JOINT RESOLUTION FOR ORDERLY ANNEXATION BETWEEN THE TOWN OF BUFFALO AND THE CITY OF BUFFALO RECITALS

- A. The Town of Buffalo ("Town") and the City of Buffalo ("City"), both of Wright County, Minnesota, are in agreement as to the orderly annexation of certain property described in this resolution for the purpose of orderly and planned services to the community.
- B. The property proposed to be annexed is not already part of another city, and it adjoins and is contiguous to the City (see attached map).
- C. All owners of the property proposed to be annexed have petitioned the City for annexation.
- D. An orderly annexation of the proposed property is in the best interest of the area proposed for annexation.

RESOLUTION

In consideration of this resolution's mutual terms and conditions, the Town and City jointly resolve and enter into this Joint Resolution for Orderly Annexation ("Joint Resolution") as follows:

- 1. <u>Designation of Orderly Annexation Area</u>. The Town and City designate the area set forth on the map attached as Exhibit 1 and the legal description of the properties attached as Exhibit 2, ("designated property") as subject to orderly annexation pursuant to Minnesota Statutes § 414.0325.
- 2. <u>Minnesota Municipal Board Jurisdiction</u>. Upon approval by the Town Board and City Council, this Joint Resolution shall confer jurisdiction upon the Office of

Strategic and Long Range Planning, Municipal Boundary Adjustments (Office of Strategic Planning) to approve the annexation of the designated property pursuant to Minnesota Statutes § 414.0325.

- 3. **No Alteration of Boundaries**. The Town and City agree and state that no alterations by the OSP of the stated boundaries of the designated property for orderly annexation is appropriate.
- 4. <u>Municipal Board Review and Comment</u>. The Town and City agree and state that this Joint Resolution sets forth all the conditions for annexation of the designated property, and no consideration by the OSP is necessary. The OSP may review and comment, but shall order the annexation of the designated property according to this Joint Resolution's terms within thirty (30) days.
- 5. Planning and Land Use Control Authority. Following annexation, the City's zoning regulations and land use controls shall govern the designated property.
- 6. <u>Authorization</u>. The Town and City have authorized the appropriate officers to carry this Joint Resolution's terms into effect.
- 7. <u>Modification</u>. The Town and City may modify, amend or terminate this Joint Resolution by mutual, written agreement.
- 8. <u>Severability</u>. A determination by any court of competent jurisdiction that any provision of this Joint Resolution invalid, illegal or unenforceable shall not affect the validity of this Joint Resolution's other provisions. If any of this Joint Resolution's provisions is inapplicable to any person or circumstance, it shall still remain applicable to all other persons or circumstances.

9. Effective Date. This Joint Resolution shall be effective from the date of the OSP's order calling for annexation of the designated property to the City.

The Town of Buffalo Board of Supervisors adopts this Joint Resolution on March 6 th , 2001.

TOWN OF BUFFALO

Board of Supervisors Chairperson

ATTEST:

Town Clerk

The Buffalo City Council adopts this Joint Resolution on February 5

2001.

CITY OF BUFFALO

Mayor

ATTEST

EXHIBIT 2

DESIGNATED PROPERTY

That part of the East Half of the Northwest Quarter of Section 19, Township 120, Range 25, Wright County, Minnesota, described as follows: Commencing at the southeast corner of said East half of the Northwest Quarter; thence South 88 degrees 50 minutes 45 seconds West, assumed bearing, along the south line of said East Half of the Northwest Quarter, a distance of 200.00 feet; thence North 1 degree 09 minutes 15 seconds West, a distance of 810.86 feet; thence South 88 degrees 50 minutes 45 seconds West, a distance of 30.00 feet to the actual point of beginning; thence continue South 88 degrees 50 minutes 45 seconds West, a distance of 238.67 feet; thence North 1 degree 09 minutes 15 seconds West, a distance of 730.85 feet; thence North 89 degrees 12 minutes 38 seconds East, a distance of 238.67 feet; thence South 1 degree 09 minutes 15 seconds East, a distance of 729.33 feet to the point of beginning. Containing 4.0 acres and subject to easements of record.



