

**JOINT RESOLUTION****CITY OF OLIVIA RESOLUTION NO. 01- 35  
TOWNSHIP OF BIRD ISLAND****A JOINT RESOLUTION OF THE CITY OF OLIVIA AND THE TOWNSHIP OF BIRD ISLAND DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER THE AREA TO THE MINNESOTA MUNICIPAL BOARD, PURSUANT TO MINNESOTA STATUTES SECTION 414.0325**

WHEREAS, the City of Olivia and the Township of Bird Island have met, conferred, considered and reached agreement relating to the annexation of an area located in the Township of Bird Island; and

WHEREAS, the area proposed for annexation is entirely owned by Baumgartner Farm Partnership, LLP; and

WHEREAS, the City of Olivia and the Township of Bird Island desire to designate a certain unincorporated area as in need of orderly annexation pursuant to Minnesota Statutes Section 414.0325 and have agreed upon certain terms and conditions relating to the annexation of said property; and

WHEREAS, the Owner of the property described in Paragraph Two, has waived the provisions of MSA 414.0325 subd. 1a regarding Electric Utility Service.

NOW THEREFORE BE IT RESOLVED AND AGREED between the City of Olivia and the Township of Bird Island as follows:

1. That the City of Olivia (hereinafter "City") is a city pursuant to the laws of the State of Minnesota and that the Township of Bird Island (hereinafter "Township") is a township pursuant to the laws of the State of Minnesota, and that both parties are fully authorized and empowered to enter into this Resolution.
2. That the following unincorporated area is in need of orderly annexation, lies wholly within Bird Island Township, Renville County, Minnesota and is described as follows:

See attached Exhibit One

3. That jurisdiction over annexation within the Property and over the various provisions contained in this Resolution is hereby conferred upon the Minnesota Municipal Board (hereinafter "Board").

4. That the Property abuts the City and is, or is about to become, urban or suburban in character. Further, the City will upon annexation take action to provide sewer service, water, power and other essential municipal services needed for the development and use of the Property.
5. That the Property will be immediately annexed to the City upon the adoption of this Resolution and the Order of the Board.
6. That no consideration by the Board of the annexation is necessary and the City and the Township request that the Board order the annexation in accordance with the terms of this Resolution.
7. That the real estate taxes collected from the Property due and payable in 2001 will be paid and delivered to the Township. That the real estate taxes due and payable in 2002 and for all years thereafter will be paid and delivered to the City of Olivia.
8. That there will be no reimbursement by the City to the Township for tax revenues lost in accordance with Minnesota Statutes Section 414.036.
9. That connection to the sewer system will be the responsibility of the City and will be conducted in accordance with the ordinances of the City as well as any State or Federal agency laws, rules or regulations.
10. That no abandoned wells are on the Property and no individuals reside on the Property.
11. That the Owner of the Property has waived the provisions of MSA Sec. 414.0325 subd. 1a relative to notice of the costs of electric utility service.
12. That every provision of this Resolution will be and hereby is declared severable, and if any part or portion is held invalid, it will not affect or invalidate the remaining parts or portions of the Resolution.

AGREED TO AND APPROVED BY THE CITY COUNCIL OF THE CITY OF OLIVIA this  
21st day of May, 2001

CITY OF OLIVIA

By William R. Miller  
Its Mayor


REC'D BY  
M M B

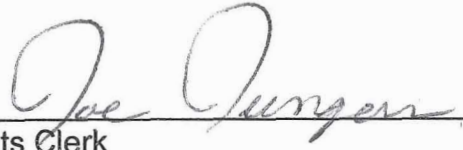
JUN 04 2001

By   
Its City Administrator

AGREED TO AND APPROVED BY THE TOWN BOARD OF THE TOWNSHIP OF  
BIRD ISLAND this 31<sup>st</sup> day of May, 2001.

TOWNSHIP OF BIRD ISLAND

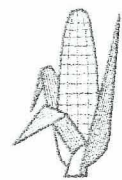
By   
Its Chairman

By   
Its Clerk

**ANNEXATION LEGAL DESCRIPTION**

THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER AND OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 115 NORTH, RANGE 34 WEST, RENVILLE COUNTY, MINNESOTA, described as follows:

Beginning at the southwest corner of Lot 4 of Block 1 of Golf View Estates in the City of Olivia, according to a plat of record; thence South 89 degrees 00 minutes 45 seconds East, an assumed bearing, along the south line of said Golf View Estates 375.00 feet to the southeast corner of Lot 4 of Block 2 of said Golf View Estates; thence North 00 degrees 12 minutes 21 seconds West along the east line of said Lot 4 of Block 2 a distance of 90.41 feet; thence South 89 degrees 00 minutes 45 seconds East 220.00 feet; thence South 00 degrees 12 minutes 21 seconds East 152.00 feet; thence South 89 degrees 00 minutes 45 seconds East 130.00 feet; thence North 00 degrees 12 minutes 21 seconds West 120.00 feet; thence South 89 degrees 00 minutes 45 seconds East 160.00 feet; thence South 25 degrees 16 minutes 51 seconds East 283.09 feet; thence North 89 degrees 00 minutes 45 seconds West 530.00 feet; thence South 00 degrees 12 minutes 21 seconds East 212.01 feet; thence North 89 degrees 00 minutes 45 seconds West 14.00 feet; thence South 00 degrees 12 minutes 21 seconds East 140.80 feet to the north line of said Northeast Quarter of the Southeast Quarter of Section 18; thence North 89 degrees 00 minutes 49 seconds West along said north line 260.77 feet; thence Southwesterly along a non-tangential curve concave to the west having a radius of 285.00 feet, an arc length of 48.05 feet, a central angle of 9 degrees 39 minutes 32 seconds and a chord of South 34 degrees 03 minutes 17 seconds West 49.99 feet; thence South 38 degrees 53 minutes 03 seconds West 44.71 feet; thence North 51 degrees 06 minutes 57 seconds West 70.00 feet; thence North 89 degrees 00 minutes 45 seconds West 90.71 feet to the west line of said Northeast Quarter of the Southeast Quarter of Section 18; thence North 00 degrees 07 minutes 35 seconds West, along said west line, 32.50 feet to the southwest corner of said Southeast Quarter of the Northeast Quarter of Section 18; thence North 00 degrees 12 minutes 21 seconds West, along the west line of said Southeast Quarter of the Northeast Quarter of Section 18, a distance of 548.33 feet to the point of beginning, containing 8.79 acres, more or less, and being subject to easements of record in said county and state.

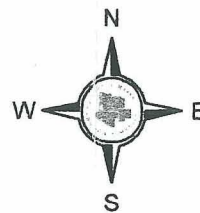


# City of Olivia

## Renville County

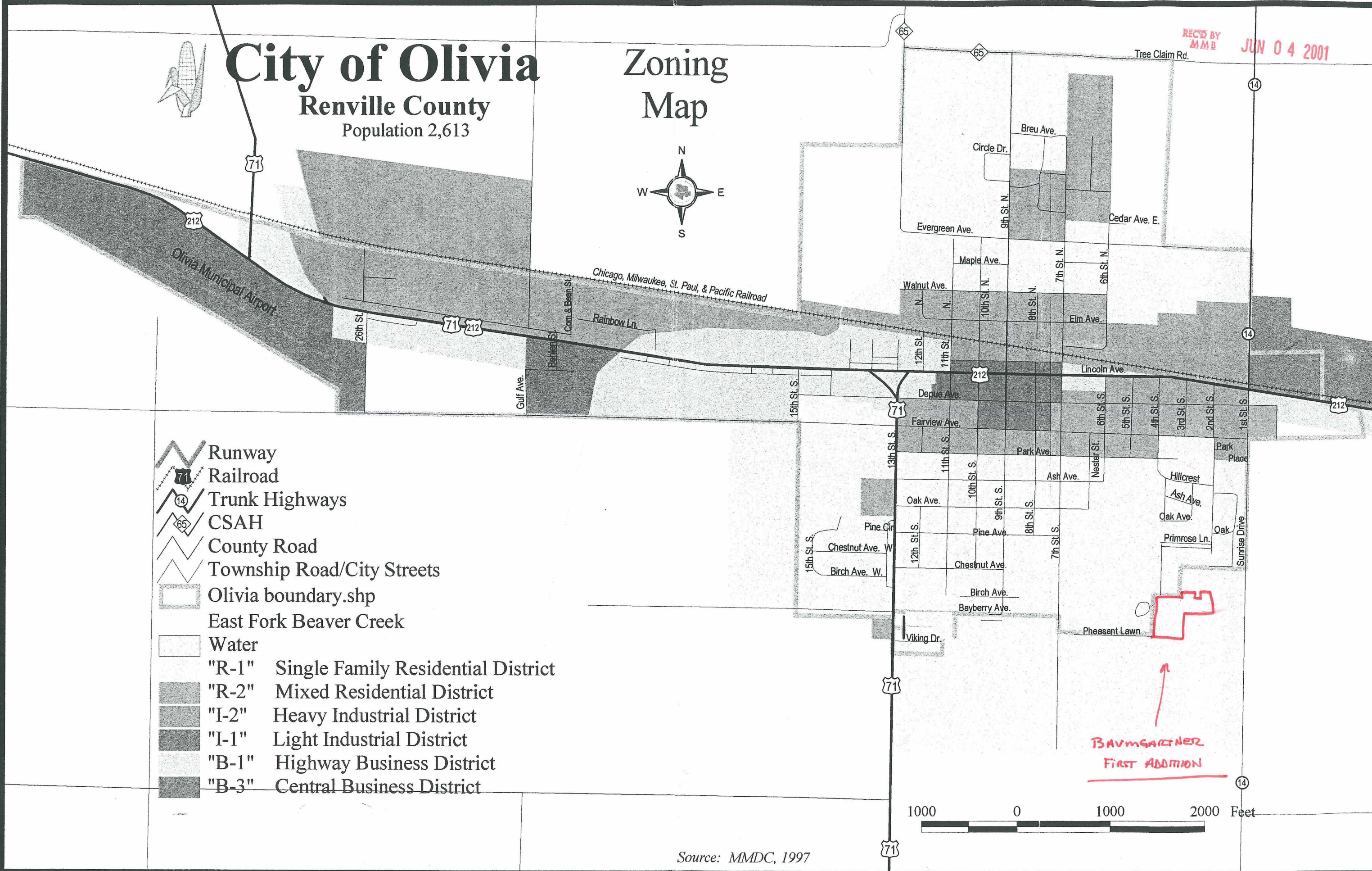
Population 2,613

# Zoning Map



REC'D BY  
MMB

JUN 04 2001



- Runway
- Railroad
- Trunk Highways
- CSAH
- County Road
- Township Road/City Streets
- Olivia boundary.shp
- East Fork Beaver Creek
- Water
- "R-1" Single Family Residential District
- "R-2" Mixed Residential District
- "I-2" Heavy Industrial District
- "I-1" Light Industrial District
- "B-1" Highway Business District
- "B-3" Central Business District

1000 0 1000 2000 Feet

Source: MMDC, 1997