

CITY OF NORTHFIELD, MINNESOTA
CITY COUNCIL RESOLUTION #2001-284

TO THE OFFICE OF MINNESOTA PLANNING A JOINT RESOLUTION OF THE CITY OF NORTHFIELD AND THE TOWNSHIP OF BRIDGEWATER ANNEXING AN UNINCORPORATED AREA TO THE CITY OF NORTHFIELD FROM BRIDGEWATER TOWNSHIP PURSUANT TO JOINT RESOLUTION #99-255 (OA-631) AND CONFERRING JURISDICTION OVER SAID AREA ON THE OFFICE OF MINNESOTA PLANNING PURSUANT TO MINN. STAT. 414.0325

WHEREAS, the City of Northfield and the Township of Bridgewater desire to accommodate growth in the most orderly fashion; and

WHEREAS, the City of Northfield and the Township of Bridgewater adopted Resolution #99-255 (OA-631), which is a Joint Resolution for Orderly Annexation between the City of Northfield and Bridgewater establishing a master annexation agreement between the City and the Township; and

WHEREAS, the Northfield School District, hereinafter referred to as Developer, has made application to the City of Northfield for annexation of 23.398 acres of land to the City of Northfield; and

WHEREAS, the information submitted by the Developer is consistent with the City of Northfield's annexation policy as defined in City Code Section 1340:00 provided that the minimum requirement of a 40 acre annexation is waived; and

WHEREAS, the land proposed for annexation is adjacent and abutting to the corporate limits of the City of Northfield; and

WHEREAS, the land proposed for annexation is governed by Resolution #99-255 (OA-631), the Joint Resolution for Orderly Annexation between the City of Northfield and Bridgewater Township establishing the master annexation agreement between City and the Township; and

WHEREAS, the proposed annexation is consistent with Resolution #99-255 (OA-631), the Joint Resolution for Orderly Annexation between the City of Northfield and Bridgewater; Township: and

WHEREAS, pursuant to Resolution #2000-375 the City of Northfield reserved 23.398 acres of land for the Northfield School District for annexation in 2001; and

WHEREAS, that the City Council of the City of Northfield adopted resolution #2001-283 on October 1, 2001 approving the Conceptual Development Plan for the proposed

development and directing City staff to prepare a joint resolution for orderly annexation consistent with Resolution #99-255 (OA-631) between the City of Northfield and Bridgewater Township regarding the proposed annexation; and

WHEREAS, the Parties hereto desire to enter into a binding contract which encompasses the terms of this Joint Resolution;

NOW, THEREFORE BE IT RESOLVED THAT:

The City of Northfield (sometimes hereinafter referred to as "the City") and the Township of Bridgewater (sometimes hereinafter referred to as "the Township") hereby designated for orderly annexation by the City of Northfield the property described herein and said property shall be annexed subject to the following terms and conditions:

- I. The City of Northfield and the Township of Bridgewater hereby agree that the following described property, which is included within the orderly annexation area described above, be immediately annexed to the City of Northfield:

All that part of the Northeast Quarter of the Southeast Quarter of Section 12, Township 111, Range 20, Rice County, Minnesota, described as follows: Beginning at the Northeast corner of said Northeast Quarter of the Southeast Quarter; thence Southerly, along the said east line of said Northeast Quarter of the Southeast Quarter, a distance of 364.00 feet; thence Westerly, at right angles to said east line, a distance of 765.00 feet; thence Southerly, parallel to said East line, a distance of 542.59 feet; thence Westerly, at right angles to said east line, a distance of 551.02 feet to the west line of said Northeast Quarter of the Southeast Quarter; thence Northerly, along said west line, a distance of 927.05 feet to the Northwest Corner of said Northeast Quarter of the Southeast Quarter; thence Easterly, along the North line of said Northeast Quarter of the Southeast Quarter, a distance of 1314.27 feet to the point of beginning.

TOGETHER WITH:

All that part of the Southeast Quarter of Section 12, Township 111, Range 20, described as follows: Commencing at the Northeast Corner of said Southeast Quarter; thence Southerly, along the East line of said Southeast Quarter, a distance of 364.00 feet; thence westerly, at right angles to said East line, a distance of 461.23 feet to the point of beginning of the land to be described; thence Westerly, at right angles to said East line, a distance of 303.77 feet; thence southerly, parallel to said East line, a distance of 542.59 feet; thence Easterly, at right angles to said East line, a distance of 490.00 feet; thence Northerly, parallel to said East line, a distance of 342.59 feet, thence westerly, at right angles to said East line, a distance of 186.23 feet; thence Northerly, parallel to said East line, a distance of 200.00 feet to the point of beginning.

(Total acreage is approximately 23.398 acres)

II. Pursuant to Resolution #99-255 (OA-631), the City of Northfield may annex up to 150 acres of land in each of the following five (5) year time periods, with no more than sixty (60) acres of land to be annexed in any one calendar year:

1. 1999 through December 31, 2004
2. January 1, 2005 through December 31, 2009
3. January 1, 2010 through December 31, 2014
4. January 1, 2015 through December 31, 2019

Any unused acreage from any five (5) year period shall not accumulate and shall not be carried forward to another five (5) year period.

The following is an accounting of the annexations accomplished pursuant to Resolution #99-255 (OA-631):

1.	1999 – Resolution #99-255 (OA-631-1)	40.39 acres
2.	2000 – Resolution #2000-406	60.00 acres
3.	2001 – Resolution #2000-406	3.00 acres
4.	Proposed in this Resolution #2001-284	<u>23.398 acres</u>
	TOTAL	126.788 acres

Subsequent to the annexations proposed in this Resolution, the City of Northfield will have annexed 126.788 acres within the 150 acres allowed pursuant to Paragraph III of Resolution #99-255 for the time period of 1999 through December 31, 2004. Therefore, the City of Northfield will have 23.212 acres remaining that may be annexed pursuant to Resolution #99-255 (OA-631) prior to December 31, 2004.

- III. The Property being annexed to the City of Northfield is being requested by 100% of the landowners owning 100% of the property.
- IV. The City of Northfield and the Township of Bridgewater agree the Property being annexed to the City is being annexed consistent with the terms of the Resolution #99-255 (OA-631) the Joint Resolution for Orderly Annexation between the City of Northfield and the Township of Bridgewater.
- V. The City of Northfield and the Township of Bridgewater agree that the Property proposed for annexation is within the orderly annexation area defined in Paragraph I of Resolution #99-255.
- VI. The property being annexed to the City of Northfield is not part of the subdivisions known as Bittersweet and Timberlane, located in Section 12, Township 111 North, Range 20 West,

Rice County, Minnesota.

- VII. The parties hereby confer jurisdiction on the Office of Minnesota Planning over annexation of the Property and over the various provisions of this Agreement. The Property is adjacent to the City of Northfield.
- VIII. All annexation within the Property will be consistent with the City's policies concerning the extension of municipal utilities.
- IX. The City of Northfield will construct and provide water, sanitary sewer, storm sewer and street improvements to the Property as requested by the owner, pursuant to state and local law, in the discretion of the City and based on the policies of the City then in effect.
- X. For each annexation that occurs under this Agreement, the electric utility service notice as required by Minnesota Statutes Section 414.0325, Subd. 1a, will be satisfied.
- XI. The parties agree to the division of tax revenues from the Property and payment of special assessments for local improvements to the Property shall be consistent with Paragraph XII of Resolution #99-255 (OA-631).
- XII. The Property described in Section I. shall be zoned R-1 One Family Residential immediately upon annexation.
- XIII. The City of Northfield and the Township of Bridgewater agree that no alteration of the stated boundaries of the Property is appropriate. Furthermore, the parties agree that no consideration by the Office of Minnesota Planning is necessary. Upon receipt of this resolution, passed and adopted by each party, the Office of Minnesota Planning may review and comment, but shall, within thirty (30) days, make an order, including the immediate annexation stated in Section I, in accordance with the terms of this joint resolution.
- This Resolution is being submitted to the Office of Minnesota Planning from the City and the Township pursuant to Paragraph XV of Resolution #99-255 (OA-631). There is no disagreement between the City and the Township as to the Property proposed for annexation under the terms of this Resolution.
- XIV. Tax payments due to the Township will be made pursuant to Paragraph XVIII of Resolution #99-255 (OA-631).
- XV. This Resolution shall be a binding contract upon the Parties herein, and may be enforced in either Law or Equity, notwithstanding future amendments in Minnesota Statutes, except as specifically provided otherwise in this Agreement.

Approved by the Township of Bridgewater this 9 day of Oct., 2001.

TOWNSHIP OF BRIDGEWATER

By: Bruce Albion
Town Board Chair

By: Geraldine Reusers
Town Board Clerk

Approved by the City of Northfield this 1st day of October, 2001.

CITY OF NORTHFIELD

By: Keith Covey
Mayor

By: W. J. Bond
Council Member

By: Kris J. Vohs
Council Member

ATTEST:

[Signature]
Finance Director / City Clerk

VOTE: Y BOND Y COVEY Y GRAHAM
Y LINSTROTH Y MALECHA Y VOHS

REC'D BY
M.M.B.
OCT 15 2001

CERTIFICATE OF SURVEY
INDEPENDENT SCHOOL DISTRICT #659

Surveying & Engineering
Benton
1000 N. 10th St., Suite 100
Lawton, Oklahoma 73505
Phone: 581-242-1111
Fax: 581-242-1112

THIS SURVEY IS A LOCATION OF UTILITY IMPROVEMENTS
AND IS NOT TO BE CONSIDERED AS A SURVEY OF
PROPERTY RIGHTS.
THE SERVICE IS A LOCATION OF UTILITY IMPROVEMENTS
AND IS NOT TO BE CONSIDERED AS A SURVEY OF
PROPERTY RIGHTS.
I HEREBY CERTIFY THAT THIS SURVEY WAS PREPARED
IN ACCORDANCE WITH THE STATUTES AND RULES OF THE
LAND SURVEYING BOARD OF THE STATE OF OKLAHOMA.
DATE: 10/15/01
SURVEYOR: J. W. BROWN, JR.
LICENSE NO. 117447

