

REC'D BY
MMB

NOV 30 2005

TOWN OF NEW MARKET
CITY OF NEW MARKET

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
NEW MARKET AND THE CITY
OF NEW MARKET, 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

No. 05-43

The Township of New Market and the City of New Market jointly agree to the following:

1. That all of the property owners of the property described herein have petitioned the City for annexation. The Subject Parcel abuts the existing south border of the City and is less than 60 acres. The Subject Parcel is designated as PID# 89290080, and is legally described on the attached Exhibit "A." See Map of Subject Parcel attached as Exhibit B.
2. That the Subject Parcel lies entirely within Scott County, State of Minnesota, and no portion thereof is currently included within the corporate limits of any incorporated municipality.
3. That the purpose of the annexation of the Subject Parcels is to facilitate the development of a portion of the parcels to urban densities and to provide urban services, including city sewer and water services.
4. That in order to facilitate the construction and financing of the improvements necessary for development that is urban or suburban in character and the efficient delivery of governmental services, all of the properties should be immediately annexed to and made part of the City of New Market.
5. That as a result of the proposed urban density development, the Subject Property in New Market Township, Scott County, is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate this area for immediate annexation under this orderly annexation agreement and no further action by either the Township of New Market nor the City of New Market is required.

6. That both the Township of New Market and the City of New Market agree, pursuant to M.S. §414.0325, Subd. 1(f), that no alteration of the stated boundaries of this agreement is appropriate.

7. Furthermore, each party agrees that pursuant to M.S. §414.0325, Subd. 1(g) no consideration by the Office of Boundary Adjustments is necessary, and that upon receipt of this resolution and agreement, passed and adopted by each party, the Director of the Office of Boundary Adjustment may review and comment but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution.

8. 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 New Market, including all land use controls. Further, that differential taxation under M.S. §414.035, or reimbursement under M.S. §414.036 is not required.

9. That the total area to be annexed is approximately 19 acres.

10. It is agreed that in the year the Orderly Annexation Area is annexed to the City of New Market, that portion of the real estate taxes normally allocated to New Market Township shall be paid to the City of New Market. To reimburse New Market Township for this lost revenue, the property owners of the Orderly Annexation Area will pay New Market Township an amount equal to three times the amount of tax revenue New Market Township received from the subject property in 2004. New Market Township's portion of the 2004 real estate taxes from the subject property was \$250.07. Therefore, the total amount due from the property owners to New Market Township will be three times that amount or \$750.21. This shall be paid to New Market Township by the property owners within thirty days after the annexation is ordered by the Office of Strategic and Long Range Planning. Thereafter, New Market Township shall not be entitled to any real estate tax revenue from the property in the Orderly Annexation Area described in the Joint Resolution.

TOWNSHIP OF NEW MARKET

Passed and adopted by the Town Board of the Town of New Market on this the 1 day of Nov, 2005.

By: LeRoy J. Clanton
Chairman, Town Board Chair

Attest: Albert B. Barber
Clerk, Town Board Clerk


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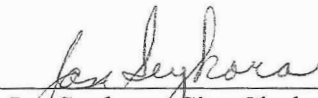
CITY OF NEW MARKET

Passed and adopted by the City Council of the City of New Market on this the 9th day of November, 2005.

By:


Jim Friedges, Mayor

Attest:


Jan Seykora, City Clerk

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EXHIBIT "A"

The south 660.00 feet of the west 1320.00 feet of the east 1665.43 feet of the Southeast Quarter of Section 29, Township 113, Range 21, Scott County, Minnesota.

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EXHIBIT "B"

MAP OF SUBJECT PROPERTY:

