

JOINT POWERS AGREEMENT RELATING TO
DESIGNATION OF ZACHER PARCEL AS AN
AREA IN NEED OF ORDERLY ANNEXATION

This Agreement made and entered into this 7th day of August, 1984, by and between the City of St. Francis, a political subdivision under the laws of the State of Minnesota, hereinafter referred to as "City", and the Township of Oak Grove, Anoka County, Minnesota, hereinafter referred to as "Town";

WITNESSETH:

WHEREAS, Leo D. Zacher and Diane K. Zacher have petitioned for annexation by the City of St. Francis of the following described land:

That part of the Northeast Quarter of the Northeast Quarter of Section 5, Township 33, Range 24, Anoka County, Minnesota, described as follows:

Commencing at the Northeast corner of said Northeast Quarter of the Northeast Quarter, thence West 300 feet; thence South 300 feet; thence East 300 feet; thence North 300 feet to the point of beginning; and

WHEREAS, the Minnesota Municipal Board has ordered a hearing on the proposed Petition for August 9, 1984; and,

WHEREAS, the Town and City and the landowners are now desirous of invoking the provisions of Minnesota Statutes 414.0325 so as to designate the land described in this agreement as being in need of orderly annexation, but that no alteration of that parcel's stated boundary is appropriate; and

WHEREAS, the Town and City and the landowners are now desirous of dismissing the proceedings that have been commenced by Zachers pursuant to M.S.A. 414.033.

Now, therefore, pursuant to the authority granted by Minnesota Statutes 471.59, subd. 2 through 8, inclusive, and by Minnesota Statutes 414.0325, Subd. 1 and Subd. 5, the parties do agree as follows:

1. Purpose. The purpose of this agreement is to enable the Town and City to designate the land described above as an area in need of orderly annexation, but that no alteration of the area's stated municipal boundaries is appropriate at this time. It is further the purpose of this agreement to enable the City to extend its zoning regulations to include the entire orderly annexation area.

2. Agreement. The Town and City agree that because part of the homestead parcel owned by said Zachers that abuts the above described parcel lies within the City, and for other reasons, that the parcel described above shall be designated as in need of orderly annexation, but that no alteration of the stated municipal boundaries is now appropriate. It is further agreed that the Town shall exclude the said area from its zoning ordinances, and that the City may extend its zoning regulations to include the entire orderly annexation area.

3. Assessments for Expenses. In the event that the City imposes charges for zoning administration, or in the event that expense is incurred in connection with zoning administration of the Zacher property, and in the event that the property owners do not reimburse City for such charges or expenses, then upon demand by City, Town agrees to impose assessments as authorized by statute to enforce payment of City's charges and expenses, and upon payment of any such levied assessments, Town agrees to deliver the funds received to City.

IN WITNESS WHEREOF, The parties have executed this Agreement the day and year first above written.

City of St. Francis

Steven Beaudet
Mayor

Sharon Fuchsman
Clerk

Township of Oak Grove

Tom S. Fuchs
Chairman

Debbie Grabow
Clerk