

RESOLUTION NO. 02-026

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWN OF MELROSE AND THE CITY OF MELROSE DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO MINNESOTA PLANNING AS SUCCESSOR TO THE MINNESOTA MUNICIPAL BOARD PURSANT TO M.S. 414.0325.

JOINT RESOLUTION FOR ORDERLY ANNEXATION

The Township of Melrose and the City of Melrose jointly agree to the following:

1. That the following described area in Melrose Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation:

That part of the SE1/4 of the SW1/4 and that part of the NE1/4 of the SW1/4 and that part of the SE1/4 of Section 33, Township 126 North, Range 33 West, Stearns County, Minnesota described as follows: Beginning at the southeast corner of said SE1/4SW1/4; thence north 90 degrees 00 minutes 00 seconds West (assumed bearing) along the south line of said SE1/4SW1/4, a distance of 228.00 feet; thence North 00 degrees 10 minutes 38 seconds West, parallel with the east line of said SE1/4SW1/4, a distance of 1314.41 feet to its intersection with the south line of said NE1/4SW1/4; thence North 89 degrees 48 minutes 34 seconds West along said south line, a distance of 1085.88 feet to the southwest corner of said NE1/4SW1/4; thence North 00 degrees 05 minutes 21 seconds East along the west line of said NE1/4SW1/4, a distance of 1318.02 feet to the northwest corner of said NE1/4SW1/4; thence South 89 degrees 37 minutes 01 seconds East, along the north line of said NE1/4SW1/4, a distance of 174.55 feet to its intersection with a line which lies 187.50 feet northeasterly of (as measured at right angles and parallel with) the centerline of the eastbound lane of Interstate Highway No. 94 (as now built and constructed); thence South 57 degrees 31 minutes 56 seconds East along the northeasterly right of way line of Interstate Highway No. 94, a distance of 2468.85 feet to its intersection with the north line of the SW1/4SE1/4 of said Section 33; thence South 89 degrees 45 minutes 02 seconds East, along said north line, a distance of 379.93 feet to the northwest corner of SE1/4SE1/4 of said Section 33; thence South 00 degrees 21 minutes 14 seconds East, along the west line of said SE1/4SE1/4, a distance of 241.03 feet to its intersection with a line which lies 187.50 feet northeasterly of (as measured at right angles and parallel with) the centerline of the eastbound lane of Interstate Highway No. 94 (as now built and constructed); thence South 57 degrees 31 minutes 56 seconds East, along the northeasterly right of way line of Interstate Highway No. 94, a distance of 1010.61 feet; thence southeasterly along said right of way line, along a tangential curve concaved to the southwest, said curve having a central angle of 04 degrees 32 minutes 18 seconds, having a radius of 5917.08 feet and an arc length of 468.68 feet; said point being on the northwesterly right of way line of County Road No. 186; thence North 65 degrees 45 minutes 10 seconds East, along said right of way line, a distance of 104.96 feet to its intersection with the east line of said

SE1/4SE1/4; thence South 00 degrees 31 minutes 53 seconds East, along said east line, a distance of 305.93 feet to the southeast corner of said SE1/4SE1/4; thence North 89 degrees 52 minutes 55 seconds West, along the south line of said SE1/4, a distance of 2659.26 feet to the point of beginning.

Containing 103.39 acres, more or less.

Subject to County Road No. 186 and Interstate No. 94 easements and right of way on record.

2. That the Board of Supervisors of the Township of Melrose does, upon passage of this Joint Resolution and its adoption by the City Council of the City of Melrose, Minnesota, and upon acceptance by Minnesota Planning, as successor to the Municipal Board, confer jurisdiction upon Minnesota Planning over the various provisions contained in this Joint Resolution.
3. The above-described property abuts upon the corporate limits at the west boundary line of the City of Melrose and is presently urban or suburban in nature or about to become so. Further, the City of Melrose is capable of providing services to this area within a reasonable time. The parties request immediate annexation to the City of Melrose of the area that is described above.
4. There are no persons living on this property.
5. The reason for this annexation is to permit City services to be brought to the area.
6. No consideration by Minnesota Planning is necessary.
7. There are no improvements in the area proposed to be annexed and no electrical services provided to the area. The land is now owned by the City of Melrose but lies within the Service Territories assigned to Stearns Cooperative Electric Association and Xcel Energy, Inc. The City of Melrose is the owner of an electrical distribution service that now services area in the City of Melrose. Upon annexation of the property, the City of Melrose will provided electrical services to the property currently served by Stearns Cooperative Electric Association pursuant to the Service Territory Agreement between Stearns Cooperative Electric Association and Melrose Public Utilities Commission of the City of Melrose dated May 21, 1998. The City of Melrose will also attempt to negotiate

an agreement with Xcel Energy, Inc. that will permit the City to provide electrical services in that portion of the annexed property served by Xcel Energy, Inc. In the event City is successful, City will then provide electrical needs to the entire annexed area. In the event it is not successful in negotiating a contract, that part of the area served by Xcel Energy, Inc. will continue to be within the service area of Xcel Energy, Inc.

8. That a copy of this Joint Resolution, as well as the Order of Minnesota Planning as successor to the Minnesota Municipal Board, shall be filed with Minnesota Planning, the Township of Melrose, the City of Melrose, the Stearns County Auditor, the Minnesota Secretary of State, and shall be effective when approved by Minnesota Planning as successor to the Minnesota Municipal Board pursuant to Minnesota Statutes 414.0325.
9. That following the adoption of this Joint Resolution and upon securing an approval order from Minnesota Planning, the Land Subdivision Regulations and Zoning Ordinances of the City of Melrose shall extend to and cover the annexed area. Further, the City of Melrose does hereby direct that the zoning map of the City of Melrose be amended to include the property described above.
10. This Joint Resolution shall be effective upon execution of both parties, and a copy of this Joint Resolution shall be filed with Minnesota Planning by the Melrose City Administrator.
11. Both the Township of Melrose and the City of Melrose agree that no alteration of the stated boundaries of this Agreement is appropriate. Furthermore, each party agrees that no consideration by the Order of Minnesota Planning as successor to the Minnesota Municipal Board is necessary. Upon receipt of this Joint Resolution, passed and adopted by each party, Minnesota Planning as successor to the Minnesota Municipal Board, may review and comment, but shall, within thirty (30) days order the annexation in accordance with the terms of this Joint Resolution.

REC'D BY
M M B

MAY 13 2002

CITY OF MELROSE:

Passed and adopted by the City Council of the City of Melrose this 2nd day of May, 2002.



GEORGE O'BRIEN, MAYOR

ATTEST:



ROSE ANN INDERRIEDEN, CITY ADMINISTRATOR

TOWNSHIP OF MELROSE:

Passed and adopted by the Board of Supervisors of the Township of Melrose this 1st day of May, 2002.



ALLEN KLAPHAKE, CHAIRMAN

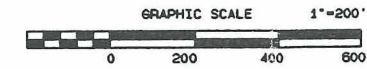
ATTEST:



VERNON FRERICKS, CLERK

CERTIFICATE OF SURVEY FOR THE CITY OF MELROSE, MN

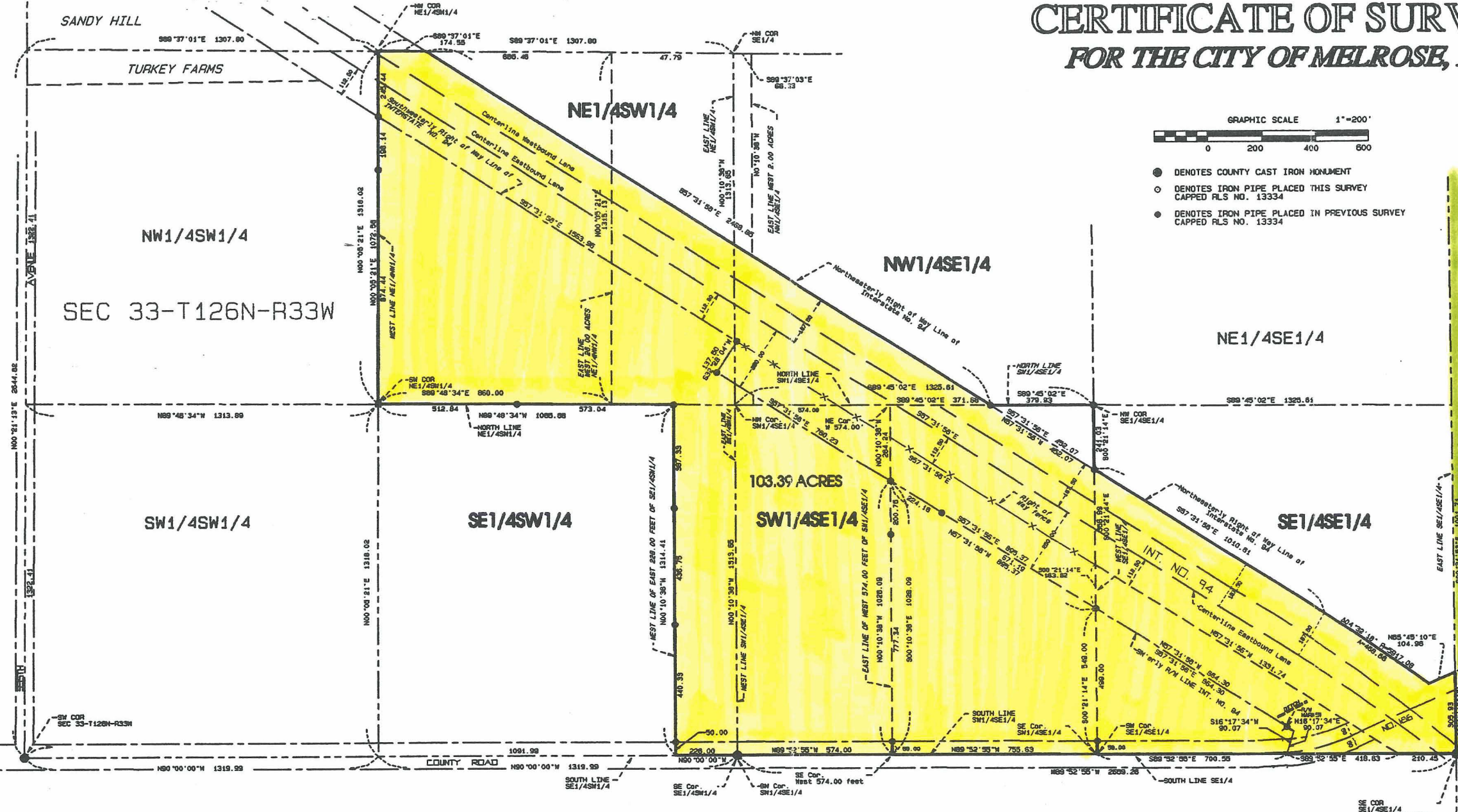
REC'D BY
MAMB MAY 13 2002



- DENOTES COUNTY CAST IRON MONUMENT
- DENOTES IRON PIPE PLACED THIS SURVEY CAPPED PLS NO. 13334
- DENOTES IRON PIPE PLACED IN PREVIOUS SURVEY CAPPED PLS NO. 13334



SANDY HILL
TURKEY FARMS
NW1/4SW1/4
SEC 33-T126N-R33W



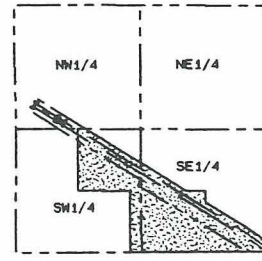
LEGAL DESCRIPTION:

That part of the SE1/4 of the SW1/4 and that part of the NE1/4 of the SW1/4 and that part of the SE1/4 of Section 33, Township 126 North, Range 33 West, Stearns County, Minnesota described as follows: Beginning at the southeast corner of said SE1/4SW1/4; thence North 90 degrees 00 minutes 00 seconds West (assumed bearing) along the south line of said SE1/4SW1/4, a distance of 228.00 feet; thence North 00 degrees 10 minutes 38 seconds West, parallel with the east line of said SE1/4SW1/4, a distance of 1314.41 feet to its intersection with the south line of said NE1/4SW1/4; thence North 89 degrees 48 minutes 34 seconds West along said south line, a distance of 1085.88 feet to the southwest corner of said NE1/4SW1/4; thence North 00 degrees 05 minutes 21 seconds East along the west line of said NE1/4SW1/4, a distance of 1318.02 feet to the northwest corner of said NE1/4SW1/4; thence South 89 degrees 37 minutes 01 seconds East, along the north line of said NE1/4SW1/4, a distance of 174.55 feet to its intersection with the north line of the SW1/4SE1/4 of said Section 33; thence South 89 degrees 45 minutes 02 seconds East, along said north line, a distance of 379.93 feet to the northwest corner of the SE1/4SE1/4 of said Section 33; thence South 00 degrees 21 minutes 14 seconds East, along the west line of said SE1/4SE1/4, a distance of 241.03 feet to its intersection with a line which lies 187.50 feet northeasterly of (as measured at right angles and parallel with) the centerline of the eastbound lane of Interstate Highway No. 94 (as now built and constructed); thence South 57 degrees 31 minutes 55 seconds East, along the northeasterly right of way line of Interstate Highway No. 94, a distance of 1010.81 feet; thence southeasterly along said right of way line, along a tangential curve concave to the southwest, said curve having a central angle of 04 degrees 32 minutes 18 seconds, having a radius of 5817.08 feet and an arc length of 468.68 feet; said point being on the northeasterly right of way line of County Road No. 186; thence North 65 degrees 45 minutes 10 seconds East, along said right of way line, a distance of 104.95 feet to its intersection with the east line of said SE1/4SE1/4; thence South 00 degrees 31 minutes 53 seconds East, along said east line, a distance of 305.93 feet to the southeast corner of said SE1/4SE1/4; thence North 89 degrees 52 minutes 55 seconds West, along the south line of said SE1/4SE1/4, a distance of 2659.26 feet to the point of beginning.

Containing 103.39 acres, more or less.

Subject to County Road No. 186 and Interstate No. 94 easements and right of way on record.

VICINITY MAP



SEC 33-T126N-R33W

I hereby certify that this survey was prepared by me or under my direct supervision, and that I am a duly Registered Land Surveyor under the Laws of the State of Minnesota.

4-30-02
Date: Ronald Engelmeier, Land Surveyor
Minnesota Registration No. 13334

ENGELMEYER SURVEYING P.A.	
PREPARED FOR: CITY OF MELROSE	
CERTIFICATE OF SURVEY	
cc: melrose.pro	Job No: 270-00 dik
Date: 4-30-2002	P-3-12138 FB: 95-27
ENGELMEYER SURVEYING P. A. 307A EAST MAIN STREET MELROSE, MN 56352 PHONE: 320-256-7299 FAX: 320-256-5151 email: engelsur@melrose.net	