

**JOINT RESOLUTION FOR ORDERLY ANNEXATION BETWEEN
THE TOWN OF WAKEFIELD AND THE CITY OF COLD SPRING
(GRANITE LEDGE PROPERTY)**

RECITALS

- A. The Town of Wakefield ("Town") and the City of Cold Spring ("City"), both of Stearns County, Minnesota, agree on the orderly annexation of certain real property described in this resolution for orderly and planned services to the community.
- B. The property proposed to be annexed is not already part of another city, and it adjoins and is contiguous to the City (see attached map).
- C. All owners of the property proposed to be annexed have petitioned the City for annexation.
- D. An orderly annexation of the proposed property is in the best interest of the area proposed for annexation.

RESOLUTION

In consideration of this resolution's mutual terms and conditions, the Town and City jointly resolve and enter into this Joint Resolution for Orderly Annexation ("Joint Resolution") as follows:

1. **Designation of Orderly Annexation Area.** The Town and City designate the area set forth on the map attached as Exhibit 1 and the legal description of the properties attached as Exhibit 2 ("designated property") as subject to orderly annexation pursuant to Minnesota Statutes SS 414.0325.
2. **Minnesota Office of Strategic and Long Range Planning Jurisdiction.** Upon approval by the Town Board and City Council, this Joint Resolution shall confer jurisdiction upon the Minnesota Office of Strategic and Long Range Planning to approve annexation of the designated property pursuant to Minnesota Statutes SS 414.0325.
3. **No Alteration of Boundaries.** The Town and City agree and state that no

alterations by the Office of Strategic and Long Range Planning of the designated property's stated boundaries is appropriate.

4. **Office of Strategic and Long Range Planning Review and Comment.** The Town and City agree and state that this Joint Resolution sets forth all the conditions for annexation of the designated property, and no consideration by the Office of Strategic and Long Range Planning is necessary. The Office of Strategic and Long Range Planning may review and comment, but shall order the annexation of the designated property according to this Joint Resolution's terms within 30 days of the Office of Strategic and Long Range Planning's receipt of this Joint Resolution.

5. **Planning and Land Use Control Authority.** Upon the annexation's effective date, the City's zoning regulations and land use controls shall govern the designated property.

6. **Acreage and Population.** The designated property consists of 18 acres and has a current population of 0.

7. **Authorization.** The Town and City have authorized the appropriate officers to carry this Joint Resolution's terms into effect.

8. **Modification.** The Town and City may modify, amend or terminate this Joint Resolution only by a mutually signed, written agreement.

9. **Severability.** A determination by any court of competent jurisdiction that any provision of this Joint Resolution is invalid, illegal or unenforceable shall not affect the validity of this Joint Resolution's other provisions. If any of this Joint Resolution's provisions is inapplicable to any person or circumstance, it shall still remain applicable to all other persons or circumstances.

10. **Effective Date.** This Joint Resolution shall be effective from the date of the Office of Strategic and Long Range Planning's order calling for the designated property's annexation to the City.

11. **Governing Law.** Minnesota law will govern this Agreement.

The Town of Wakefield Board of Supervisors adopts this Joint Resolution on

Sept 7th, 2000.

TOWN OF WAKEFIELD

By John Willenbury
Board of Supervisors Chairperson

ATTEST:

Leander L. Hanson
Town Clerk

The Cold Spring City Council adopts this Joint Resolution on September 11, 2000.

CITY OF COLD SPRING

By Eric H. Hoyt
Mayor

ATTEST:

Kristine Dockendorf
City Clerk

EXHIBIT 2

LEGAL DESCRIPTION

REC'D. BY SEP 18 2000
MMS

Land Description for Annexation Purposes

That part of the East Half of the Northeast Quarter of the Southeast Quarter of Section 21, Township 123 North, Range 30 West of the 5th Principal Meridian, Stearns County, Minnesota, lying northerly of the northerly line of the Burlington Northern Railroad. LESS AND EXCEPT the West 534 feet of the East 600 feet thereof.

AND

That part of the Southeast Quarter of the Northeast Quarter of Section 21, Township 123 North, Range 30 West, lying south of the following described line: Beginning at a point on the East line of said section 21, said point being 458.00 feet North of the East Quarter corner of said Section 21; thence West, at right angles to said East line, to the west line of said Southeast Quarter of the Northeast Quarter of said Section 21, and there terminating LESS AND EXCEPT that part of the West 534.00 feet of the East 600.00 feet of the Southeast Quarter of the Northeast Quarter of said Section 21, lying south of the following described line: Beginning at a point on the East line of said section 21, said point being 458.00 feet North of the East Quarter corner of said Section 21; thence West, at right angles to said East line 600.00 feet and there terminating.

EXHIBIT 2

ANNEXATION DESCRIPTION

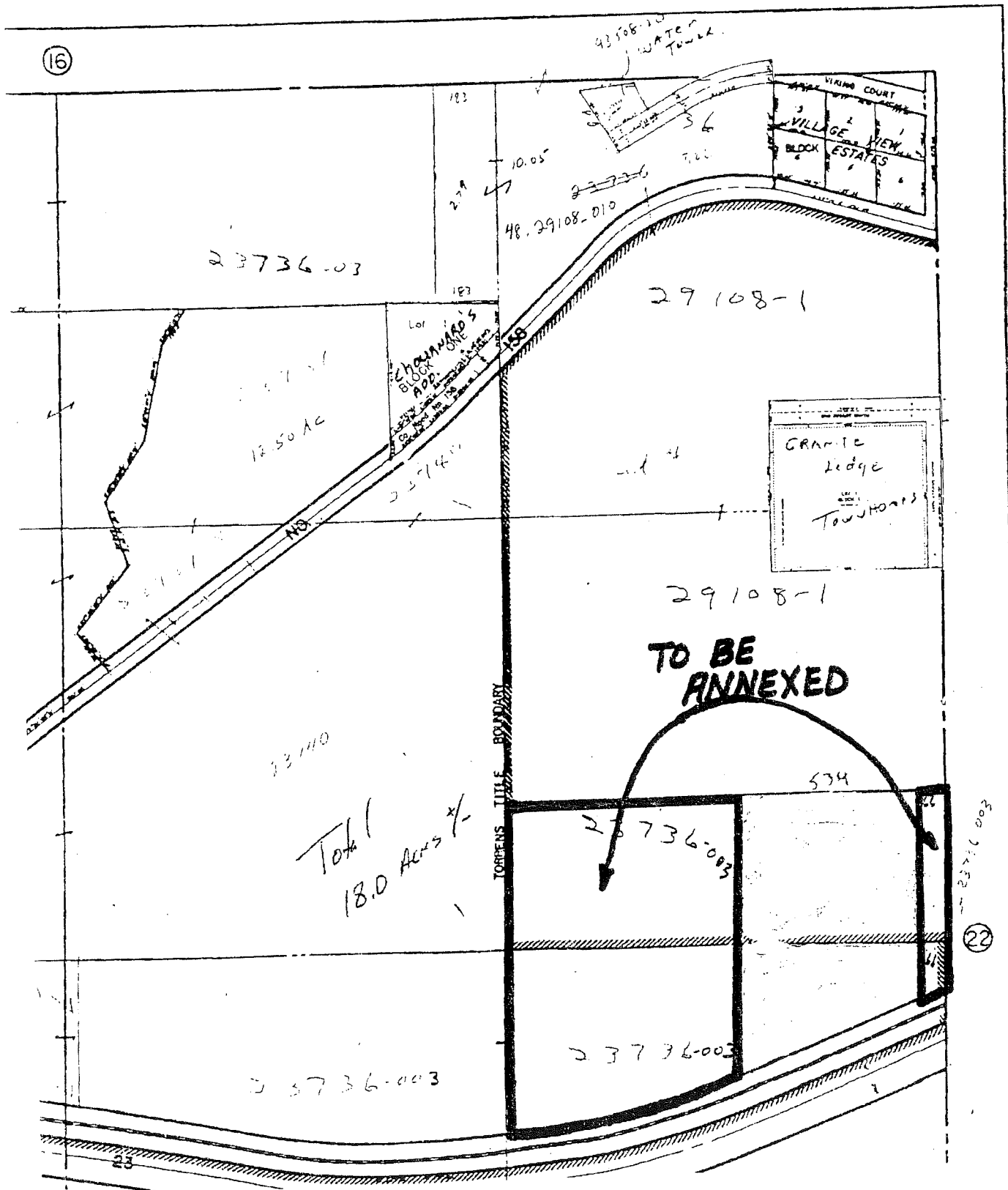
That part of the Southeast Quarter of the Northeast Quarter of Section 21, Township 123 North, Range 30 West, Stearns County, Minnesota that lies southerly of the following described line; Beginning at a point on the east line of the said Southeast Quarter of the Northeast Quarter, said point being 458.00 feet north of the southeast corner of the said Southeast Quarter of the Northeast Quarter; thence West at a right angle to said east line, to the west line of the said Southeast Quarter of the Northeast Quarter and said line terminating thereat. Less and except the West 534.00 feet of the East 600.00 feet thereof.

And

That part of the Northeast Quarter of the Southeast Quarter of Section 21, Township 123 North, Range 30 West, Stearns County, Minnesota that lies northerly of the Burlington Northern Santa Fe Railroad. Less and except the West 534.00 feet of the East 600.00 feet thereof.

REC'D BY SEP 19 2000
MAIL

16



22

Current City Property
Property to be Annexed