

CITY OF NORTHFIELD, MINNESOTA
CITY COUNCIL RESOLUTION #2001-285

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 Township establishing a master annexation agreement between the City and the Township; and

WHEREAS, the City is extending sanitary sewer and water north within the right-of-way of County State Aid Highway #43 toward North Avenue in order to serve the new hospital and St. Olaf housing; and

WHEREAS, there are existing single family residents that own property on the west side of County State Aid Highway #43, which are not located within the City limits of Northfield; and

WHEREAS, two of these residents have requested annexation to the City of Northfield; and

WHEREAS, the total acreage from the three residents property to be annexed is 0.66 acres; 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, since the properties to be annexed are existing single family residences, staff recommends that the annexation requirements of the City of Northfield's annexation policy as defined in City Code Section 1340:00 be waived; 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:

Beginning at a point 408 feet South of the Northeast corner of Section 35, Township 112, Range 20 West, Rice County, Minnesota; thence West 160 feet, thence North 90 feet, thence East 160 feet; thence South 90 feet to the point of beginning; subject to County State Aid Highway #43 over an across the East side thereof. (0.33) (Bresnahan)

TOGETHER WITH:

All that part of the North half of the Northeast Quarter of the Northeast Quarter of Section 35, Township 112 North, Range 20 West of the Fifth Principal Meridian, described as follows, to-wit: Beginning at a point on the East line of said tract of land 318 feet South of the Northeast corner thereof; thence West 160 feet; thence North 90 feet; thence East 160 feet; thence South 90 feet to the point of beginning; subject to County State Aid Highway #43 over and across the East side thereof. (0.33) (Nieves)

(Total acreage is approximately 0.66 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 though 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.	2001 – Resolution #2001-284	23.398 acres
5.	Proposed in this Resolution #201-285	<u>0.66 acres</u>
	TOTAL	127.448 acres

Subsequent to the annexations proposed in this Resolution, the City of Northfield will have annexed 127.448 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 22.552 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. The annexation requirements of the City of Northfield's annexation policy as defined in City Code Section 1340:00 are hereby waived for this annexation.
- XVI. 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 8 day of Oct., 2001.

TOWNSHIP OF BRIDGEWATER

By:

Brian Allen
Town Board Chair

REC'D BY
M M B

OCT 15 2001

By: Geraldine Revere
Town Board Clerk

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

CITY OF NORTHFIELD

By: Keith Covey
Mayor

By: Galen Malecha
Council Member

By: Dana S. Graham
Council Member

ATTEST:

[Signature]
Finance Director / City Clerk

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

COUNTY

North Avenue

COUNTY
TOWNSHIP

002
50 Ac.

132
003
2 Ac.
132
004
1 Ac.
132
005
132
006
132
007

Area proposed
for Annexation

12
2.7 Ac.

116 (a)
116 (b)
116 (c)
116 (d)

009
010
011

03-36-00

013.5
20 Ac.

City Limits

002.5
10 Ac.

COUNTY-STATE AID HIGHWAY 43

STATE AID HIGHWAY 7

170
260 (c)
014
260
85
200 (a)
015

03-36-09

013
185.9 Ac. (c)

1
St. Olaf College

013.501
1.5 Ac. (c)

022.5
22.2 Ac. (c)

ANNEXATION LIMIT

03-36-13