

**JOINT RESOLUTION NO. 2004-05
TOWN OF BIG LAKE AND CITY OF BIG LAKE
SHERBURNE COUNTY**

**A JOINT RESOLUTION FOR ANNEXATION OF LAND TO THE
CITY OF BIG LAKE**

WHEREAS, Big Lake Township (the "Township") and the City of Big Lake (the "City") desire to plan appropriately for growth and development in each community; and

WHEREAS, the Township and City desire to prevent the premature conversion of agricultural land for urban development; and

WHEREAS, the Township and City are working together to promote contiguous and orderly growth patterns, consistent with the goals and policies of each community's comprehensive plan; and

WHEREAS, the Township and City acknowledge it is in the best interests of the residents of each community to work cooperatively in the future planning and development of the areas abutting the common borders of the communities; and

WHEREAS, the Township and the City have received a petition for annexation from the owner of property contiguous to the City in the approximate amount of 139.23 acres.

WHEREAS, the use or development proposal is determined by the City of Big Lake to be consistent with the City's adopted land use plan, and utilities are available to the OAA.

NOW, THEREFORE, BE IT RESOLVED the Township and City agree to the following terms and conditions:

1. The Township and City hereby establish an Orderly Annexation Area ("OAA") as authorized by Minnesota Statute §414.0325, Subdivision 1, as shown on the attached Exhibit A and legally described on Exhibit B.
2. The property located within the OAA, shown on Exhibit A and described in Exhibit B, may be immediately annexed to the City by City Resolution alone. The Township agrees that a subsequent Resolution is not required by the Township.
3. Upon approval by the respective governing bodies of the City and the Township, this joint resolution and agreement shall confer jurisdiction upon the Department of Administration so as to accomplish the orderly annexation of the lands described in the attached Exhibit A in accordance with the terms of this joint resolution and agreement.
4. The City and the Township mutually state that no alteration of the stated boundaries is appropriate, no conditions for the annexation are required, and no consideration by the Department of Administration is necessary.
5. Having designated the area illustrated on Exhibit A and described in Exhibit B as in need of orderly annexation, and having provided for all of the conditions of its annexation within this document, the parties to this agreement agree that The Department of Administration may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this Resolution.
6. The parties may amend this joint resolution by mutual consent at any time.

NOV 24 2004

Approved and Adopted this
8th day of September, 2004.

BIG LAKE TOWNSHIP

Ewald Petersen
Ewald Petersen, Chair

Attest:

Laura Hayes
Laura Hayes, Township Clerk

Approved and Adopted this
13th day of October, 2004

CITY OF BIG LAKE

Donald Orrock
Donald Orrock, Mayor

Attest:

Gina Wolbeck
Gina Wolbeck, City Clerk

Whereupon the motion was duly passed and executed.

The following Council Members voted in favor: Don Orrock, Jim Dickinson, Janice Halvorson, Chuck Heitz, and Duane Langsdorf. The following Council Members voted against or abstained: None.

The following Town Board Members voted in favor: Ewald Petersen, Jim Sanford, Larry Alfords, David Quinn, and Norm Leslie. The following Town Board Members voted against or abstained: None.

Document prepared by: City of Big Lake
160 Lake Street North
Big Lake MN 55309
(763) 263-2107

Attachments:

Exhibit A-I: OAA Site Location Map
Exhibit A-II: Parcel Site Map
Exhibit B: Legal Descriptions

STATE OF MINNESOTA)
SS.
COUNTY OF Sherburne)

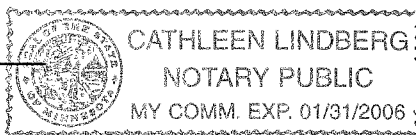
The foregoing instrument was acknowledged before me this 10th day of November ~~October~~, 2004, by the Chair and Clerk of the Town of Big Lake, Minnesota.

Kenneth O. Warneke
Notary Public



The foregoing instrument was acknowledged before me this 28 day of October, 2004, by the Mayor and City Clerk of the City of Big Lake, a Minnesota municipal corporation, on behalf of the corporation.

Notary Public

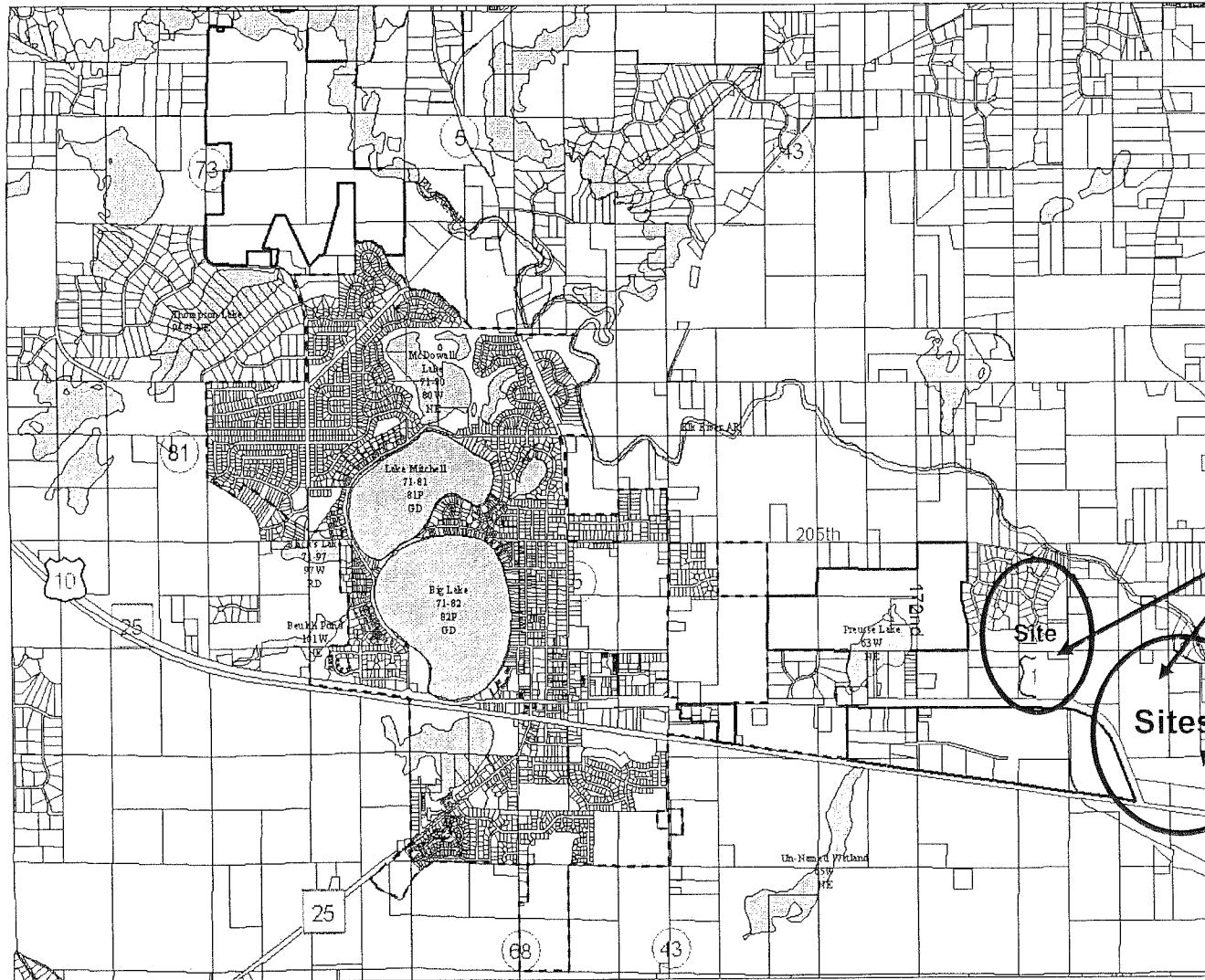


REC'D BY
MMB

NOV 24 2004

Exhibit "A"
OAA SITE LOCATION MAP

Exhibit A-1



**Dynamics
Design & Land
Company**

and

**Richard
Hudson, and
Richard
Backlund**

Annexation Request

Parcel #'s
10-122-4200
10-127-1100
10-122-3205

Totaling
139.23 Acres

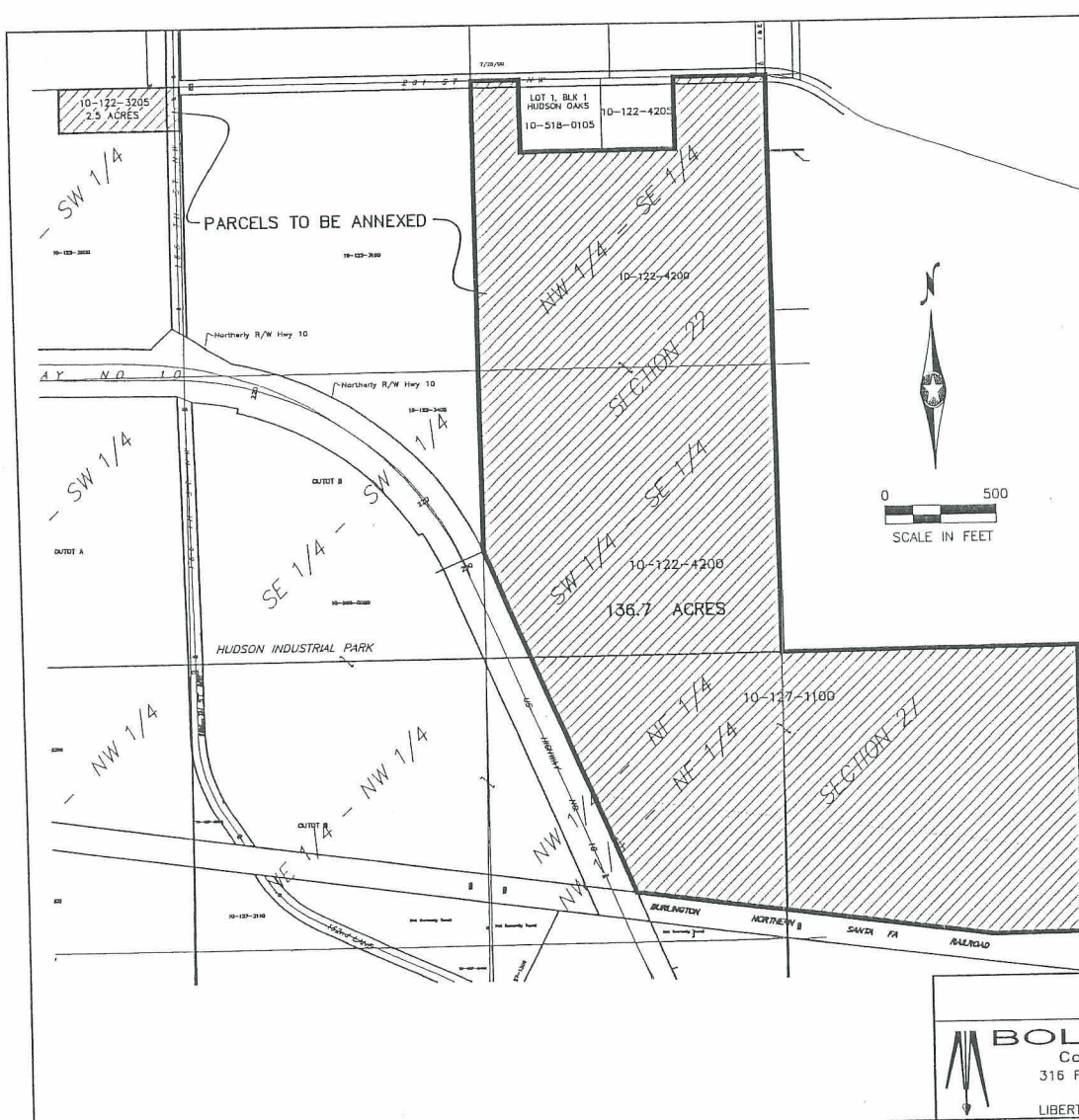


REC'D BY
MMR

NOV 24 2004

Exhibit "A"
PARCEL SITE MAP

Exhibit A-2



LEGAL DESCRIPTION: PARCELS TO BE ANNEXED

That part of Section 22, Township 33, Range 27, Sherburne County, Minnesota, identified as PID # 10-122-4200 described as follows:

The West half of the Southeast Quarter of said Section 22, EXCEPT the West 330 feet of the East 746 feet of the North 330 feet of the Northwest Quarter of the Southeast Quarter of said Section 22 and EXCEPT that part platted as Hudson Oaks.

AND:

The North 200 feet of the East 550 feet of the Northwest Quarter of the Southwest Quarter.

AND:

That part of Section 27, Township 33, Range 27, Sherburne County, Minnesota, identified as PID # 10-127-1100 described as follows:

The North half of the Northeast Quarter of said Section 27, lying North of the Railroad right-of-way and Easterly of the right-of-way line of U.S. Highways Number 10 and 52.

AND:

That part of Section 22, Township 33 North, Range 27 West, Sherburne County, Minnesota, identified as PID # 10-122-3205 described as follows:

The North 200 feet of the East 550 feet of the Northwest Quarter of the Southwest Quarter.

ANNEXATION EXHIBIT CITY OF BIG LAKE



BOLTON & MENK, INC.

Consulting Engineers & Surveyors
316 FOURTH STREET, WILLMAR, MN 56201 (320) 231-3956
AMES, IA BURNSVILLE, MN FAIRMONT, MN
LIBERTY, MO MANKATO, MN SLEEPY EYE, MN WILLMAR, MN

Portions of Section 22 and 27, T.33, R.27, Sherburne County, Minnesota

FOR: CITY OF BIG LAKE

JOB NUMBER:

FIELD BOOK: none

DRAWN BY: RB

I:\SURVDATA\BGLK\W1335567\HUDSON ANNEXATION\BASESUR.DWG 10-06-2004 9:02a.m.

REC'D BY
M.M.B.
NOV 24 2004

REC'D BY
MMB

NOV 24 2004

Exhibit "B"
LEGAL DESCRIPTIONS

LEGAL DESCRIPTION: PARCELS TO BE ANNEXED

That part of Section 22, Township 33, Range 27, Sherburne County, Minnesota, identified as PID # 10-122-4200 described as follows:

The West half of the Southeast Quarter of said Section 22,
EXCEPT the West 330 feet of the East 746 feet of the North 330 feet of the Northwest Quarter of the Southeast Quarter of said Section 22 and EXCEPT that part platted as Hudson Oaks.

AND:

The North 200 feet of the East 550 feet of the Northwest Quarter of the Southwest Quarter.

AND:

That part of Section 27, Township 33, Range 27, Sherburne County, Minnesota, identified as PID # 10-127-1100 described as follows:

The North half of the Northeast Quarter of said Section 27, lying North of the Railroad right-of-way and Easterly of the right-of-way line of U.S. Highways Number 10 and 52.

AND:

That part of Section 22, Township 33 North, Range 27 West, Sherburne County, Minnesota, identified as PID # 10-122-3205 described as follows:

The North 200 feet of the East 550 feet of the Northwest Quarter of the Southwest Quarter.

Exhibit B