

JOINT RESOLUTION BETWEEN THE TOWN OF CHATHAM
AND THE CITY OF BUFFALO, DESIGNATING
AN AREA FOR ORDERLY ANNEXATION

The Town of Chatham and the City of Buffalo hereby jointly agree to the following:

1. **Orderly Annexation Area**

An area in the Town of Chatham is in need of orderly annexation to the City of Buffalo pursuant to Minnesota Statutes Chapter 414.0325. The parties hereto designate this area consisting of approximately 1/4 acres (the "Property") for orderly annexation as described on Exhibit A attached hereto.

2. **Municipal Board**

The Town of Chatham and the City of Buffalo do, upon adoption of this resolution, and upon acceptance by the Minnesota Municipal Board, confer jurisdiction upon the Minnesota Municipal Board over the Property so as to accomplish said annexation in accordance with the terms of this Resolution. No consideration or hearing by the Minnesota Municipal Board is necessary. The board may review and comment, but shall, within thirty (30) days, order the immediate annexation of the Property to the City of Buffalo in accordance with the terms of this joint resolution. No alteration of the described boundary of the Property is appropriate. Annexation of the Property shall occur as of the effective date of this agreement as defined herein.

STATE OF MINNESOTA, COUNTY OF WRIGHT
Certified to be a true and correct copy of the
original on file and of record dated June 7, 1993
in my office.

DATED July 15, 1993

Merton T. Auger, City Administrator

by Laureen Berlin, Assistant
Admin.

3. Character of Property

The Property abuts the City of Buffalo and is presently urban or suburban in nature or is about to become so. Further, the City of Buffalo is now or within a reasonable time will be capable of providing municipal water and sanitary sewer to the Property.

4. Development of Annexation Area

It is agreed and understood by the parties that the intended use of the property is to plat and subdivide the Property for construction of a golf course and residential development after the effective date of this agreement. Upon annexation, the City of Buffalo intends to establish a Planned Unit Development on the property pursuant to zoning regulations of the City of Buffalo. It shall be the responsibility of the owner of the property to obtain all necessary building permits, conditional use permits, variances, and other licenses or approvals prior to the development of the property.

The City of Buffalo shall have the right and authority to install municipal water and sanitary sewer service, roads and other public improvements within the Property area in accordance with City development policies, Minnesota Statutes §429.01 et seq, as amended, or any other appropriate statute or ordinance.

The City of Buffalo shall assume all liability for installation and construction of said municipal utility services and shall hold the Town of Chatham harmless from all claims and damages arising out of said installation and construction of said

municipal services.

5. Police

The Property is presently patrolled by the Wright County Sheriff's Department. Upon the effective date of this Agreement and thereafter, the Buffalo Police Department is authorized and shall be responsible for police protection for the Property, shall investigate any and all crimes and shall prosecute said crimes pursuant to the local cooperative agreement between the Wright County Sheriff's Department and the police department for the City of Buffalo, at no cost to the Town of Chatham.

6. Fire Control

The Property is subject to fire protection pursuant to a joint powers agreement for fire services between the parties. After the effective date of this agreement, said Property shall be dropped from the joint powers agreement at its next effective annual payment date, which fire service agreement is based on assessed valuation and fire calls.

7. Property Taxes

Upon annexation of the Property, all ad valorem taxes collected by the Wright county on the Property for calendar year 1993 shall be paid to the town of Chatham. All taxes collected in 1994 and thereafter shall be paid to by the City of Buffalo.

Taxes paid in 1993 shall be at the mill rate of the Town of Chatham and taxes paid in 1994 and thereafter shall be at the mill rate of the City of Buffalo.

JUL 20 1993
MMA

8. **Effective Date**

The effective date of this agreement shall be upon issuance of an Order by the Minnesota Municipal Board approving this Agreement, and its terms and conditions.

CITY OF BUFFALO

Passed and adopted by the City Council of the City of Buffalo this 7th day of June, 1993.

By: *Fred Neatgebauer*
Its: Mayor

ATTEST: *Merton T. Auger*
City Clerk

TOWN OF CHATHAM

Passed and adopted by the Town Board of the Town of Chatham this 8 day of June, 1993.

By: *Roger Marquette*
Its: Chairman

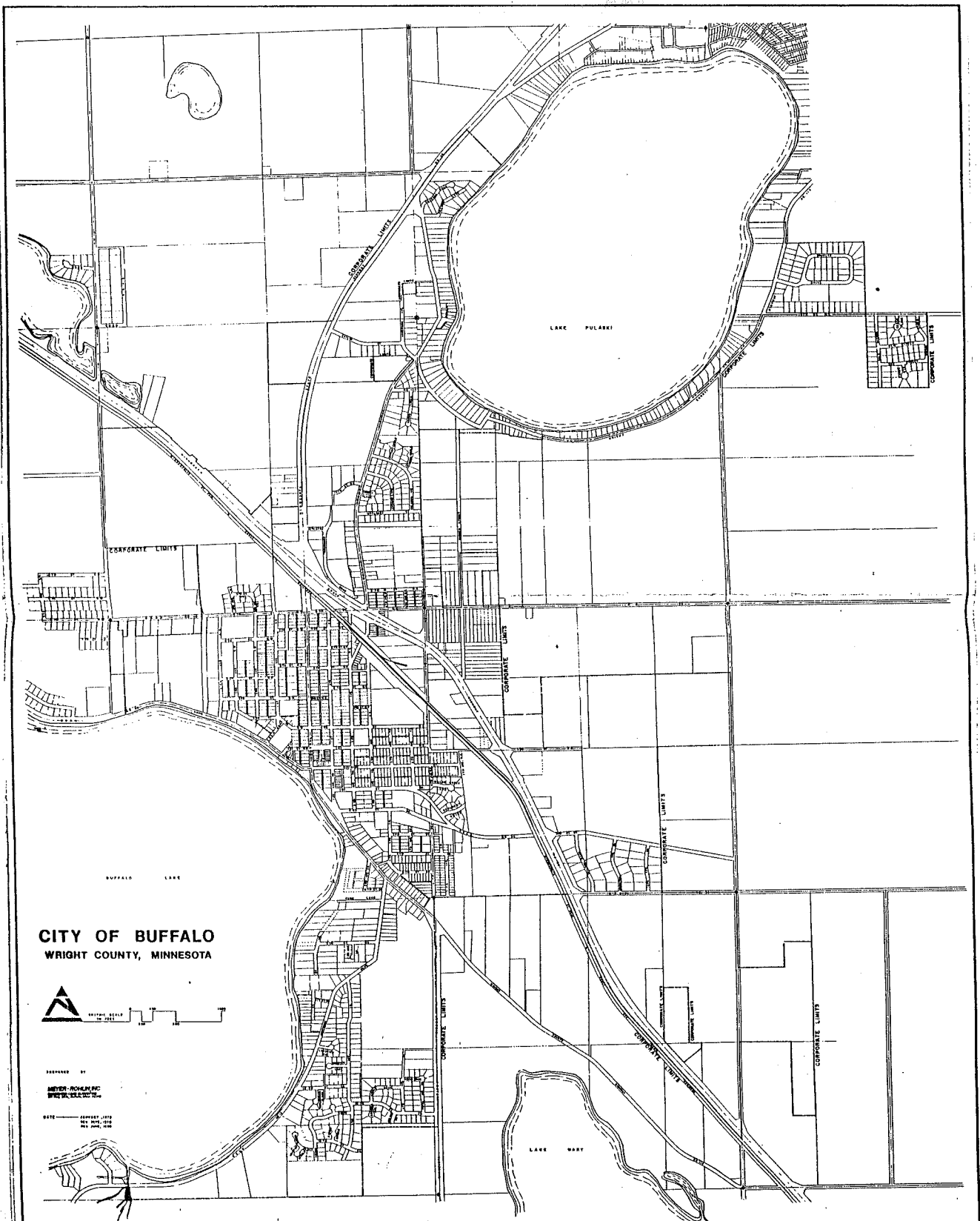
ATTEST: *Francis Munsterstein*
Town Board Clerk

REC'D JUL 20 1993

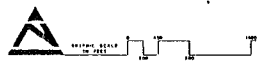
EXHIBIT A

That part of Government Lot 4 of Section 36, Township 120, Range 26, lying and being east of the creek between Mink Lake and Buffalo Lake. Except therefrom that part of said Government Lot 4 lying north of the centerline of Wright County State Aid Highway Number 12, according to the Notice of Lis Pendens filed in Book 94 of Mortgages, page 155, Document Number 203708. Subject to the right of way of said Wright County State Aid Highway Number 12. All in Wright County, Minnesota.

REC'D BY JUL 20 1993
A.M.



CITY OF BUFFALO
WRIGHT COUNTY, MINNESOTA



PREPARED BY
MEYER-ROHMERT
ENGINEERS
DATE: _____ ADJUSTED DATE: _____

*Chatham
legal
desc.*