

Office of Administrative Hearings Docket No. _____
City of Maple Lake Resolutions No. 2005-20
Maple Lake Township Resolution No. 2005-4

**CITY OF MAPLE LAKE
MAPLE LAKE TOWNSHIP
COUNTY OF WRIGHT
STATE OF MINNESOTA**

**JOINT RESOLUTION OF THE CITY OF MAPLE LAKE AND MAPLE LAKE
TOWNSHIP AS TO THE ORDERLY ANNEXATION**

WHEREAS, the City of Maple Lake ("City") and Maple Lake Township ("Township") desire to enter into an agreement allowing for the immediate orderly annexation of certain property, pursuant to Minnesota Statute Section 414.0325, Subdivision 1; and

WHEREAS, the City and the Township are in agreement as to the procedures and process for orderly annexation of certain lands described herein for the purpose of orderly, planned growth; and

WHEREAS, the City of Maple Lake has received a request for annexation from the owner of real property described in the attached Exhibit A, which is located within Maple Lake Township and abuts the City of Maple Lake; and

WHEREAS, the annexation is being sought by the petitioner for the purpose of obtaining municipal water and sewer service and subdivision development; and

WHEREAS, it is in the best interest of the City, the Township and their respective residents to agree to orderly annexation in furtherance of orderly growth and the protection of the public health, safety and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such Orderly Annexation by means of this Joint Resolution.

NOW, THEREFORE, BE IT RESOLVED by the City of Maple Lake, Wright County, Minnesota and Maple Lake Township, Wright County, Minnesota, as follows:

1. **Designation and Annexation of Merger Area.** Township and City desire to designate and immediately annex, by joint resolution and agreement, the area encompassing the territory of the Township as described herein ("Annexed Parcel") subject to merger and orderly annexation under and pursuant to Minnesota Statutes Section 414.0325.
2. **Population of Merger Area.**
 - a. The Township and the City state that the population of the annexed area is approximately 0 persons.
 - b. The 2000 Census results of the population of the City of Maple Lake was 1633 persons. Therefore, following the annexation, the estimated population of the City will increase by 0 persons.
3. **State Agency Jurisdiction.** Upon approval by the respective governing bodies of the Township and the City, this Joint Resolution and Agreement confers jurisdiction upon the Office of Administrative Hearings to accomplish the orderly annexation in accordance with the terms of the Joint Resolution and Agreement.
4. **No Alterations of Boundaries.** City and Township mutually state that no alterations of the boundaries of the area designated herein for orderly annexation is appropriate.
5. **Property Taxes.** Commencing in 2006, City shall receive taxes collected on the Annexed Parcel.
6. **Taxation Reimbursement.** Prior to annexation of the parcel by the City, Rick Heid, the developer of the Annexed Parcel, shall reimburse the Township for the loss of taxes from the Annexed Parcel in accordance with the Township's Annexation Compensation Policy. Pursuant to the Annexation Compensation Policy, Rick Heid has agreed to pay to the Township \$9,750.00 (\$250 per acre X 39 acres). No other reimbursement or taxes shall be owed to the Township from either the City or Rick Heid with regard to the Annexed Parcel.
7. **Filing Costs.** City shall pay all applicable filing fees and other costs necessary to have the Joint Resolution filed with and approved by the State.

REC'D BY
MMB


JUL 21 2005

8. **Authorization.** The appropriate officers of the City and the Township are hereby authorized to carry out the terms of this Joint Resolution and Agreement.
9. **Severability and Repealer.** Should any section of this Joint Resolution and Agreement be held by a court of competent jurisdiction to be unconstitutional or void, the remaining provisions will remain in full force and effect.
10. **Effective Date.** This Joint Resolution and Agreement is effective upon its adoption by the respective governing bodies of the Township and the City, as provided by law.
11. **Review and Comment by State Board.** The Township and the City agree that this Joint Resolution and Agreement sets forth all the conditions for the merger of the area designated herein for such merger and orderly annexation, and that no consideration by the Office of Administrative Hearings is necessary. The Office of Administrative Hearings may review, comment, but must, within 30 days of receipt of this Joint Resolution and Agreement, order merger and orderly annexation in accordance with its terms and conditions.

PASSED, ADOPTED AND APPROVED by the Maple Lake Town Board of Supervisors, Wright County, Minnesota this 21 day of JUNE, 2005.

MAPLE LAKE TOWNSHIP

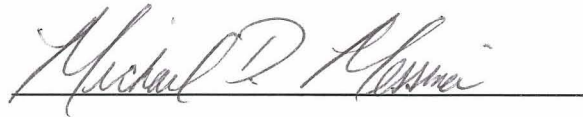

Leland Schut, Chair


Richard Hogan, Clerk

REC'D BY
M.M.B. JUL 21 2005

PASSED, ADOPTED AND APPROVED by the Maple Lake City Council, Wright
County, Minnesota this 21 day of June, 2005.

CITY OF MAPLE LAKE

A handwritten signature in cursive script, reading "Michael D. Messina", written over a horizontal line.

Michael D. Messina, Mayor

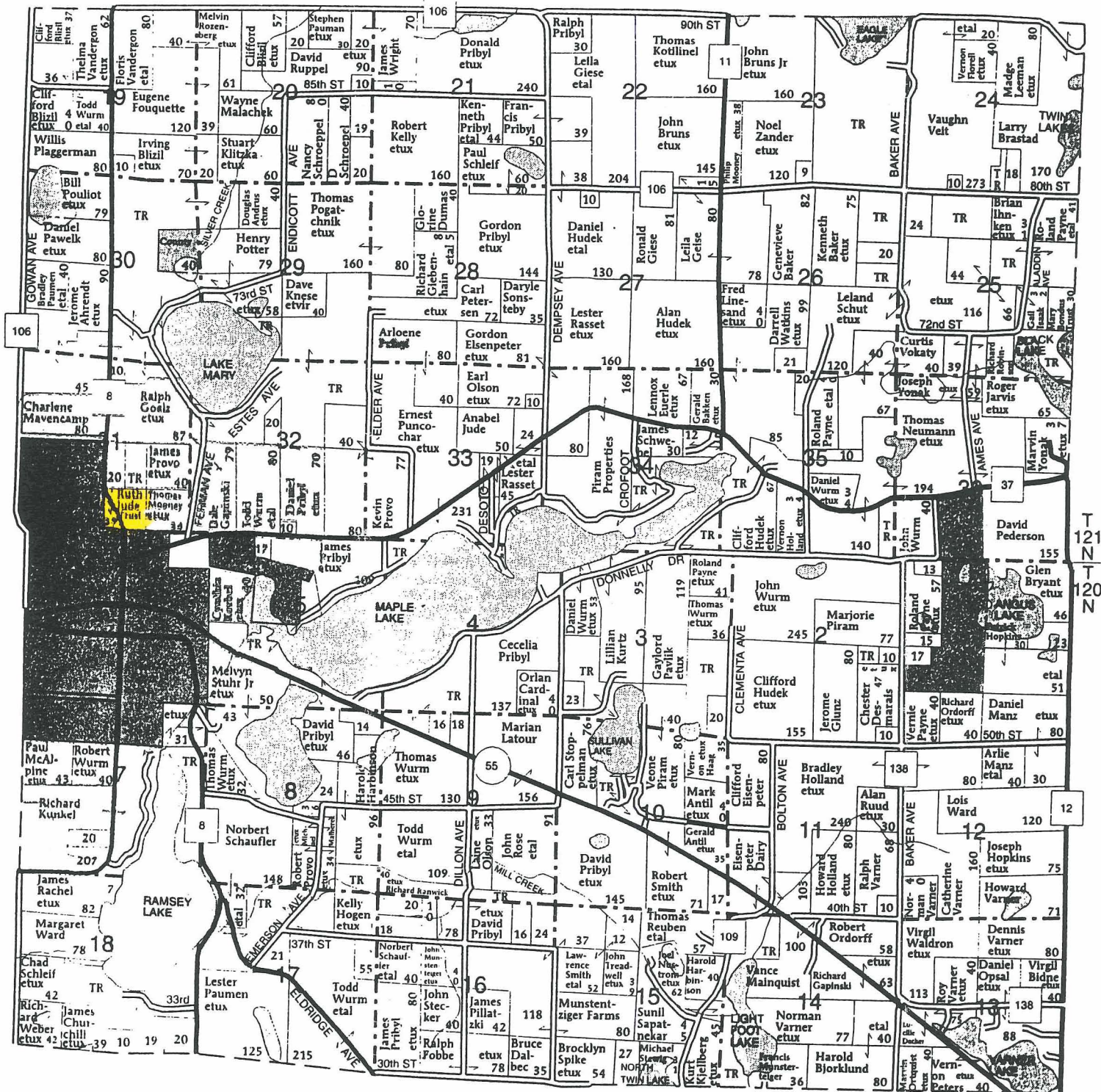
A handwritten signature in cursive script, reading "Linda E. Hruby", written over a horizontal line.

Linda E. Hruby, City Clerk/Treasurer

EXHIBIT A

The Southwest Quarter of the Southeast Quarter of said Section 31, Township 121, Range 26, Wright County, Minnesota.

Less and Except All that part of the Southwest Quarter of Southeast Quarter of Section 31, Township 121, Range 26, described as follows: Commencing at the Northwest corner of said Southwest Quarter of Southeast Quarter; thence Easterly along the North line to the Easterly right-of-way line of County Road No. 8; thence Southeasterly along said road line, 308 feet for a point of beginning of herein described tract; thence Easterly parallel with the North line of said Southwest Quarter of Southeast Quarter, 320 feet; thence Southerly parallel with the West line of said Southwest Quarter of Southeast Quarter, 150 feet; thence Westerly parallel with the North line of said Southwest Quarter of Southeast Quarter, 237 feet more or less to the Easterly line of County Road No. 8; thence Northwesterly to the point of beginning.



CORINNA

ALBION

Steve Conner
M Plagger
Clara John
Da Pa
1 Ge. Bry
2 Lr Cal
1 Todd Ma
Gordon Henr
S
M LA
1 Mei Stuh

REC'D BY
M.B.B.
JUL 21 2005