

**JOINT RESOLUTION BETWEEN THE TOWN OF MOORHEAD AND THE CITY OF  
MOORHEAD DESIGNATING AN AREA FOR ORDERLY ANNEXATION PURSUANT  
TO MINNESOTA STATUTE 414.0325  
(Tessa Terrace First Addition)**

BE IT RESOLVED by the Town of Moorhead, hereinafter referred to as "the Town", by and through its Board of Supervisors, and the City of Moorhead, hereinafter referred to as "the City", by and through its City Council, that the Town and City do hereby jointly agree to the following:

1. **Definitions**

For the purposes of this Joint Resolution the following definitions will mean:

- a. City. Will mean the City of Moorhead, Minnesota, a municipal corporation duly organized and existing under the laws of the State of Minnesota, except whenever in the provisions of this document reference is made to water or electrical services, then and in that case, "City" will include within its meaning both the City of Moorhead and the Moorhead Public Service Commission, a board to which the control, management and operation of all City water and electrical systems have been committed by Section 12.02 of the Moorhead City Charter.
- b. County. Will mean the County of Clay, Minnesota, a body corporate and politic duly organized and existing under the laws of the State of Minnesota.
- c. Effective Date of Annexation. Will mean the date the Minnesota Planning issues its order approving the annexation contemplated in the Initiating Resolution.
- d. Effective Date of this Joint Resolution. Will mean the date the Minnesota Municipal Board accepts this Joint Resolution for filing.

- e. Initiating Resolution. This Joint Resolution shall serve as the Initiating Resolution adopted by the City and filed with the Minnesota Planning.
- f. Joint Resolution. Will mean the Joint Resolution between the Town and the City designating an area for orderly annexation pursuant to Minnesota Statute Section 414.0325.
- g. Minnesota Planning. Will mean the Minnesota Planning, which is created by Minnesota Statute Section 414.01.
- h. Orderly Annexation Area. Will mean that area of the Town legally described as:

*A tract of land located in Government Lots 3 and 4 in Section 30, Township 139, North, Range 48 West of the Fifth Principal Meridian, Clay County, Minnesota, described as follows:*

*Beginning at a found iron monument on the east line of Section 30 and 2319.00 feet north of the southeast corner of said Section 30; thence on an assumed bearing of South 89 degrees 52 minutes 38 seconds West 483.26 feet to a point on the southerly bank of the Red River of the North; thence along the southerly bank of the Red River of the North along the following courses; thence south 41 degrees 40 minutes 24 seconds West 19.01 feet; thence South 70 degrees 47 minutes 40 Seconds West 180.84 feet; thence North 75 degrees 35 minutes 34 seconds West 189.42 feet; thence North 52 degrees 37 minutes 49 seconds West 100.52 feet; thence North 40 degrees 42 minutes 47 seconds West 104.58 feet; thence to a point of intersection with the bank of the Red River of the North and the centerline of creek westerly; thence westerly and southerly along the centerline of said creek along the following courses; thence South 70 degrees 10 minutes 57 seconds West 57.90 feet; thence North 89 degrees 59 minutes 22 seconds West 27.39 feet; thence North 82 degrees 52 minutes 51 seconds West 41.68 feet; thence South 84 degrees 38 minutes 58 seconds West 43.19 feet; thence North 85 degrees 18 minutes 14 seconds West 65.71 feet; thence North 56 degrees 09 minutes 15 seconds West 28.96 feet; thence South 70 degrees 38 minutes 42 seconds west 57.47 feet; thence South 21 degrees 47 minutes 06 seconds West 20.77 feet; thence south 61 degrees 10 minutes 28 seconds west 235.06 feet; thence South 07 degrees 12 minutes 34 seconds East 361.90 feet; thence south 15 degrees 04 minutes 20 seconds East 372.87 feet; thence continuing South 23 degrees 55 minutes 37 seconds East, along the centerline of creek 111.22 feet; thence along centerline of creek South 14 degrees 04 minutes 44 seconds west 100.47 feet; thence leaving creek North 82 degrees 05 minutes 33 seconds East 1371.88 feet to a point on the east line of Section 30; thence North 00 degrees 00 minutes 00 seconds west, along the east line of Section 30 for a*

*distance of 765.42 feet to the point of beginning. Containing 29.2 acres more or less and subject to all existing easements and rights of way.*

and a map of which is attached as Exhibit A.

- i. Town. Will mean the Town of Moorhead, a body corporate and politic, duly organized under the laws of the State of Minnesota.

2. **Population**

The population of the Orderly Annexation Area is two and the population of the City of Moorhead will increase by two.

3. **Reason for Annexation**

It is specifically found that:

- a. Certain Properties Urban or Suburban. Certain areas within the Town abutting upon the City are presently or are about to become urban or suburban in nature.
- b. City Capable of Providing Services. City has provided or is capable of providing wastewater collection services and water distribution and is capable of providing additional municipal service to this property to adequately protect the public health, safety, and general welfare of the property.

4. **Annexation Date**

All property within the Orderly Annexation Area will be annexed to the City upon the date the Minnesota Planning issues its order approving annexation following the Board's acceptance of this Joint Resolution and based on the City filing an Initiating Resolution with the Board.

5. **Zoning/Subdivision/Land Use Control Regulations**

Upon the effective date of annexation, the Orderly Annexation Area will be zoned TZ, Transitional Zone, so that the entire Orderly Annexation Area will be governed by the City's comprehensive land use plan and subdivision regulations as such plan and regulations may be amended, modified or replaced from time to time.

6. **Electric Service**

The provisions of electric service vests with the Moorhead Public Service Commission, a board to which the control, management, and operation of the City's electrical system has

been committed by Section 12.02 of the Moorhead City Charter. The policy of the Moorhead Public Service Commission and the City of Moorhead is to have the Moorhead Public Service Department provide electric service to all property located within the City of Moorhead.

7. **No Referendum**

As all of the conditions for annexation are contained within and have been mutually agreed upon by the Town and City, at the time of annexation of the Orderly Annexation Area no referendum will be conducted.

8. **Modifying/Amending Joint Resolution**

The parties to this agreement concur that this agreement will not be modified or amended, nor will the stated boundaries be altered unless mutually agreed to through resolution of each party and acceptance by the Minnesota Planning.

9. **Ordering in of Annexation**

Upon receipt of this Joint Resolution, the Minnesota Planning may review and comment, but will, within 30 days, order the annexation in accordance with the terms of this Joint Resolution.

10. **Town/City Cooperation**

The Town and City resolve to fully cooperate with the Minnesota Planning in connection with this Joint Resolution and agreements therein.

PASSED AND ADOPTED by the Town Board of Moorhead, Minnesota, this 21<sup>st</sup> day of August 2000.

APPROVED BY:

Ann S. Leiseth  
Chairperson

ATTEST:

Leland Wette  
Town Clerk

(SEAL)



REC'D. BY  
M.M.B. OCT 25 2000

PASSED by the City Council of the City of Moorhead this 2<sup>nd</sup> day of October 2000.

APPROVED BY:

Morris L. Lanning  
MORRIS L. LANNING, Mayor

ATTEST:

Kaye E. Buchholz  
KAYE E. BUCHHOLZ, City Clerk

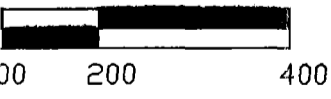
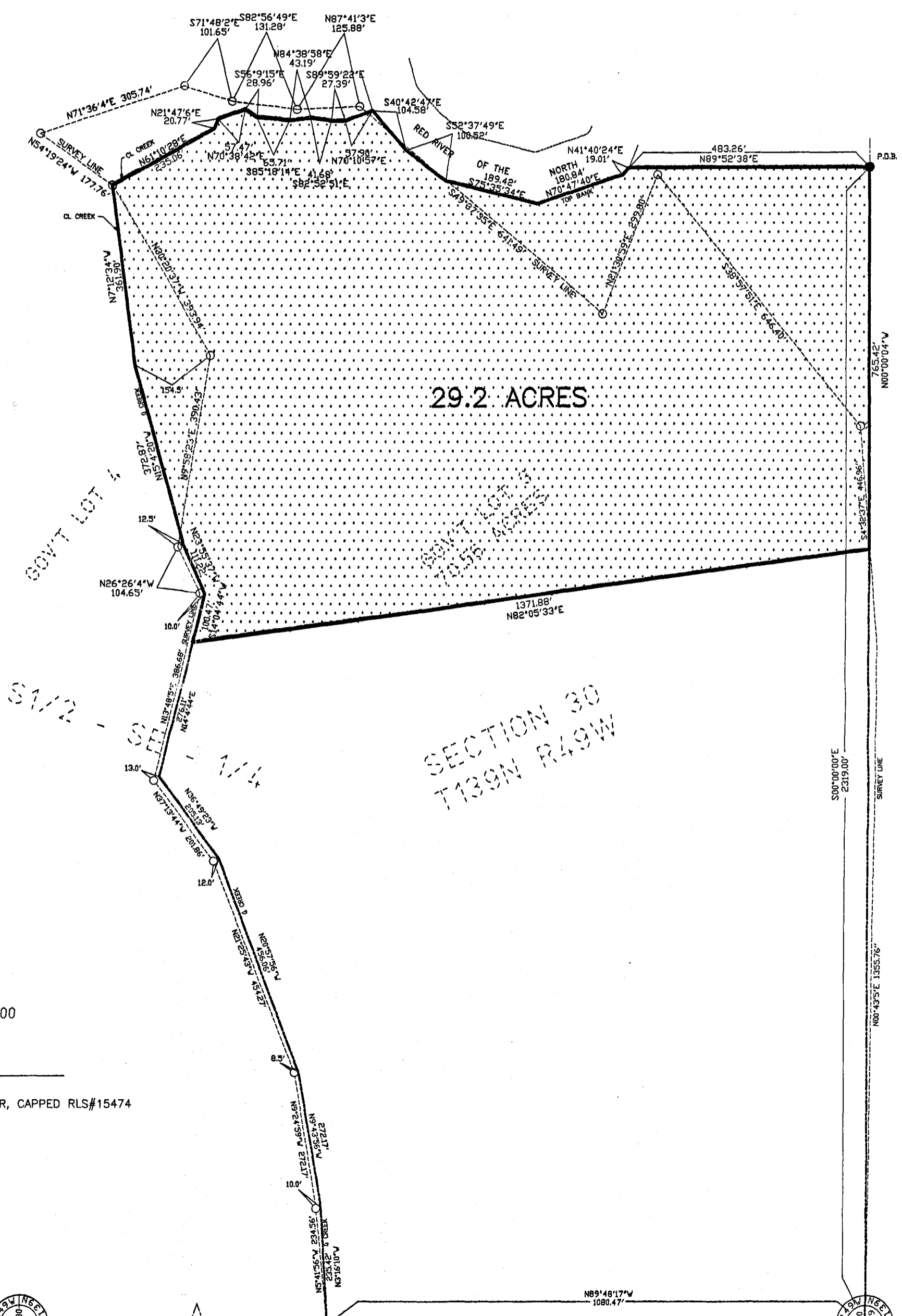
(SEAL)

Drafted by: City of Moorhead Department of Community and Economic Development

# ANNE

TO T

A tract of land located  
North, Range 48 West



MONUMENT FOUND  
MONUMENT SET. 5/8" REBAR, CAPPED RLS#15474  
PROPERTY LINE  
SURVEY LINE  
ANNEXATION AREA

