

**JOINT RESOLUTION FOR DESIGNATION OF CERTAIN LAND AND THE
IMMEDIATE ANNEXATION OF ENTIRE DESIGNATED AREA.**

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF CLITHERALL AND NIDAROS TOWNSHIP
PURSUANT TO MINNESOTA STATUTES § 414.0325**

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

WHEREAS the **CITY OF CLITHERALL** and **NIDAROS TOWNSHIP** jointly agree to designate and request the immediate annexation of the following described land located within Nidaros Township to the City of Clitherall, County of Otter Tail, State of Minnesota:

That part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 5, Township 132, Range 39, lying Southerly of the Southerly right-of-way line of State Trunk Highway No. 210-36 as existing and constructed and lying Northerly of the following described line: Commencing at the Southwest corner of said Section 5; thence on an assumed bearing of North on the Westerly line thereof for a distance of 522.61 feet to the point of beginning of line to be described; thence North 87°03'28" East 842.38 feet to the intersection with the Southerly right-of-way line of said State Trunk Highway No. 210-36 and there terminating, subject to the rights of the public in County State Aid Route No. 5 over the Westerly 50 feet thereof.

WHEREAS the **CITY OF CLITHERALL** and **NIDAROS TOWNSHIP** are in agreement as to the orderly annexation of the unincorporated land described; *and*

WHEREAS *Minnesota Statutes § 414.0325* provides procedure whereby the **CITY OF CLITHERALL** and **NIDAROS TOWNSHIP** may agree on a process of orderly annexation of a designated area; *and*

WHEREAS the **CITY OF CLITHERALL** and **NIDAROS 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 CLITHERALL** and the *Township Board* of **NIDAROS TOWNSHIP** as follows:

1. Property. 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:

That part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ SW $\frac{1}{4}$) of Section 5, Township 132, Range 39, lying Southerly of the Southerly right-of-way line of State Trunk Highway No. 210-36 as existing and constructed and lying Northerly of the following described line:

Commencing at the Southwest corner of said Section 5; thence on an assumed bearing of North on the Westerly line thereof for a distance of 522.61 feet to the point of beginning of line to be described; thence North 87°03'28" East 842.38 feet to the intersection with the Southerly right-of-way line of said State Trunk Highway No. 210-36 and there terminating, subject to the rights of the public in County State Aid Route No. 5 over the Westerly 50 feet thereof.

2. Acreage/Population/Usage. That the orderly annexation area consists of approximately 3.25 acres, the population in the area is zero, and the land use type is Commercial.

3. Jurisdiction. That CITY OF CLITHERALL and NIDAROS TOWNSHIP, 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. Municipal Reimbursement. *Minnesota Statutes § 414.036.*

a. Reimbursement to Towns for lost taxes on annexed property.

In the first year following the year in which the CITY OF CLITHERALL could first levy on the annexed area, the CITY OF CLITHERALL shall pay an amount equal to \$600.00 to NIDAROS TOWNSHIP and shall make annual payments of the same amount for 30 years.

b. Assessments and Debt.

NIDAROS TOWNSHIP represents that there are no special assessments or outstanding debt attributable to the orderly annexation area that need to be reimbursed.

5. Review and Comment. The CITY OF CLITHERALL and NIDAROS 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 the resolution.

6. Filing and Costs. The CITY OF CLITHERALL is responsible for filing this resolution with the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, paying all filing costs, and for providing any additional information or corrections as may be needed to accomplish the requested annexation.

[SIGNATURE PAGES TO FOLLOW]

NIDAROS TOWNSHIP

By: Richard Trosdahl

Richard Trosdahl, Chairperson

By: Robert Meisenheimer

Robert Meisenheimer, Supervisor

By: Heath West

Heath West, Supervisor

ATTEST:

By: Debra Biederman, Clerk

Debra Biederman, Township Clerk

Approved this 6th day of November 2023.

Adopted by affirmative vote of all the members of the Nidaros Township Board of Supervisors

THIS 6th DAY OF November 2023.

CITY OF CLITHERALL

By: 
COLE MATHUES, Mayor

ATTEST:

By: 
DARCY ROECKERITZ, City Administrator

Approved THIS 21st DAY OF November 2023.

Adopted by affirmative vote of all the members of the City Council of Clitherall THIS 21st
DAY OF November 2023.

