

**JOINT RESOLUTION BETWEEN THE CITY OF ZUMBROTA AND TOWNSHIP OF MINNEOLA PURSUANT TO MINNESOTA STATUTES 414.0325, SUBDIVISION 1, DESIGNATING CERTAIN UNINCORPORATED LAND AS IN NEED OF ORDERLY ANNEXATION, CONFERRING JURISDICTION ON SAID LAND TO MINNESOTA PLANNING, AND AGREEING TO IMMEDIATE ANNEXATION UPON RECEIVING A RESOLUTION FROM THE CITY OF ZUMBROTA CALLING FOR SAID ANNEXATION.**

Minneola Township Resolution No. 2003-1

City of Zumbrota Resolution No. 2002-25

**TO: Minnesota Planning  
658 Cedar Street  
St. Paul, MN 55155**

WHEREAS, the City of Zumbrota and Township of Minneola, Goodhue County, Minnesota, have received a Petition by owners of certain unincorporated land, as hereinafter described, for designation as an area in need of orderly annexation to the City of Zumbrota, and

WHEREAS, said land adjoins the City of Zumbrota, is urban or suburban in character, is proposed to be generally developed for commercial purposes and is within the scope of the City of Zumbrota's Future Land Use Plans, and the City of Zumbrota is capable of providing the services required by the area within a reasonable time, and

WHEREAS, it is deemed appropriate and in the best interests of both the City of Zumbrota and Minneola Township that said land be annexed to the City of Zumbrota.

NOW, THEREFORE BE IT **JOINTLY RESOLVED**, pursuant to Minnesota Statutes 414.0325, Subdivision 1 and agreed by the City Council of the City of Zumbrota and the Board of Supervisors of Minneola Township, Goodhue County, Minnesota, as follows:

1. That the following tract of land, including all streets, roads or allies, if any, passing through or adjacent to said land, as shown on the map of the land attached hereto and made a part hereof, is properly subject to orderly annexation under and pursuant to Minnesota Statutes 414.0325, Subdivision 1, and is hereby designated as in need of orderly annexation as provided by statute:

**PLEASE SEE ATTACHED DESCRIPTION.**

2. That jurisdiction is hereby conferred upon Minnesota Planning over the provisions contained in this Joint Resolution.
3. That in order to initiate the annexation of property described in this Orderly Annexation Agreement, a subsequent resolution of the City Council of the City of Zumbrota needs to be submitted to Minnesota Planning.
4. That upon order of Minnesota Planning, but not before receiving a subsequent resolution from the City of Zumbrota, the land described above, including all streets, roads or alleys, if any, passing through or adjacent to said land as shown on the map of the land attached hereto and made a part hereof shall be annexed to and become part of the corporate municipal limits of the City of Zumbrota and shall be subject to the rules and regulations of said municipality.

5. That the area of the land to be annexed contains approximately 32.74 acres, and shall be zoned highway commercial (C2) once annexation occurs and until such time shall only be used for agricultural purposes.
6. That the population of the area to be annexed is zero.
7. If the annexation is ordered on or before August 1<sup>st</sup> of a given year, then the property taxes on the annexed land due and payable in that year shall be payable to the Minneola Township. Thereafter, property taxes on the annexed land shall be payable to the City of Zumbrota.
8. If the annexation is ordered after August 1<sup>st</sup> of a given year, then the property taxes on the annexed land due and payable in that year and the following year shall be payable to Minneola Township. Thereafter, property taxes on the annexed land shall be payable to the City of Zumbrota.
9. That the City of Zumbrota will pay the Township of Minneola compensation for taxes lost in accordance with MS Section 414.033, Subd. 12. The amount will be paid in whole by the city within 30 days of receiving confirmation of board order from MN Planning.
10. That the owners of the land to be annexed have waived any notice required by Minnesota Statutes Section 414.0325, Subdivision 1a, relating to electric utility service.
11. That no alteration of the stated boundaries is appropriate, no conditions for the annexation are required (other than herein stated) and no consideration by Minnesota Planning is necessary.
12. That upon receipt of this Joint Resolution, Minnesota Planning may review and comment; upon receipt of the subsequent resolution, Minnesota Planning shall order the annexation in accordance with the terms of this Resolution.
13. That this Resolution is a stand-alone agreement between the City of Zumbrota and Minneola Township and shall not set precedence for action related to future annexation agreements.
14. That this Resolution shall be effective upon approval and adoption by the Board of Supervisors of Minneola Township and the City Council of the City of Zumbrota.

Adopted by the Board of Supervisors of Minneola Township this 14 day of Jan, <sup>2003</sup>2002.

William J. Budensiek  
William Budensiek, Chairman

ATTEST: Harry Hadler  
Harry Hadler, Clerk

Adopted by the City Council of the City of Zumbrota this 14<sup>th</sup> day of December, 2002.

Richard R. Bauer  
Richard R. Bauer, Mayor

ATTEST: Ronald S. Johnson  
Ronald S. Johnson, City Administrator

STATE OF MINNESOTA)  
                                  ) ss.  
COUNTY OF GOODHUE)

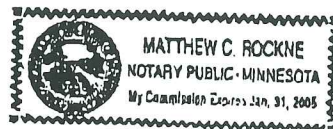
REC'D BY  
MMB

JAN 30 2003

This instrument was acknowledged before me on May 3, 2001

Gary C. Gerken and Louise P. Gerken, husband and wife.

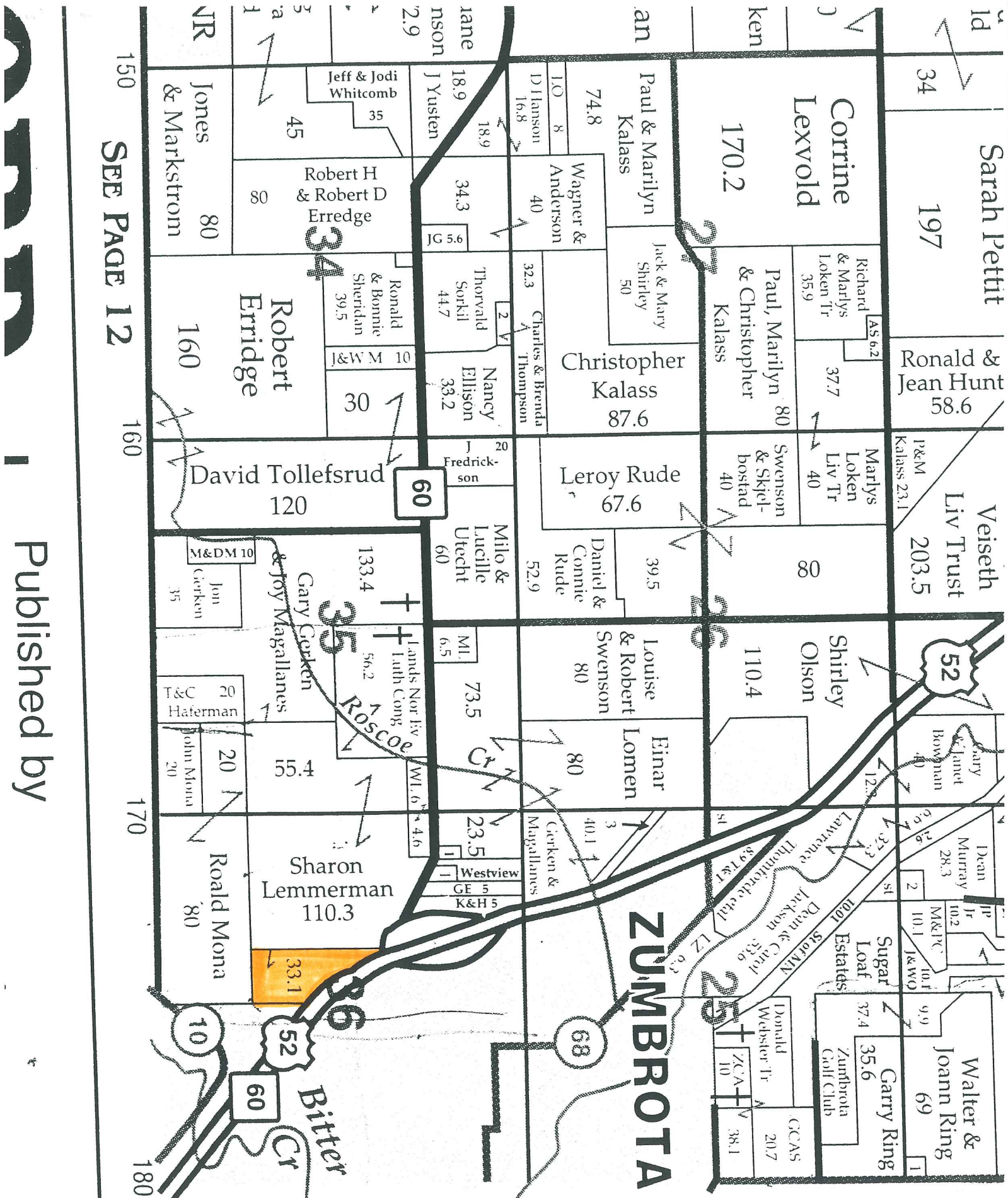
Matthew C. Rockne  
Notary Public



The East 45 rods of the Southeast Quarter of the Northwest Quarter and the East 45 rods of the Northeast Quarter of the Southwest Quarter, all in Section 36, Township 110 North, Range 16 West, EXCEPT: Commencing at the northeast corner of said Southeast Quarter of the Northwest Quarter; thence West 450 feet; thence South 813 feet; thence East 450 feet; thence North 813 feet to the point of beginning. ALSO EXCEPT all of said premises lying East of the easterly right of way line of Minnesota Trunk Highway #52.

Together with rights of access and egress to public thoroughfare created by State of Minnesota Final Certificate in eminent domain proceedings, dated June 7, 1967 and recorded August 15, 1967 in Book 114 of M.R., page 11, and any other State of Minnesota granted access/egress rights as appurtenant to the lands herein conveyed, as further evidenced by MDOT Right of Way Map File # 16-64, on file with the Minnesota Department of Transportation.





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