

Township Resolution No. \_\_\_\_\_

City Resolution No. 8 - 05

**JOINT RESOLUTION OF THE CITY OF HERON LAKE AND THE  
TOWNSHIP OF WEIMER DESIGNATING CERTAIN  
UNINCORPORATED LAND IN THE E1/2SW1/4 AND THE W1/2SW1/4  
OF SECTION 20,  
WEIMER 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 Weimer ("Township") and the City Council of the City of Heron Lake ("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/southeast 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 8.576 acres, more or less;
- D. That the City of Heron Lake Economic Development Authority ("EDA") owns 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 are no households in the Annexation Area, and its population is "zero";
- G. The cost of electric utility service to EDA will 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 EDA has 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 Immediate orderly annexation.** EDA, 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 immediate orderly annexation under and pursuant to the Statute.
2. **Jurisdiction.** EDA, 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 four (4) 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 shall be classified as a "Residential" 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 Heron Lake, Minnesota, held on JULY 5 2005 and at a meeting of the Board of Supervisors of Weimer Township, Jackson County, Minnesota, held on JULY 12, 2005.

**CITY OF HERON LAKE, MINNESOTA**

John Hay Mayor  
John Hay, Mayor

ATTEST:

Judy Haberman  
Judy Haberman, City Clerk

**TOWNSHIP OF WEIMER**

Karl Frederichsen, Chairman

ATTEST:

Marvin Liepold  
Marvin Liepold, Township Clerk

City of Heron Lake, Hanson's Fourth Addition  
F12.01808

Bolton & Menk, Inc.  
2005

### INSTRUMENT OF DEDICATION

Know all men by these presents that the City of Heron Lake Economic Development Authority, a municipal corporation, owner of a tract of land in the Northwest Quarter of the Southwest Quarter of Section 20, Township 104 North, Range 37 West in the City of Heron Lake, Jackson County, Minnesota described as follows:

Commencing at the West Quarter Corner of Section 20, Township 104 North, Range 37 West in the City of Heron Lake, Jackson County, Minnesota; thence South 00 degrees 00 minutes 00 seconds West along the West line of the Southwest Quarter of Section 20 a distance of 1690.52 feet; thence South 89 degrees 46 minutes 20 seconds East a distance of 335.00 feet to the Northeast corner of Hanson's Second Addition according to the plat on file and of record in the office of the Jackson County Recorder the point of beginning; thence North 00 degrees 00 minutes 00 seconds East along the East line of Hanson's Third Addition according to the plat on file and of record in the office of the said County Recorder a distance of 512.69 feet to a line lying parallel with and 413.00 feet South (measured parallel with west line of the Southwest Quarter of Section 20) of the North line of the said Southwest Quarter; thence North 89 degrees 57 minutes 00 seconds East parallel with and 413.00 feet south of the north line of said Southwest Quarter a distance of 410.00 feet; thence South 00 degrees 00 minutes 00 seconds West, parallel with the East line of Hanson's Third Addition, a distance of 398.05 feet; thence North 90 degrees 00 minutes 00 seconds East a distance of 170.00 feet; thence South 00 degrees 00 minutes 00 seconds West, parallel with said East line, a distance of 115.00 feet; thence North 90 degrees 00 minutes 0 seconds East a distance of 73.40 feet; thence South 00 degrees 00 minutes 00 seconds West a distance of 220.00 feet; thence South 90 degrees 00 minutes 00 seconds West a distance of 653.40 feet to the East line of said Hanson's Second Addition; thence North 00 degrees 00 minutes 00 seconds East along the East line of Hanson's Second Addition, a distance of 220.00 feet to the point of beginning.

**EXHIBIT A**

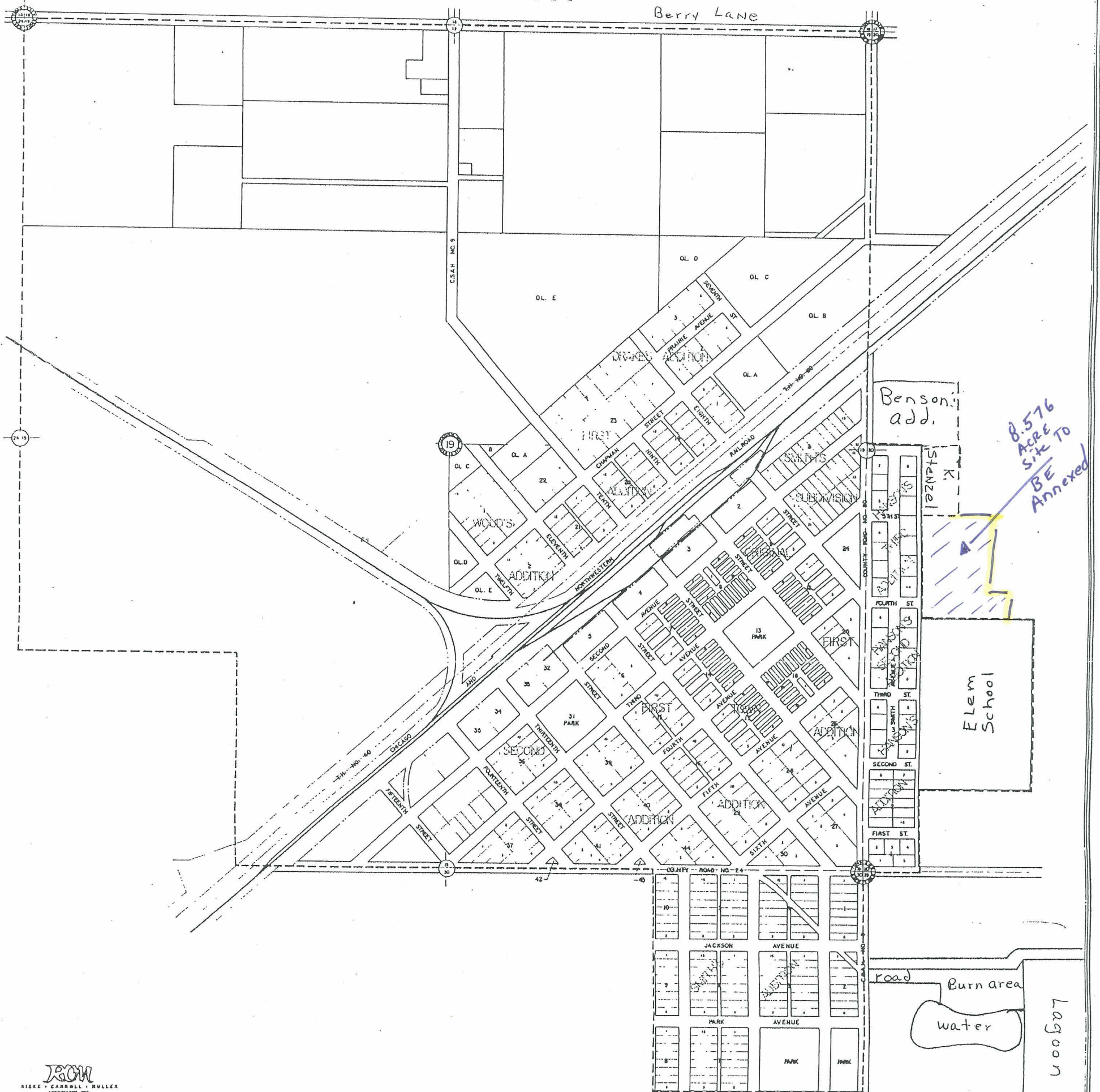


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# CITY OF HERON LAKE, MINNESOTA



REC'D BY  
MAMB JUL 15 2005



8.576  
ACRE  
SITE TO  
BE  
Annexed

**FROM**  
HIERSE • CARROLL • HULLER  
ARCHITECTS INC.  
DESIGNERS • ENGINEERS • LANDSCAPE ARCHITECTS  
BUTLER • HARRIS • ST. CLAIR • HANSEN  
FARMINGTON • MINNEAPOLIS • WASHINGTON