

CITY OF GAYLORD RESOLUTION NO. 2023-07**DRYDEN TOWNSHIP RESOLUTION NO. 2023-01****A JOINT RESOLUTION BETWEEN THE CITY OF GAYLORD AND DRYDEN TOWNSHIP AS TO THE ORDERLY ANNEXATION OF PROPERTY**

WHEREAS, a petition for annexation has been received from M G Waldbaum Company; and

WHEREAS, the City of Gaylord and Dryden Township jointly agree to the immediate orderly annexation pursuant to the May 12, 1977 Orderly Annexation Agreement (OA-125), as amended, for the following legally described property:

Part of the Southeast Quarter of the Northeast Quarter of Section 33, Township 113, Range 28, Sibley County, Minnesota, described as follows: Beginning at the northwest corner of said Southeast Quarter of the Northeast Quarter said point being on the south line of Tower Street, GAYLORD INDUSTRIAL PARK ADDITION, according to the record plat thereof; thence on an assumed bearing North 89 degrees 51 minutes 06 seconds East along said south line, along the south line of Lot 8, Block 2, of said GAYLORD INDUSTRIAL PARK ADDITION, said line also the north line of said of Southeast Quarter of the Northeast Quarter 302.95 feet to the intersection of a line bearing South 00 degrees 00 minutes 28 seconds East from a point on the north line of said Lot 8 distant 257.84 feet easterly of the northwest corner of said Lot 8; thence South 00 degrees 00 minutes 28 seconds East 334.62 feet to a point on the last described line distant 534.62 feet southerly of the north line of said Lot 8; thence South 89 degrees 43 minutes 26 seconds West 303.12 feet to the west line of said Southeast Quarter of the Northeast Quarter; thence Northerly along the last described line 335.31 feet to the point of beginning. This tract contains 2.33 acres of land and is subject to any and all easements of record.

and

WHEREAS, Minnesota Statutes § 414.0325 provides a procedure whereby the City of Gaylord and Dryden Township may agree on a process of orderly annexation of a property; and

WHEREAS, the City of Gaylord and Dryden Township have agreed to all the terms and conditions for the annexation of the above-described property; and the signatories hereto agree that no alteration of the annexation area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of this resolution.

NOW THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Gaylord and the Township Board of Dryden Township as follows:

1. **Property.** The following described property is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto agree to the immediate orderly annexation pursuant to the May 12, 1977 Orderly Annexation Agreement (OA-125), as amended, for the following legally described property:

Part of the Southeast Quarter of the Northeast Quarter of Section 33, Township 113, Range 28, Sibley County, Minnesota, described as follows: Beginning at the northwest corner of said Southeast Quarter of the Northeast Quarter said point being on the south line of Tower Street, GAYLORD INDUSTRIAL PARK ADDITION, according to the record plat thereof; thence on an assumed bearing North 89 degrees 51 minutes 06 seconds East along said south line, along the south line of Lot 8, Block 2, of said GAYLORD INDUSTRIAL PARK ADDITION, said line also the north line of said Southeast Quarter of the Northeast Quarter 302.95 feet to the intersection of a line bearing South 00 degrees 00 minutes 28 seconds East from a point on the north line of said Lot 8 distant 257.84 feet easterly of the northwest corner of said Lot 8; thence South 00 degrees 00 minutes 28 seconds East 334.62 feet to a point on the last described line distant 534.62 feet southerly of the north line of said Lot 8; thence South 89 degrees 43 minutes 26 seconds West 303.12 feet to the west line of said Southeast Quarter of the Northeast Quarter; thence Northerly along the last described line 335.31 feet to the point of beginning. This tract contains 2.33 acres of land and is subject to any and all easements of record.

2. **Acreage/Population/Usage.** The orderly annexation area consists of 2.33 acres; the population in the area is zero (0); and the current land use is industrial accessory in nature.
3. **Jurisdiction.** The City of Gaylord and Dryden Township, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.
4. **Municipal Reimbursement.** Minnesota Statutes § 414.036.

a. Reimbursement to Dryden Township for lost property taxes on annexed property.

The City of Gaylord shall make a lump sum payment to Dryden Township without delay in the amount of \$390.63, pursuant to the terms of that certain Orderly Annexation Agreement dated on or about May 12, 1977, as amended.

b. Assessments and Debt.

Pursuant to Minnesota Statutes § 414.036 with respect to any special assessment assigned by Dryden Township to the annexed property and any portion of debt incurred by Dryden Township prior to the annexation and attributable to the property to be annexed; Dryden Township hereby certifies that there are no special assessments or debt obligations associated with the property to be annexed.

6. **Review and Comment.** The City of Gaylord and Dryden Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of this resolution.

Adopted by affirmative vote of the Dryden Township Board of Supervisors this 14th day of February, 2023.

DRYDEN TOWNSHIP

ATTEST:

By: Ronald Otto
Chairperson
Board of Supervisor

By: Lori Doering
Lori Doering, Township Clerk

Adopted by affirmative vote of the City Council of the City of Gaylord this 1st day of February, 2023.

CITY OF GAYLORD

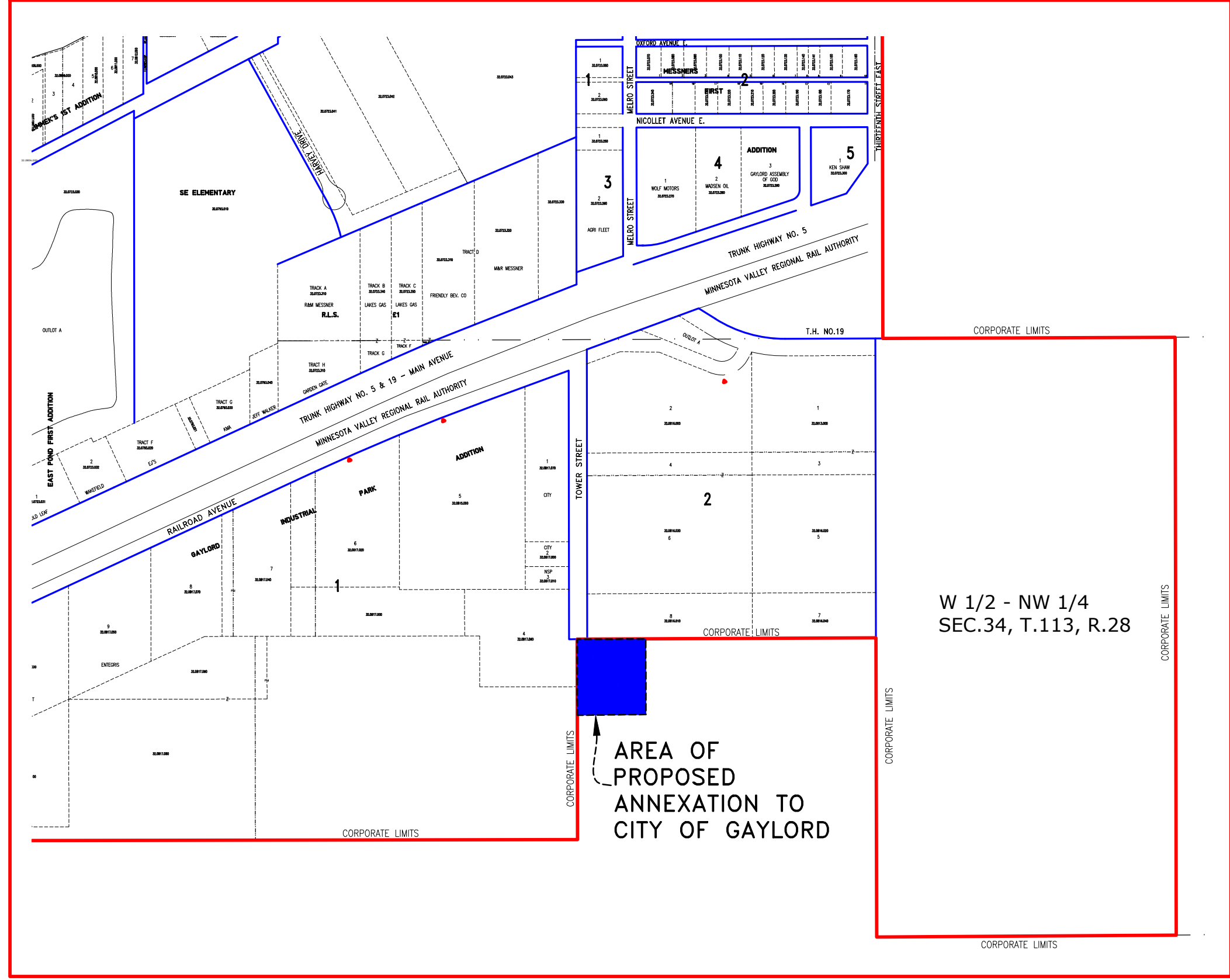
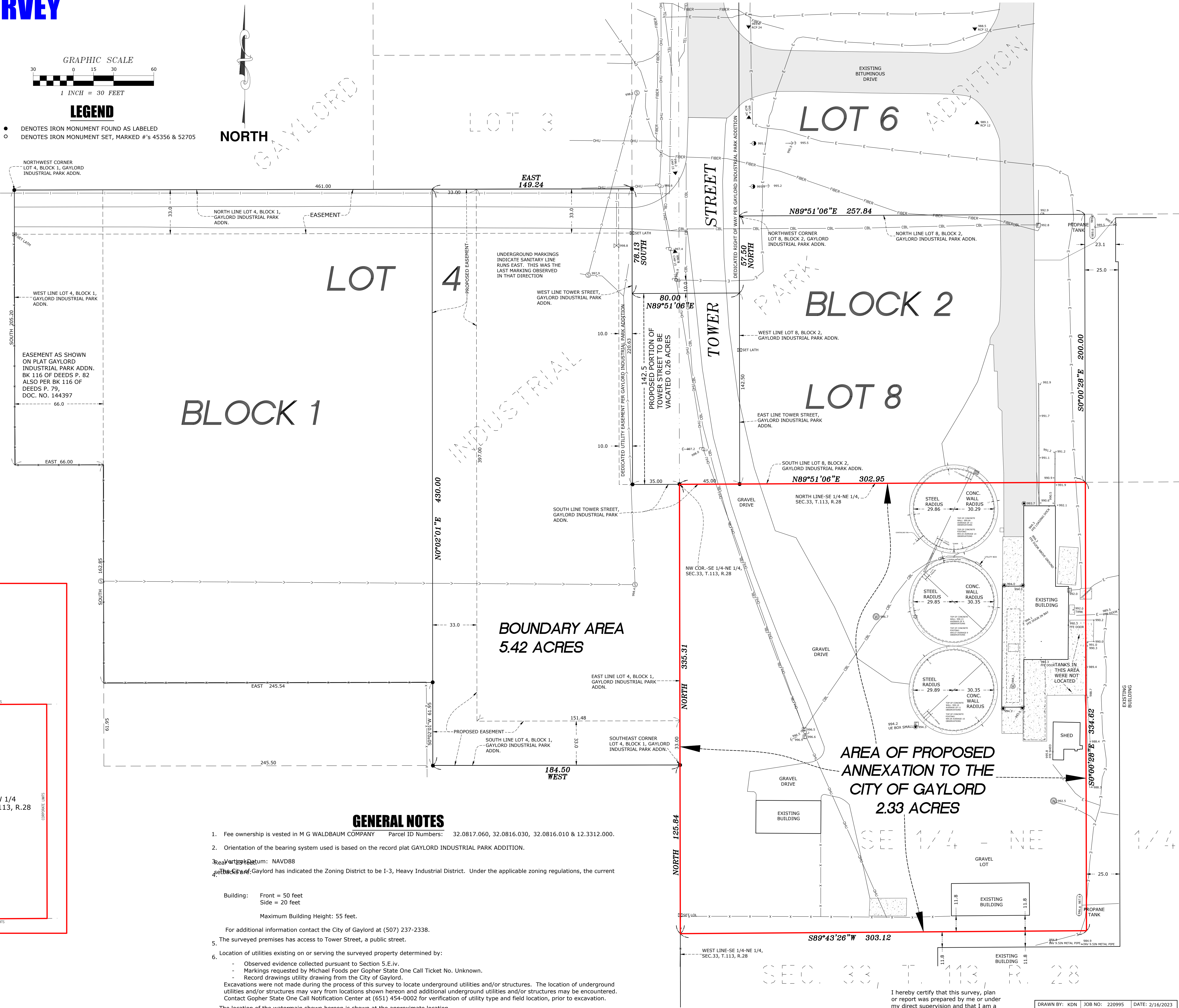
ATTEST:

By: Dawn Kratzke
Dawn Kratzke, Mayor

By: Steven Helget
Steven Helget, City Administrator

BOUNDARY / TOPOGRAPHIC SURVEY

~for~ SUMMIT GRAIN CONSTRUCTION
~portion of~ Michael Foods Site, Gaylord, MN



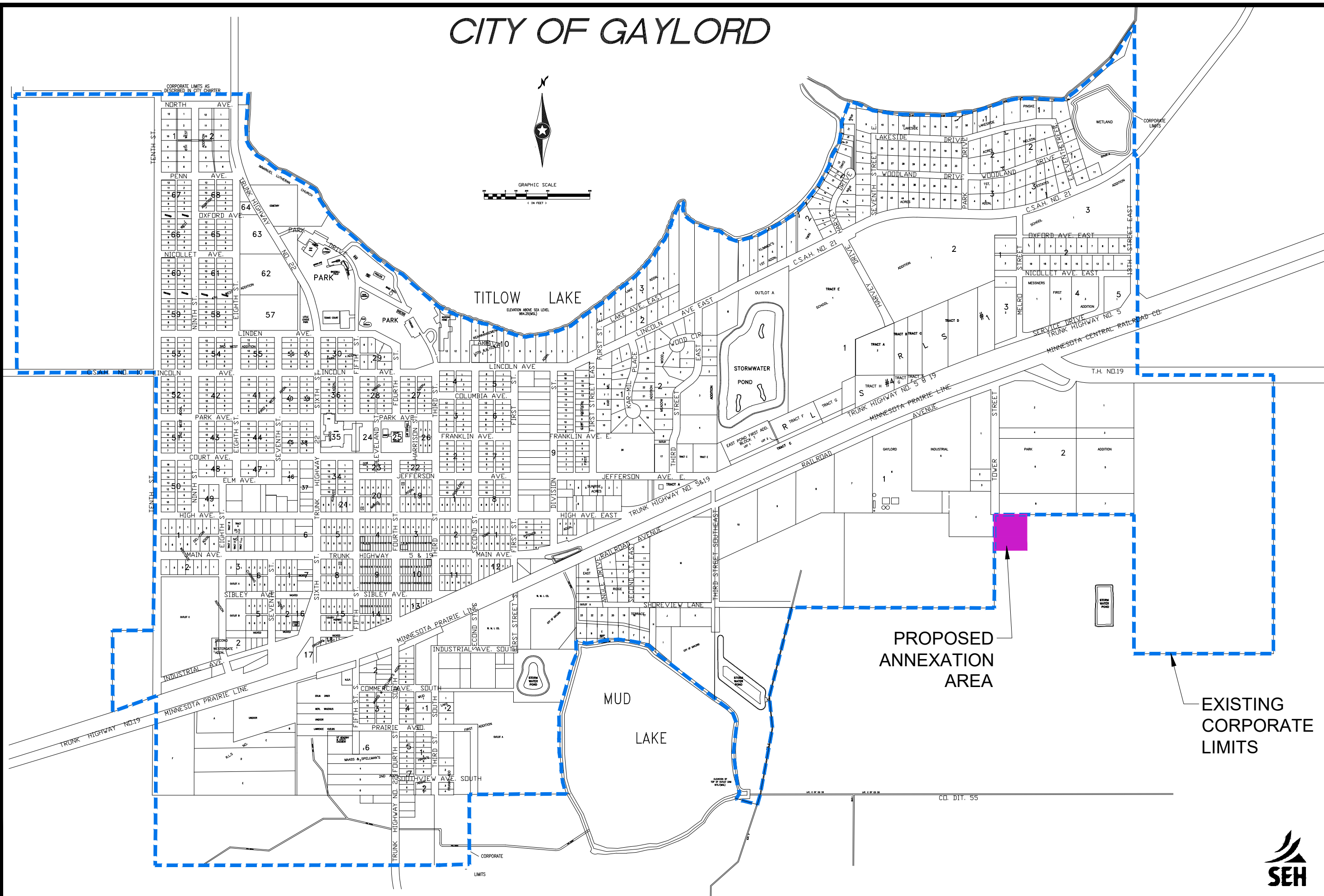
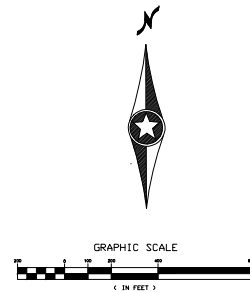
GAYLORD, MINNESOTA
(NO SCALE)

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

KURT D. NELSON
Date: 16FEB23 License No. 45356

DRAWN BY:	KDN	JOB NO:	220995	DATE:	2/16/2023
CHECK BY:	KDN	FIELD CREW:	JWM & BCK		
1					
2					
3					
NO.	DATE	DESCRIPTION			BY

CITY OF GAYLORD



DRAWING NAME: X:\FUG\GAYLO\COMMON\Maps\WALDBAUM ANNEX.dwg LAYOUT TAB: ANNEXATION PLOTTED: Feb 13, 2023 - 4:01pm

