

Township Resolution No. 05-1City Resolution No. 05-15

**JOINT RESOLUTION OF THE CITY OF LAKEFIELD AND THE
TOWNSHIP OF HERON LAKE DESIGNATING CERTAIN
UNINCORPORATED LAND IN THE SE1/4 OF SECTION 33,
HERON LAKE TOWNSHIP, JACKSON COUNTY, MINNESOTA, AS
BEING IN NEED OF ORDERLY ANNEXATION, CONFERRING
JURISDICTION, AND AGREEING TO ANNEXATION**

WHEREAS, the Board of Supervisors of the Township of Heron Lake ("Township") and the City Council of the City of Lakefield ("City") both located in Jackson County, Minnesota, find:

- A. That certain unincorporated land (hereinafter called "Annexation Area") in the Township abuts the corporate limits of the City on its east side;
- B. That the Annexation Area is described as follows:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

subject to existing streets, roads, alleys, railroads, and easements.

- C. That the Annexation Area comprises approximately 117.88 acres, more or less consisting a 115.54 acre parcel (City Parcel) and 2.34 acre parcel (O'Connor Parcel);
- D. That City and William and LaVonne O'Connor own the entire Annexation Area except for or subject to any streets, roads, alleys, and railroads passing through or adjacent thereto;
- E. That the Annexation Area is urban or suburban in character, and its use is "residential development";
- F. That there is one household in the Annexation Area, and its population is "two";
- G. The cost of electric utility service to City and O'Connors may change when the Annexation Area is annexed to the City and the area is developed into residential dwellings. Property owner waives any further notification under Minnesota Statute Section 414.0325, Subd. 1a.
- H. That the City's water and sanitary sewer services are immediately available to the Annexation Area, and the Annexation Area would benefit from immediate connection to the City's water and sanitary sewer services;
- I. That City and O'Connors have requested that the Annexation Area be annexed to the City; and
- I. That the Annexation Area is in need of orderly annexation,

Now, therefore, it is JOINTLY RESOLVED AND AGREED by the Board of Supervisors of the Township and the City Council of the City, as follows:

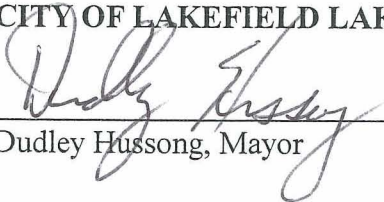
- 1. **Designation for orderly annexation.** Township and City do hereby [a] find that the Annexation Area (including all streets, roads, alleys, and railroads passing through or


- adjacent thereto) is properly subject to and in need of orderly annexation, and [2] designate the Annexation Area for orderly annexation under and pursuant to the Statute.
2. **Jurisdiction.** Township and City shall and do hereby confer jurisdiction on the Department of Administration ("Department") over annexations in the Annexation Area and over the various provisions in this agreement.
 3. **No alteration of boundaries, conditions, or consideration.** No alteration of the stated boundaries of the Annexation Area is appropriate, no conditions for the annexation are required, and no consideration by the Department is necessary.
 4. **Map.** City shall file with the Department a copy of the City's corporate boundary map and shall delineate the Annexation Area on that map.
 5. **Differential taxation.** The tax rate of the City on the Annexation Area shall be increased from the Township rate in substantially equal proportions over six (6) years to equality with the tax rate on property already within the City.
 6. **Collection of property taxes.** Property taxes on the Annexation Area due and payable in 2005 shall be paid to the Township; property taxes payable thereafter shall be paid to the City; and the City shall not be required to make any reimbursement to the Township after the City can first levy on the Annexation Area.
 7. **Review and comment.** Pursuant to the Statute, the Department may review and comment, but within 30 days it shall order the annexation in accordance with the terms of this resolution and the Statute.
 8. **Initial land use/zoning.** Upon annexation to the City the Annexation Area O'Connor Parcel shall be classified as "Residential R-1" and the "City Parcel" as "Agricultural Open Space A-O" under the City's zoning ordinance and on the City's zoning map, subject to amendment as provided by the ordinance.

Duly adopted at a meeting of the City Council of the City of Lakefield, Minnesota, held on May 16 2005 and at a meeting of the Board of Supervisors of Heron Lake Township, Jackson County, Minnesota, held on June 7, 2005, 2005.


CITY OF LAKEFIELD LAKE, MINNESOTA

TOWNSHIP OF HERON LAKE



Dudley Hussong, Mayor


Ted Bretzman, Chairman

ATTEST:


Kelly Rasche, Administrative Clerk

ATTEST:


Irene Gentz, Township Clerk

SUGGESTED DESCRIPTION

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 33, TOWNSHIP 103 NORTH, RANGE 36 WEST OF THE FIFTH PRINCIPAL MERIDIAN, IN WEST HERON LAKE TOWNSHIP, JACKSON COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE NORTH 89 DEGREES 58 MINUTES 30 SECONDS WEST, ALONG THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 1288.80 FEET; THENCE NORTH 38 DEGREES 40 MINUTES 05 SECONDS EAST A DISTANCE OF 128.04 FEET; THENCE NORTH 36 DEGREES 52 MINUTES 41 SECONDS EAST A DISTANCE OF 124.98 FEET; THENCE NORTH 38 DEGREES 40 MINUTES 05 SECONDS EAST A DISTANCE OF 128.04 FEET; THENCE NORTH 39 DEGREES 01 MINUTE 07 SECONDS EAST A DISTANCE OF 128.66 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 100.00 FEET; THENCE NORTH 06 DEGREES 50 MINUTES 36 SECONDS EAST A DISTANCE OF 100.71 FEET; THENCE NORTH 09 DEGREES 27 MINUTES 44 SECONDS EAST A DISTANCE OF 60.83 FEET, TO A POINT BEING 660.00 FEET NORTH OF THE SOUTH LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 89 DEGREES 58 MINUTES 30 SECONDS WEST, ALONG A LINE PARALLEL WITH AND 660.00 FEET NORTH OF THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 1132.00 FEET, TO A POINT 558.00 FEET EAST OF THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 00 DEGREES 01 MINUTE 05 SECONDS WEST A DISTANCE OF 653.30 FEET; THENCE NORTH 00 DEGREES 04 MINUTES 15 SECONDS WEST A DISTANCE OF 399.50 FEET; THENCE NORTH 89 DEGREES 48 MINUTES 15 SECONDS WEST A DISTANCE OF 299.00 FEET; THENCE SOUTH 00 DEGREES 04 MINUTES 15 SECONDS WEST A DISTANCE OF 79.50 FEET; THENCE NORTH 89 DEGREES 39 MINUTES 53 SECONDS WEST, ALONG A LINE PARALLEL WITH AND 30.00 FEET NORTH OF THE NORTH LINE OF O'CONNER ADDITION, A DISTANCE OF 259.00 FEET, TO THE WEST LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 205.30 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS EAST, ALONG A LINE AT RIGHT ANGLES TO THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 440.00 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, ALONG A LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 505.00 FEET; THENCE NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST A DISTANCE OF 135.00 FEET; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, ALONG A LINE PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 295.15 FEET, TO THE NORTH LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 89 DEGREES 56 MINUTES 35 SECONDS EAST, ALONG THE NORTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 2331.96 FEET, TO THE NORTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE SOUTH 00 DEGREES 05 MINUTES 00 SECONDS EAST, ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 2640.06 FEET, TO THE POINT OF BEGINNING.

THE TRACT CONTAINS 115.54 ACRES, AND IS SUBJECT TO EASEMENTS OF RECORD, IF ANY.

EXHIBIT A

WILLIAM AND LAVONNE O'CONNOR PARCEL

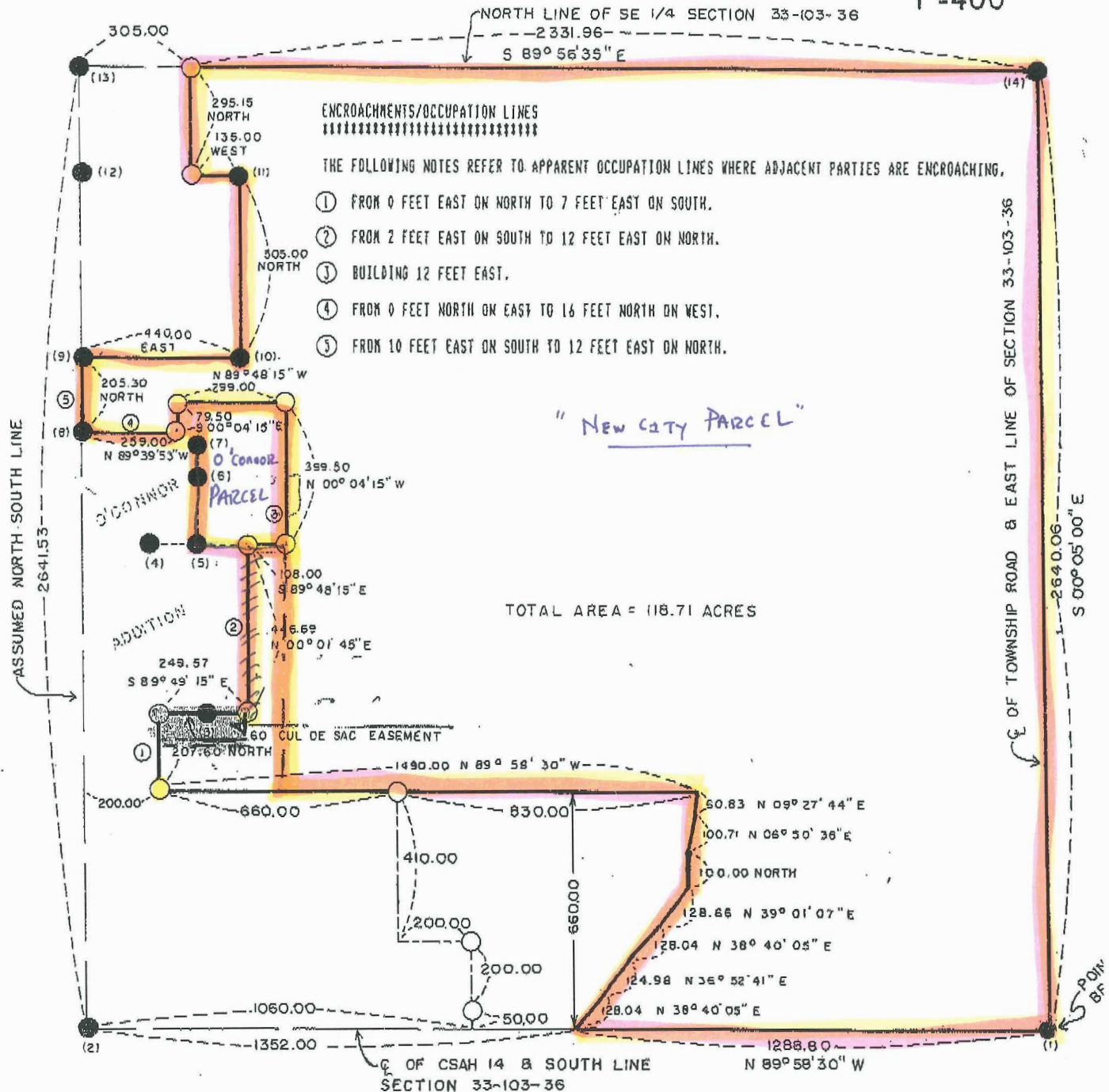
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MMB

JUN 15 2005

Commencing at the Northeast corner of Lot 1 of Block 2 of the O'Connor Addition in the City of Lakefield, Minnesota; thence South 89°51'45" East, assumed bearing, along the extended North line of said Block 2, a distance of 10.00 feet, to the point of beginning of the tract to be described; thence South, along a line parallel with the East line of said Block 2, a distance of 100.00 feet; thence South 89°51'45" East, along a line parallel with the South line and the extended South line of said Block 2, a distance of 238.00 feet; thence North, along a line parallel with the West line of said Southeast Quarter (SE $\frac{1}{4}$), a distance of 399.5 feet; thence North 89°51'45" West, a distance of 299.00 feet; thence South, a distance of 79.50 feet, to a point 30.00 feet North of the North line of Block 1 of said O'Connor Addition; thence South 89°51'45" East, along a line parallel with the North line of said Block 1, a distance of 51.00 feet to a point 30.00 feet North of the Northeast corner of said Block 1; thence South, along the extended East line and the East line of said Block 1, a distance of 220.00 feet, to the Northeast corner of said Block 2; thence South 89°51'45" East, along the extended North line of said Block 2, a distance of 10.00 feet, to the point of beginning. The tract contains 2.34 acres and is subject to easements of record, if any.

EXHIBIT A

PART OF THE SE 1/4 OF SECTION 33, TOWNSHIP 103
RANGE 36 WEST, HERON LAKE TOWNSHIP
JACKSON COUNTY, MINNESOTA

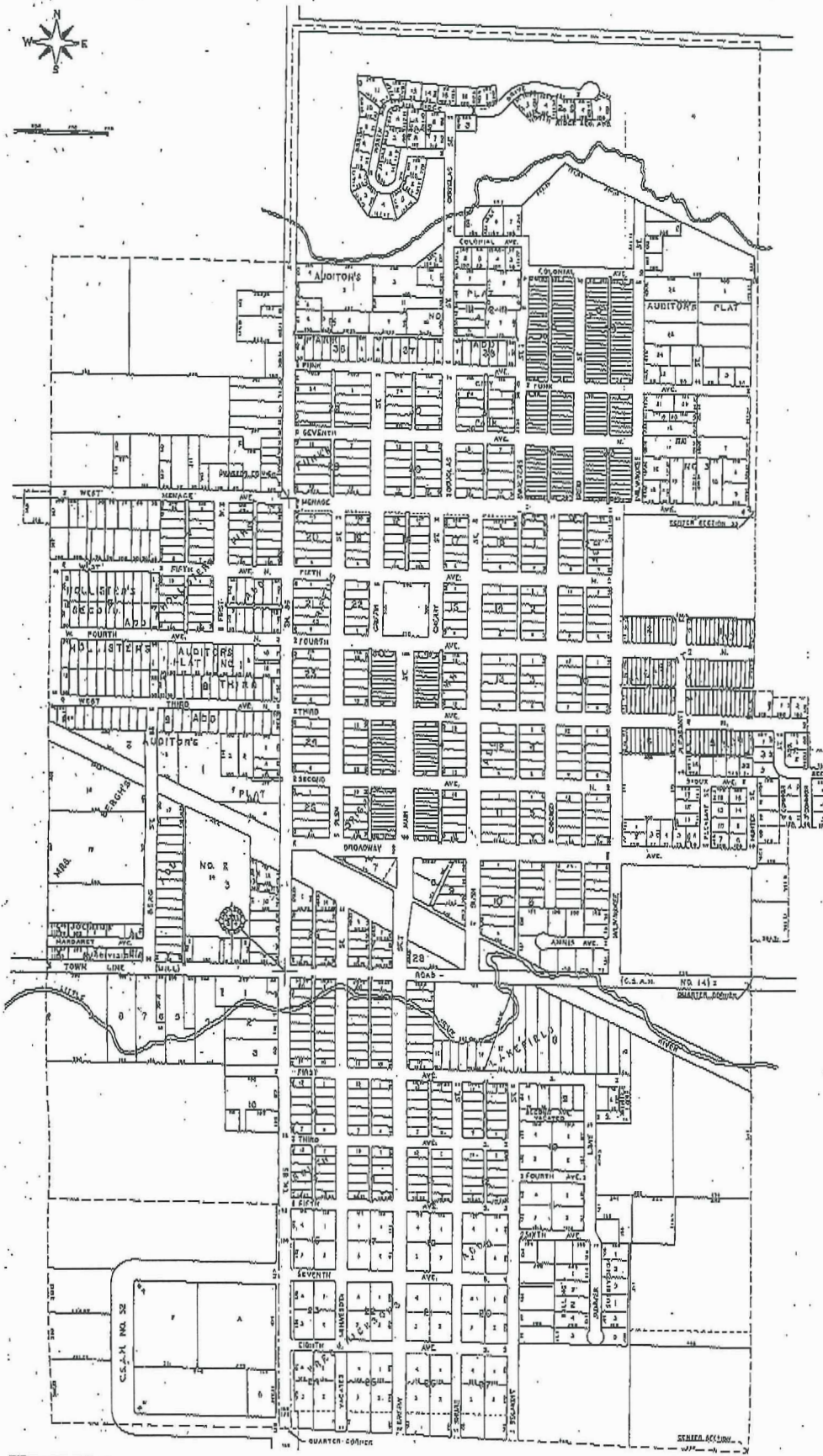


MAP OF

LAKEFIELD MINNESOTA

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JUN 15 2005



} Annexation
Area.