

**TOWN OF EMPIRE  
CITY OF FARMINGTON**

**IN THE MATTER OF THE JOINT  
RESOLUTION OF THE TOWN OF  
EMPIRE AND THE CITY  
OF FARMINGTON, DESIGNATING  
AN UNINCORPORATED AREA AS  
IN NEED OF ORDERLY ANNEXATION  
AND CONFERRING JURISDICTION  
OVER SAID AREA TO THE DEPARTMENT  
OF ADMINISTRATION, BOUNDARY  
ADJUSTMENT OFFICE, PURSUANT TO  
M.S. §414.0325**

**JOINT RESOLUTION**

**WHEREAS**, Steven H. Frandrup and Susan L. Frandrup (the "Frandrups") are the sole owners of unplatted property currently located in Empire Township legally described as stated in Attachment A; and

**WHEREAS**, the property abuts land within the City limits, is located east of Trunk Highway 3 and south of 209<sup>th</sup> Street in the northeasterly area of the City, is approximately 2.95 acres in size, and has no households, population or improved residential structures; and

**WHEREAS**, the Frandrups have petitioned the City for annexation of their property for the purpose of developing the property for additional residential uses and receiving city services; and

**WHEREAS**, the City of Farmington can provide the requested urban services to the property.

**NOW, THEREFORE**, the Township of Empire and the City of Farmington jointly agree to the following:

1. The Township and City hereby establish an Orderly Annexation Area ("OAA") as authorized by Minnesota Statute §414.0325, Subdivision 1, for the property described above and as shown on the attached Exhibit B and legally described on Exhibit A.
2. That the purpose of the annexation of the property involved in this annexation is to transfer jurisdiction over the property in order to provide urban

services including but not limited to sewer, water, refuse collection, police and fire protection from the City of Farmington.

3. That in order to accomplish this purpose, the property owned by the Frandrups described herein should be immediately annexed to and made part of the City of Farmington.

4. Upon approval by the respective governing bodies of the City and the Township, this joint resolution and agreement shall confer jurisdiction upon the Director of the Office of Strategic and Long-range Planning (or his or her successor designee responsible for administering Minnesota Statutes Chapter 414) so as to immediately annex the lands described in the attached Exhibit A in accordance with the terms of this joint resolution and agreement without need for any subsequent resolution(s) of the parties.

5. The City and the Township mutually state that no alteration by the director to the OAA boundaries, as illustrated on Exhibit B and described in Exhibit A, is appropriate or permitted.

6. The City and Township agree that upon annexation all planning, official controls, and governmental services for the annexed area shall become the responsibility of the City, and that the provisions of Minn. Stat. §§414.035 and 414.036 authorizing differential taxation and municipal reimbursement for the annexed property will not be applied in this proceeding.


7. The City and the Township mutually state that the annexation of the property will not result in any change of electrical service and will not require joint planning since upon final approval of this joint resolution and issuance of the annexation order by the Director the property will immediately be fully subject to the official controls and other ordinances of the City of Farmington, including all land use controls. Further, that differential taxation under M.S. §414.035, or reimbursement under M.S. §414.036 is not required.

8. Having designated the area illustrated on Exhibit B and described in Exhibit A 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 no consideration by the director is necessary. The director may review and comment but shall within thirty (30) days order the annexation in accordance with the terms of this Resolution.

Approved and Adopted  
this 10<sup>th</sup> day of MAY, 2005.


**TOWN OF EMPIRE**


BY:   
Its Town Board Chair

AND   
Its Town Board Clerk

Approved and Adopted  
this 16<sup>th</sup> day of MAY, 2005.

**CITY OF FARMINGTON**

BY:   
Kevin A. Soderberg  
Its Mayor

AND   
David M. Urbia  
Its City Administrator

**EXHIBIT A**

Legal description of property subject to immediate annexation:

That part of the South Half of the Southwest Quarter of Section 29, Township 114, Range 19, Dakota County, Minnesota, described as follows: Commencing, for the purposes of reaching the point of beginning, at the intersection of the south line of said South Half of the Southwest Quarter and the east line of the west 605 feet of said South Half of the Southwest Quarter, said point hereinafter referred to as point A; thence north along said east line 216 feet to the north line of the south 216 feet of said South Half of the Southwest Quarter; thence west along said north line 225 feet to the east line of the west 380 feet of the South Half of the Southwest Quarter; thence north along said east line 259.01 feet to the south line of the north 190 feet of the south 665 feet of the South Half of the Southwest Quarter; thence east along said south line 502.65 feet to the point of beginning of the land to be described; thence south to the intersection with the south line of said South Half of the Southwest Quarter at a point 278.04 feet east of point A; thence east along said south line to the west line of the east 699.6 feet of the west 1,828.3 feet of said South Half of the Southwest Quarter; thence north along said west line to the intersection with Line A, described below; thence west, along Line A to the east line of the west 1,062.7 feet of the South Half of the Southwest Quarter; thence south along said east line to its intersection with the south line of the north 190 feet of the south 665 feet of said South Half of the Southwest Quarter; thence west along said south line to the point of beginning.

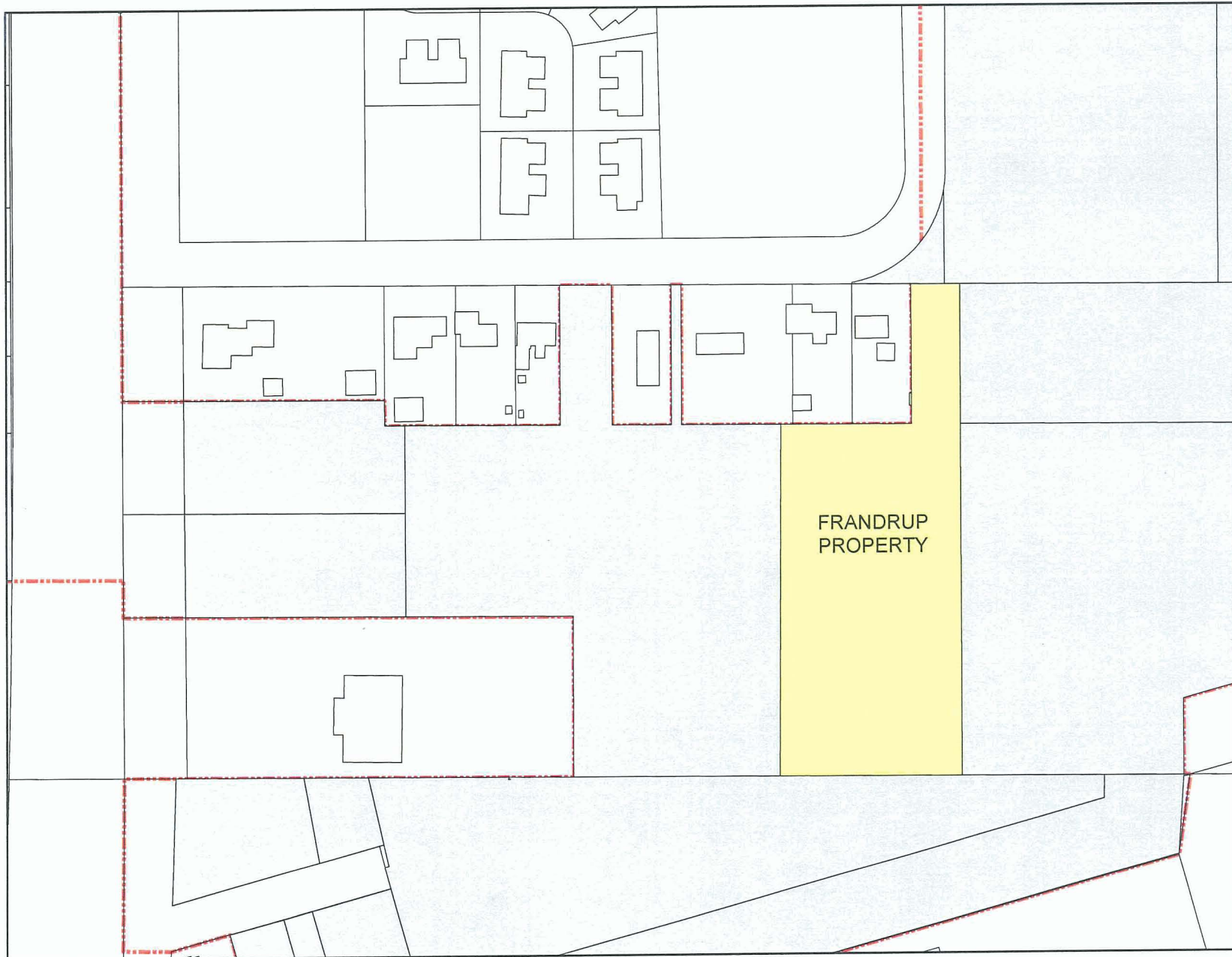
Line A: Commencing at the Southwest corner of Section 29, Township 114, Range 19; thence north along and parallel with the Section line 665 feet; thence east and parallel with the Section line 1,828.3 feet and there terminating.




(PIN 12-02900-020-58)

**EXHIBIT B**

Map of property subject to immediate annexation showing existing corporate boundaries in the Northeast area of the City.

# EXHIBIT B



-  City Boundary
-  City Property
-  Township Property

250 125 0 250 Feet



REC'D BY  
M.M.B.  
JUN 01 2005

