

R10-06  
TOWN OF CASTLE ROCK  
CITY OF FARMINGTON

IN THE MATTER OF THE JOINT  
RESOLUTION OF THE TOWN OF  
CASTLE ROCK AND THE CITY  
OF FARMINGTON, 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

WHEREAS, upon petition by all of the owners of certain property, the City of Farmington passed Ordinance No. 004-517, annexing certain property to the City, and;

WHEREAS, that ordinance was approved by the state Boundary Adjustments Office on November 10, 2004 (Docket No. A-7179), and;

WHEREAS, the legal description provided by the property owner did not include property owned by him that was subject to public road right of way easements, and;

WHEREAS, the property owner intended to include these areas in the annexation territory and to include them in the plat of his property, and;

WHEREAS, the property owner has now requested that the City and Township designate these areas for immediate annexation pursuant to Minnesota Statutes 414.0325,

NOW, THEREFORE, the Township of Castle Rock and the City of Farmington jointly agree to the following:

1. The Township and City hereby establish an Orderly Annexation Area ("OAA") as authorized by Minnesota Statute §414.0325, Subdivision 1, as shown on the attached Exhibit B and legally described on Exhibit A, and have determined that the area of the property involved in this annexation is less than one acre and has no population, being subject to public road right of way (225<sup>th</sup> Street)
2. That the purpose of the annexation of the property involved in this annexation is to facilitate providing urban services to the owner's property.
3. That in order to facilitate the efficient delivery of governmental services, the property should be immediately annexed to and made part of the City of Farmington.

REC'D BY  
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4. Upon approval by the respective governing bodies of the City and the Township, this joint resolution and agreement shall confer jurisdiction upon the Director of the Office of Strategic and Long-range Planning (or his or her successor designee responsible for administering Minnesota Statutes Chapter 414) so as to immediately annex the lands described in the attached Exhibit A in accordance with the terms of this joint resolution and agreement without need for any subsequent resolution(s) of the parties.

5. The City and Township agree that upon annexation all planning, official controls, and governmental services for the annexed area shall become the responsibility of the City, and that the provisions of Minn. Stat. §§414.035 and 414.036 authorizing differential taxation and municipal reimbursement for the annexed property will not be applied in this proceeding.

6. The City and the Township mutually state that no alteration by the director to the OAA boundaries, as illustrated on Exhibit B and described in Exhibit A, is appropriate or permitted.

7. That the annexation of the property will not result in any change of electrical service.

8. Having designated the area illustrated on Exhibit B and described in Exhibit A as in need of orderly annexation, and having provided for all of the conditions of its annexation within this document, the parties to this agreement agree that no consideration by the director is necessary. The director may review and comment but shall within thirty (30) days order the annexation in accordance with the terms of this Resolution.

Approved and Adopted  
this 22 day of March, 2005.

Approved and Adopted  
this 17<sup>th</sup> day of January, 2006.

**TOWN OF CASTLE ROCK**

BY: Russell H. Zoller  
Its Town Board Chair

AND Maralee Rother  
Its Town Board Clerk

**CITY OF FARMINGTON**

BY: Kevan A. Soderberg  
Kevan A. Soderberg  
Its Mayor

AND Robin Roland  
Robin Roland  
Its Acting City Administrator

**EXHIBIT A**

The Southeast Quarter of the Northwest Quarter of Section 5, Township 113, Range 19.

EXCEPT:

That part of the South 255.62 feet lying East of the West 314.50 feet of the East 636.12 of said Southeast Quarter of the Northwest Quarter.

Also except the West 314.50 feet of the East 636.12 feet of the South 346.26 feet of said Southeast Quarter of the Northwest Quarter.

Also except the West 314.50 feet of the East 950.62 feet of the South 346.26 feet of said Southeast Quarter of the Northwest Quarter.

Also except the South 346.26 feet lying West of the East 1016.62 feet of said Southeast Quarter of the Northwest Quarter.

And,

That part of the Southwest Quarter of the Northwest Quarter lying East of the West 1113.91 feet thereof.

And,

The South 643.50 feet of the West 1113.91 feet of the Southwest Quarter of the Northwest Quarter of Section 5, Township 113, Range 19.

EXCEPT:

The South 387.75 feet of the West 165.00 feet thereof.

Also except the West 330.00 feet of the North 132.00 feet of the South 610.50 feet thereof.

Also except that part of said Southwest Quarter of the Northwest Quarter beginning at a point on the West line of said Southwest Quarter of the Northwest Quarter distant 643.50 feet North of the Southwest corner of said Southwest Quarter of the Northwest Quarter; thence East 330.00 feet; thence South 33.00 feet; thence West 330.00 feet; thence North 33.00 feet to the point of beginning.

Also except the East 227.60 feet of the West 457.60 feet of the South 478.50 feet thereof.

Also except the South 128.00 feet of the West 230.00 feet lying East of the West 165.00 feet thereof.

Also except the North 136.00 feet of the South 264.00 feet of the West 230.00 feet lying East of the West 165.00 feet thereof.

Also except the North 33.00 feet of the South 297.00 feet of the West 230.00 feet lying East of the West 165.00 feet thereof.

Also except the East 65.00 feet of the West 230.00 feet of the North 90.75 feet of the South 387.75 feet thereof.

Also except the North 90.75 feet of the South 478.50 feet of the West 230.00 feet thereof.

And

The South 255.62 feet lying East of the West 314.50 feet of the East 636.12 and lying West of the East 255.62 feet of the Southeast Quarter of the Northwest Quarter of Section 5, Township 113, Range 19.

REC'D BY  
MMR

MAR 31 2006

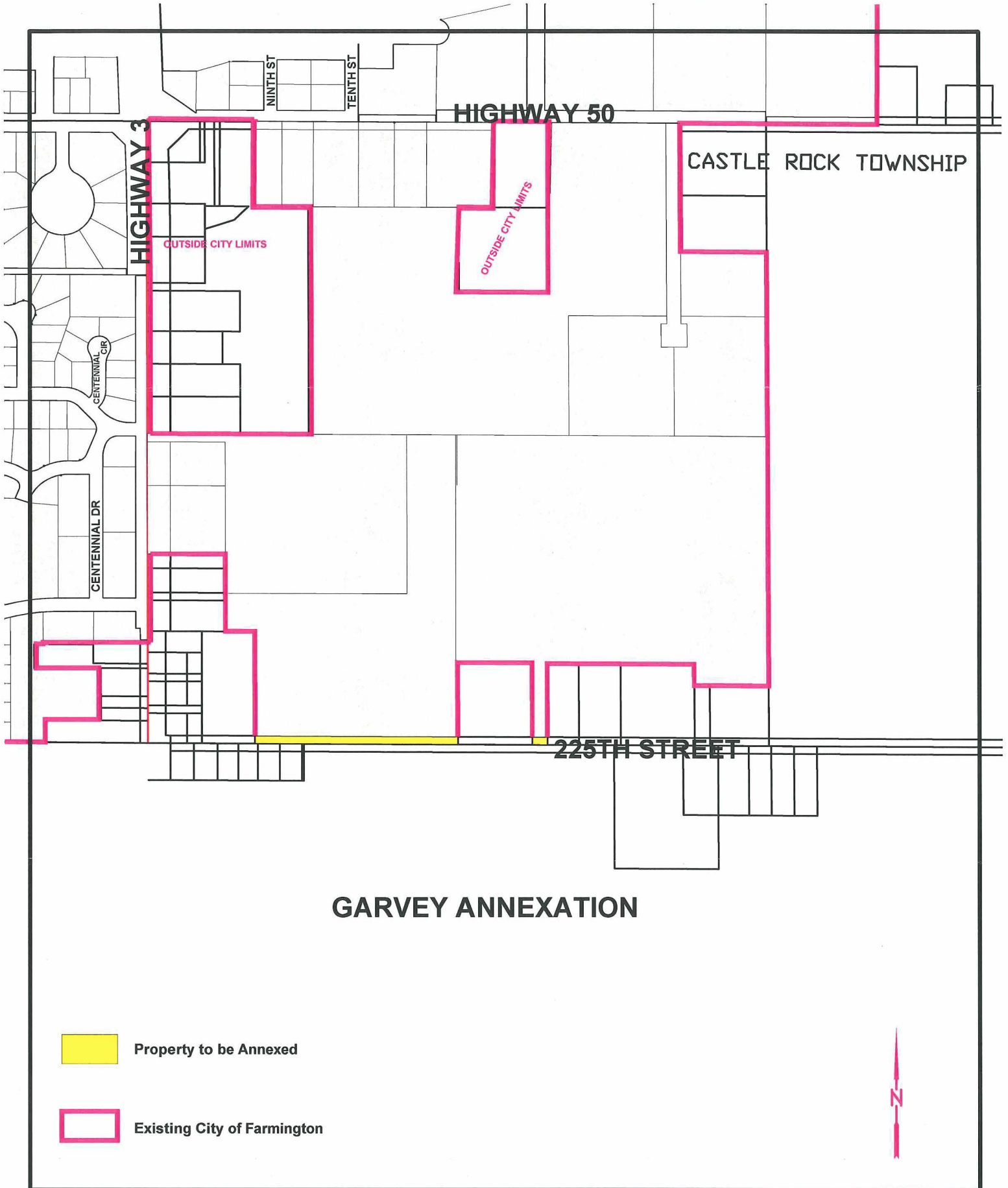
**EXHIBIT B**

Map of property subject to immediate annexation:



REC'D BY  
MMB

MAR 31 2006



## GARVEY ANNEXATION

 Property to be Annexed

 Existing City of Farmington