

**ORDERLY ANNEXATION AGREEMENT**

A Joint Resolution and Agreement of the Town of Rockford  
and the City of Rockford as to the Orderly Annexation of Territory  
known as the "Morley Property"

Town Resolution Number 2001 - 2  
and  
City Resolution Number 2001- 100

WHEREAS, the Town of Rockford ("Township") and the City of Rockford ("City") desire to enter into a Joint Resolution and Agreement for the orderly annexation of certain Territory, pursuant to Minnesota Statutes § 414.0325, Subdivision 1, said Territory consisting of Parcel One and Parcel Two, and legally described as:

**Parcel One:**

That part of the East Half of the Northeast Quarter of Section 30, Township 119, Range 24, Wright County, Minnesota, lying Southerly of the southerly right of way of the Minneapolis, St. Paul and Sault Ste. Marie Railroad, EXCEPT Parcel Two described below, containing 63.64 acres.

**Parcel Two:**

The North 323.84 feet of the South 1130.00 feet of the East 200.00 feet of the West 310.00 feet of the East Half of the Northeast Quarter of Section 30, Township 119, Range 24, Wright County, Minnesota. Containing 2.5; and,

WHEREAS, the Township and the City are in agreement as to the orderly annexation of the Territory for the purpose of facilitating the provision of municipal sewer service to the Property currently within the Township; and

WHEREAS, it is in the best interest of the Township and the City to agree to an orderly annexation in furtherance of the protection of the public health, safety and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such orderly annexation by means of this Joint Resolution and Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Town of Rockford, Wright County, Minnesota, and the City of Rockford, Wright County, Minnesota, as follows:

1. That upon approval by the respective governing bodies of the Township and the City, this Joint Resolution and Agreement shall confer jurisdiction upon Municipal Planning ("Municipal Planning" a division of the Minnesota Department of Strategic and Long

Range Planning) so as to establish the orderly annexation area ("OAA") consisting of the Territory described above, and to provide for its orderly annexation in accordance with the terms of this Joint Resolution and Agreement.

2. The Territory described above is properly subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, Subd. 1. The parties hereto do hereby designate this Territory as in need of orderly annexation as provided by Statute. The Territory to be annexed consists of approximately 66.14 acres. The Township and the City mutually state that no alteration by Municipal Planning to the OAA boundaries as described above is appropriate or permitted.
3. This Joint Resolution and Agreement shall be effective on the day this Agreement is approved by Municipal Planning.
4. The population residing on the Territory is 0 people.
5. The Territory shall be divided into two Parcels, which shall be separately annexed, as follows:
  - A. Parcel One shall be annexed into the City immediately upon approval of this Agreement by Municipal Planning; provided, however, that if a plat for the subdivision of Parcel One has not been recorded with the Wright County Recorder within 2 years after the date of approval of this Agreement by Municipal Planning, then Parcel One shall be detached from the City and shall revert back to the Township upon filing by the Township of a written request for detachment with Municipal Planning.
  - B. Parcel Two shall remain in the Township until such time as the owner of Parcel Two makes a written request to the City for annexation, or until 2 years after the plat for Parcel One is filed in the office of the Wright County Recorder, whichever occurs first. At that time, the City shall give notice of the owner's request to the Township and to Municipal Planning. Upon receipt of the City's notice by Municipal Planning, Parcel Two shall automatically be annexed to the City, without further proceedings by the City or Township.
6. Real estate taxes shall be divided as follows.
  - A. Parcel One: real estate taxes levied in 2001, paid 2002, shall be paid to the Township. Thereafter, all real estate taxes shall be paid to the City. In lieu of further tax payments, the City shall pay to the Township an amount equal to 2.5 times the Township portion of the real estate tax levied in 2001, which shall be paid to the Township before July 1, 2002.
  - B. Parcel Two: real estate taxes shall be paid to the Township until Parcel Two is

annexed into the City. Real estate taxes levied in the year of annexation, payable in the year following annexation, shall be paid to the Township. Thereafter, all real estate taxes shall be paid to the City. In lieu of further tax payments, the City shall pay to the Township an amount equal to 2.5 times the Township portion of the real estate tax levied in the year of annexation, which shall be paid to the Township before July 1 of the year following annexation


7. Upon passage of a resolution by the Township requesting that Parcel Two be annexed into the City, the City shall join with the Township in executing all documents necessary to immediately annex said property to the City.
8. City shall pay Township's attorney's fees for processing this matter, said fees not to exceed \$250.00.

ADOPTED BY THE TOWN BOARD OF THE TOWN OF ROCKFORD THIS 14 DAY  
OF August, 2001.

  
\_\_\_\_\_  
Leander Wetter, Chair

  
\_\_\_\_\_  
Lori Bohall, Clerk

ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCKFORD THIS 24<sup>th</sup> DAY OF  
JULY, 2001.

  
\_\_\_\_\_  
Michael A. Beyer, Mayor

  
\_\_\_\_\_  
Nancy L. Evers, Administrator

## ORDERLY ANNEXATION AGREEMENT

REC'D BY  
MMB

AUG 02 2001

A Joint Resolution and Agreement of the Town of Rockford and the City of Rockford as to the Orderly Annexation of Territory

Town Resolution Number 2001 - \_\_\_\_\_  
And  
City Resolution Number 2001- 01-100

WHEREAS, the Town of Rockford ("Township") and the City of Rockford ("City") desire to enter into a Joint Resolution and Agreement for the orderly annexation of certain territory, pursuant to Minnesota Statutes § 414.0325, Subdivision 1, said Territory described as:

That part of the East Half of the Northeast Quarter of Section 30, Township 119, Range 24, Wright County, Minnesota, lying Southerly of the southerly right of way of the Minneapolis, St. Paul and Sault Ste. Marie Railroad. Containing 66.14 acres. Together with a permanent 40.00 foot easement for access purposes, the centerline of said easement is described as follows: Beginning at the Northwest corner of said East Half of the Northeast Quarter; thence South 36 30' 16" East, assuming the north line of said East Half of the Northeast Quarter bears North 90 00' 00" East, a distance of 89.04 feet; thence South 62 38' 48" East a distance of 93.53 feet; thence South 17 09' 15" West a distance of 118.248 feet, to the southerly Railroad right of way and said centerline there terminating. The side lines of said easement shall terminate at the southerly Railroad right of way; EXCEPT Exhibit "A" attached.

WHEREAS, the Township and the City are in agreement as to the orderly annexation of the Territory for the purpose of facilitating the provision of municipal sewer service to the Property currently within the Township; and

WHEREAS, it is in the best interest of the Township and the City to agree to an orderly annexation in furtherance of the protection of the public health, safety and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such orderly annexation by means of this Joint Resolution and Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Town of Rockford, Wright County, Minnesota, and the City of Rockford, Wright County, Minnesota, as follows:

1. That upon approval by the respective governing bodies of the Township and the City, this Joint Resolution and Agreement shall confer jurisdiction upon Municipal Planning ("Municipal Planning" a division of the Minnesota Department of Strategic and Long Range Planning) so as to establish the orderly annexation area ("OAA") consisting of the Territory described above, and to provide for its orderly annexation in accordance with the terms of this Joint Resolution and Agreement.
2. The Territory described above is properly subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, Subd. 1. The parties hereto do hereby designate this area as in need of orderly annexation as provided by Statute. The area to be

annexed consists of approximately 63.64 acres. The Township and the City mutually state that no alteration by Municipal Planning to the OAA boundaries as described above is appropriate or permitted.

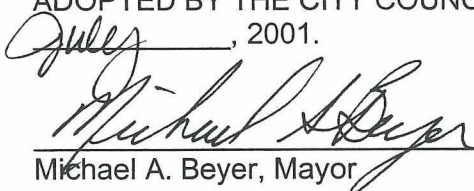
3. This Joint Resolution and Agreement shall be effective, and the Territory shall be deemed annexed in the City, on the day this Agreement is approved by Municipal Planning.
4. The population residing on the property is 0 people.
5. Real estate taxes shall be divided into two (2) payments. The first payment due to the Township by the City on or before December 31, 2001 and the second payment on or about December 31, 2002:
6. The City and Township agree that if the subject property is not developed (platted) within two (2) years from the date of adoption of this agreement, the subject parcel shall revert back to the Township.
7. Upon passage of a resolution by the Township requesting that property be annexed into the City, the City shall join with the Township in executing all documents necessary to immediately annex said property to the City.


ADOPTED BY THE TOWN BOARD OF THE TOWN OF ROCKFORD THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2001.

\_\_\_\_\_  
Leander Wetter, Chair

\_\_\_\_\_  
Lori Bohall, Clerk

ADOPTED BY THE CITY COUNCIL OF THE CITY OF ROCKFORD THIS 24<sup>th</sup> DAY OF July, 2001.

  
\_\_\_\_\_  
Michael A. Beyer, Mayor

  
\_\_\_\_\_  
Nancy L. Evers, Administrator

**EXHIBIT "A"**

The North 323.84 feet of the South 1130.00 feet of the East 200.00 feet of the West 310.00 feet of the East Half of the Northeast Quarter of Section 30, Township 119, Range 24, Wright County, Minnesota and together with a 33.00 foot strip of land, the center line being described as follows: Commencing at the southwest corner of said East Half of the Northeast Quarter; thence on an assumed bearing of North 0 degrees 01 minutes 53 seconds East along the west line of said East Half of the Northeast Quarter, a distance of 1400.00 feet; thence South 89 degrees 58 minutes 07 seconds East, a distance of 58.72 feet; thence South 2 degrees 13 minutes 37 seconds East, a distance of 100.00 feet; thence South 29 degrees 44 minutes 21 seconds East, a distance of 196.04 feet to the north line of the South 1130.00 feet of said East Half of the Northeast Quarter being the point of beginning of said center line to be described; thence return North 29 degrees 44 minutes 21 seconds West, a distance of 196.04 feet thence North 2 degrees 13 minutes 37 seconds West, a distance of 740.87 feet; thence North 1 degree 18 minutes 58 seconds West, a distance of 250.26 feet; thence North 32 degrees 20 minutes 08 seconds East, a distance of 137.79 feet to the southerly line of the Minneapolis, St. Paul and Sault Ste. Marie Railroad and said center line there terminating. The side lines of said 33.00 strip of land are to be prolonged or shortened to terminate on said southerly line of the Minneapolis, St. Paul and Sault Ste. Marie Railroad and said north line of the South 1130.00 feet of the East Half of the Northeast Quarter. Containing 2.5 acres and subject to easements of record, if any.

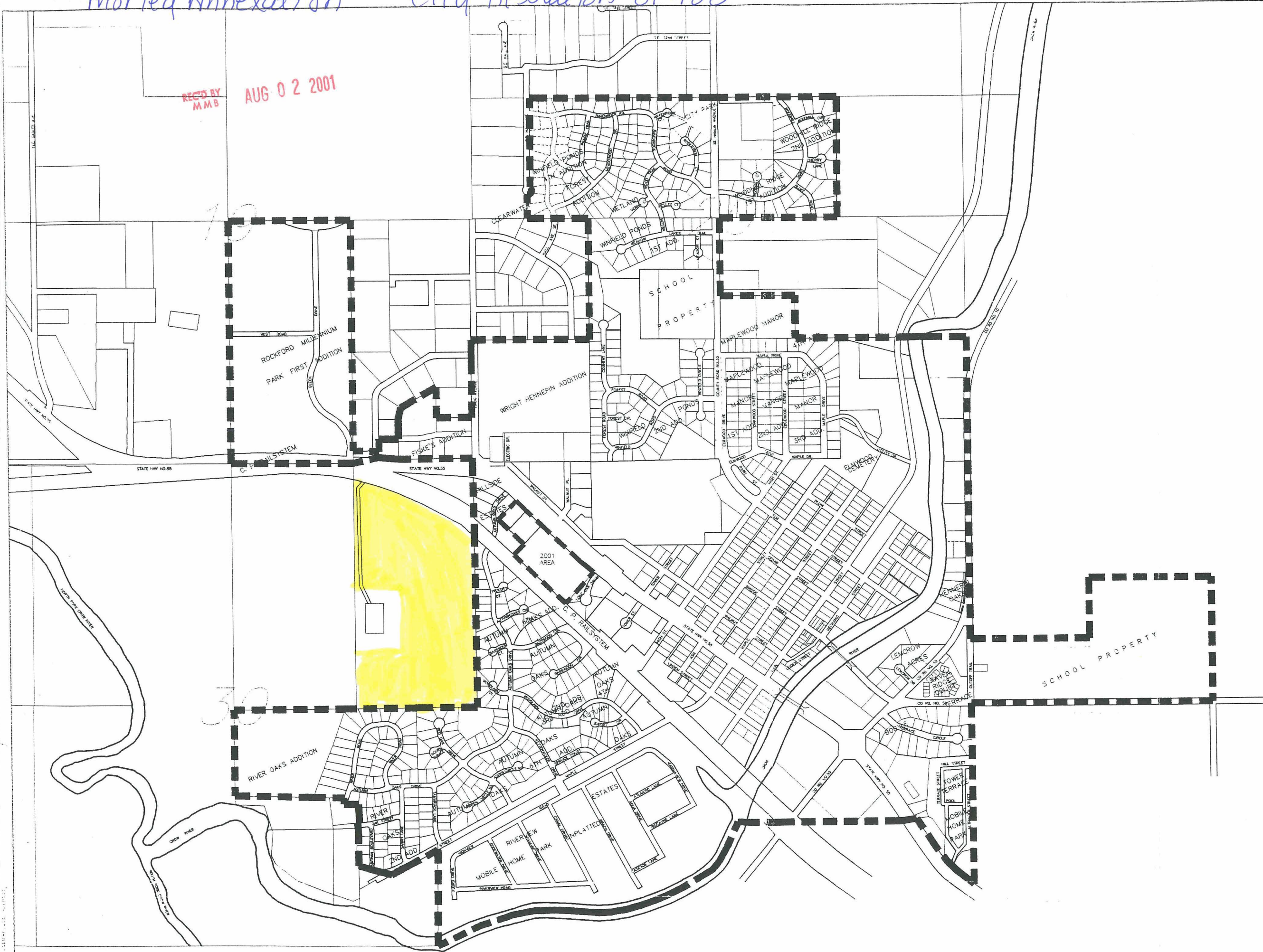
Morley Annexation

City Resolution #01-100

REC'D BY  
MMB  
AUG 02 2001

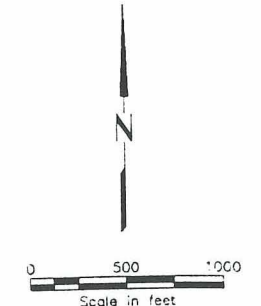


City of  
**ROCKFORD**



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REVISION  
JUNE 2000

Bonestroo  
Rosene  
Anderlik &  
Associates

Engineers & Architects  
St. Paul, Minnesota