousing I-1 Limited Industrial I-2 General Industrial R-A Rural/Agricultural R-E Single Family Estate Residential R-1 Single Family Residential 	<ul style="list-style-type: none"> R-2 Single Family Residential R-3 Single Family Residential R-4 Single and Two-Family Residential R-5 Single and Two-Family Residential R-6 Medium Density Residential R-7 Medium to High Density Residential R-8 High Density Residential R-B Residential/Business 	  <p><i>This map is for planning purposes only.</i></p>	 <p> Adopted: Sept. 19, 2008 Updated: Sept. 18, 2007 Updated: Nov. 29, 2007 Updated: Feb. 19, 2008 Updated: Nov. 15, 2011 Updated: April 12, 2013 Updated: May 24, 2013 Updated: Oct. 25, 2013 Updated: Nov. 26, 2013 </p>
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Source: Wright Co., MnDNR, & Northwest Associated Consultants.

