

BEFORE THE ACTING DIRECTOR OF THE OFFICE OF
STRATEGIC AND LONG RANGE PLANNING
OF THE STATE OF MINNESOTA

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF BIWABIK AND)
THE TOWN OF WHITE PURSUANT TO MINNESOTA) ORDER
STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Biwabik and the Town of White; and

WHEREAS, a joint resolution was received from the City of Biwabik and the Town of White requesting that certain property be annexed to the City of Biwabik pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of the Office of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, on February 14, 2003, the Acting Director of the Office of Strategic and Long Range Planning has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Biwabik, Minnesota, the same as if it had originally been made a part thereof:

AREA III

Property located in Township 59 north, Range 16 west:

All that property in sections 13, 24, 25 and 36, excepting therefrom all such

properties within said sections that are contained in Area I.

Property located in Township 59 north, Range 15 west:

All that property in Section 31 located east of the centerline of St. Louis County Highway No. 138, and north and west of the diversion canal between Embarrass Lake and Wynne Lake, excepting therefrom any property in Section 31 located east of Wynne Lake; and

All that property in Section 30, excepting therefrom all such properties within said section which are contained in Area I and excepting therefrom the southeast quarter of Section 30 located east of Wynne Lake; and

All that property in Section 19, excepting therefrom all such properties within said section which are contained in Area I and excepting therefrom all such properties which are contained in Exhibit II to the Joint Resolution; and

All that property in Section 18, excepting therefrom all such properties within said section which are contained in Area I; and

The southwest quarter of Section 7 and the east half of the southeast quarter of Section 7.

AREA IV

Property located in Township 59 north, Range 15 west:

The southeast quarter of Section 30 located east of Wynne Lake; and

The southwest quarter of the southwest quarter of Section 29; and

The west half of Section 32; and

That part of Section 31 located east of the centerline of St. Louis County Highway No. 138 and south of the diversion canal between Embarrass Lake and Wynne

Lake.

EXCEPT:

Any part thereof located in Township 59 north, Range 16 west;

Any part thereof located in Section 31, Township 59 north, Range 15 west;

The southeast quarter of Section 30, Township 59 north, Range 15 west, west of Wynne Lake; and

Any part thereof in Section 7, Township 59 north, Range 15 west.

All of those parcels of land located in Area IV as described on Exhibit IV to that certain Joint Resolution for Orderly Annexation by and between White Township and the City of Biwabik (which is also attached hereto), except:


Government Lot 5, Section 32, Township 59 north, Range 15 west; and

Any part thereof located in Section 31, Township 59 north, Range 15 west.

THIS RESOLUTION FOR ANNEXATION IS TO INCLUDE ALL OF THE AREA OF WYNNE LAKE.

Dated this 14th day of February, 2003.

For the Acting Director of the Office of Strategic &
Long Range Planning
658 Cedar Street - Room 300
St. Paul, Minnesota 55155



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-880-2 Biwabik

MEMORANDUM

In ordering the annexation contained in Docket No. OA-880-2, the Acting Director of Strategic and Long Range Planning finds and makes the following comment:

Paragraphs 4(f) and 5(g) of the agreement provides for a 60/40 perpetual division of tax revenue from an annexed area. By making this order, no determination is made as to the effectiveness of such an agreement. Minnesota Statutes Section 414.036 allows for a reimbursement to the township of property taxes of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Director.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

CWS