

REC'D BY
MMB

APR 14 2006

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENTS

**JOINT RESOLUTION
FOR ORDERLY ANNEXATION**

City of Janesville Resolution No. 2006-13

Township of Janesville Resolution 2-7-06

IN THE MATTER OF THE JOINT RESOLUTION OF THE CITY OF JANESVILLE AND THE TOWNSHIP OF JANESVILLE DESIGNATING A CERTAIN AREA AS IN NEED OF ORDERLY ANNEXATION PURSUANT TO MINNESOTA STATUTES, SECTION 414.0325

WHEREAS, the City of Janesville (hereinafter referred to as the "City") and the Township of Janesville (hereinafter referred to as the "Township") have met, conferred, and reached an agreement relating to the annexation of an area located in the Township of Janesville, Waseca County, Minnesota; and,

WHEREAS, the owner(s) of the property described in Exhibit A are as follows: Ione Accinelli, John Accinelli, Shirley Tiede, Robert Tiede, Troy Schrom, and Raymond Kubat; and,

WHEREAS, the owner(s) of the property to be annexed have submitted a petition for annexation to the City of Janesville, Waseca County, Minnesota, in which said owner(s) request the annexation of the subject property into the City of Janesville, Waseca County, Minnesota; and

WHEREAS, the City and Township agree that orderly development with municipal services and the orderly annexation of certain unincorporated areas located in the Township is in the best interest of the community and of all affected political subdivisions, as the property is, or is about to become, urban or suburban in character.

NOW, THEREFORE, BE IT RESOLVED AND AGREED between the City of Janesville and Township of Janesville as follows:

1. That the City of Janesville is a city pursuant to the laws of the State of Minnesota and that the Township of Janesville is a township pursuant to the laws of the State of Minnesota, and that both parties are fully authorized and empowered to enter into this resolution.
2. That the unincorporated area described in Exhibit A is in need of orderly annexation and lies wholly within Janesville Township, Waseca County, Minnesota.
3. That jurisdiction over annexation within the property and over the various provisions contained in this Resolution is hereby conferred upon the Department of Administration (hereinafter "Department"), and the property described in Exhibit A will be immediately annexed to the City upon the adoption of this Resolution and the Order of the Department.
4. No consideration by the Department is necessary, the Department may review and comment, but shall within thirty (30) days order the annexation in accordance with the terms of this Resolution.
5. That connection to municipal utilities will be the responsibility of the Owner(s) and will be conducted in accordance with the ordinances of the City as well as any State or Federal agency laws, rules or regulations. This provision shall also include the connection to the City storm-sewer and retention facility of any and all tile lines that are located in or through the territory to be annexed to prevent any additional surface drainage or increased flow rate of storm-water discharge onto adjacent properties.
6. That the Owner(s) of the property have waived the provisions of Minnesota Statutes Section 414.0325(1a), relative to notice of the costs of electric utility service.
7. That the City shall reimburse the Township for the lost taxable property for a period of six years and shall be paid according to Minnesota Statutes Section §414.036. If the annexation becomes effective on or before August 1 of a levy year, the municipality may levy on the annexed area beginning with that same levy year. If the annexation becomes effective after August 1 of a levy year, the town may continue to levy on the annexed area for that levy year, and the municipality may not levy on the annexed area until the following levy year. In the first year following the year when the municipality could first levy on the annexed area under this subdivision, and thereafter, property taxes on the annexed land shall be paid to the municipality. In the first year following the year the municipality could first levy on the annexed area, the municipality shall make a cash payment to the affected town or towns in an amount equal to ninety (90) percent of the property taxes distributed to the town in regard to the annexed area in the last year the property taxes from the annexed area were payable to the town; in the second year, an amount equal to seventy (70) percent; in the third year, an amount equal to fifty (50) percent; in the fourth year, an amount equal to thirty (30) percent; and in the fifth year, an amount equal to ten (10) percent.

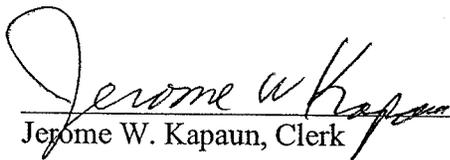
8. That the property annexed is currently zoned agricultural and will be zoned residential by the City at the time of annexation.
9. That every provision of this Resolution will be and hereby is declared severable, and if any part or portion is held invalid, it will not affect or invalidate the remaining portions of the Resolution.
10. This Resolution is subject to the laws of the State of Minnesota.

Passed, adopted, and approved by the Town Board of Supervisors of the Township of Janesville, Waseca County, Minnesota, this 7th day of Feb, 2006.

TOWNSHIP OF JANESVILLE

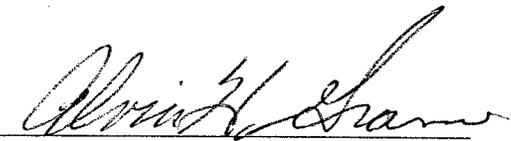
By: 
Brian Mittelstaedt, Chair

ATTEST:

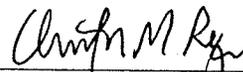

Jerome W. Kapaun, Clerk

Passed, adopted, and approved by the City Council of the City of Janesville, Waseca County, Minnesota, this 15 day of MAR, 2006.

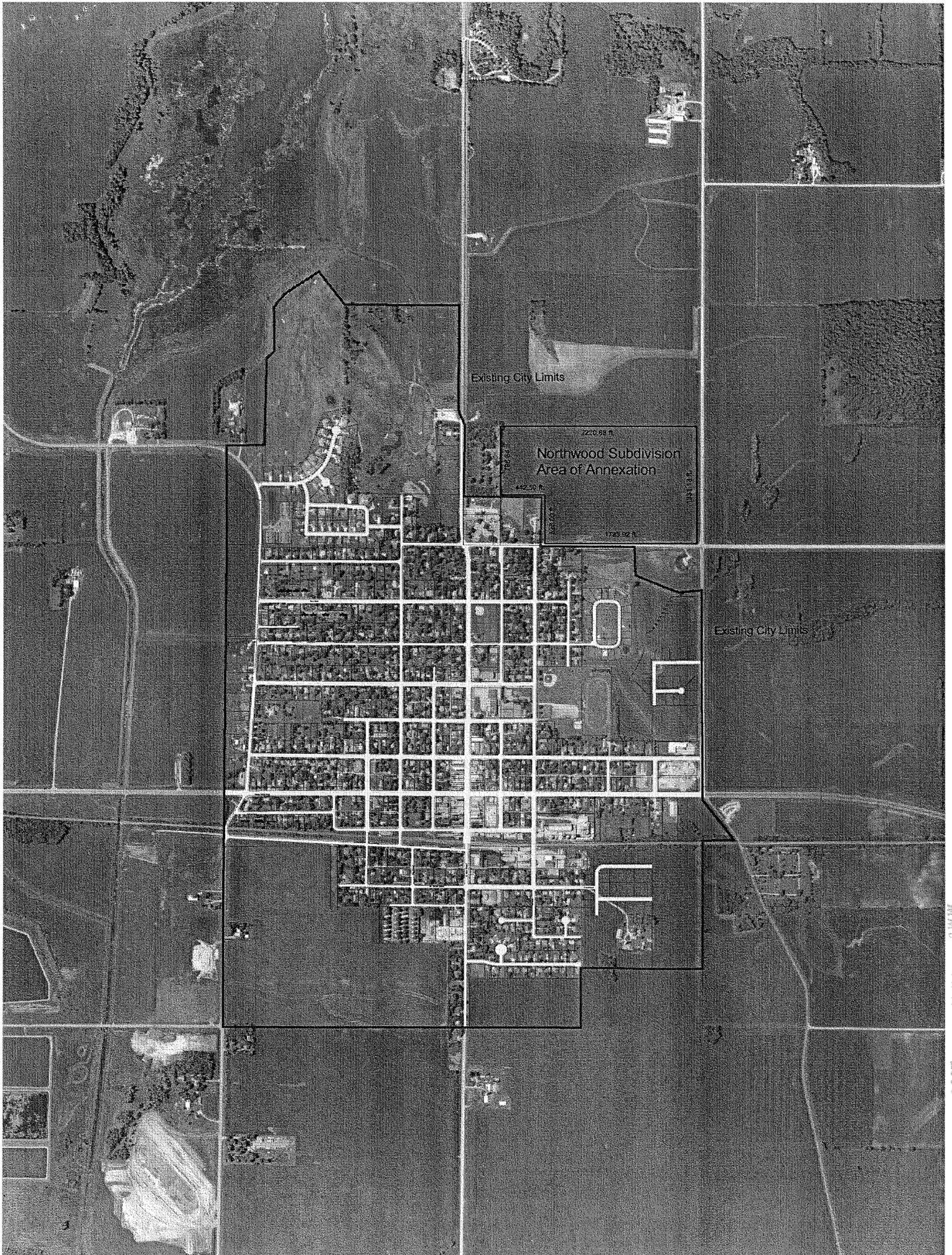
CITY OF JANESVILLE

By: 
Alvin H. Grams, Mayor

ATTEST:


Clinton M. Rogers, City Administrator

The South Half (S 1/2) of the Southwest Quarter (SW 1/4) of Section Twenty Seven (27), Township One Hundred Eight (108) North, Range Twenty-four (24) West, Waseca County, MN, EXCEPT the West 412.50 feet thereof, and EXCEPT also the following described tract, to-wit: Commencing on the South line of Section Twenty Seven (27), Township One Hundred Eight (108) North, Range Twenty-four (24) West, at a point 412.50 feet East of the Southwest corner of said Section Twenty Seven (27); thence North parallel to the West line of said Section Twenty Seven (27), 528.00 feet; thence East, parallel to the South line of said Section Twenty Seven (27), 442.50 feet; thence South, on a line parallel with the West line of said Section Twenty Seven (27), a distance of 528.00 feet to the South line of said Section Twenty Seven (27), thence West along said South line a distance of 442.50 feet to the place of beginning.



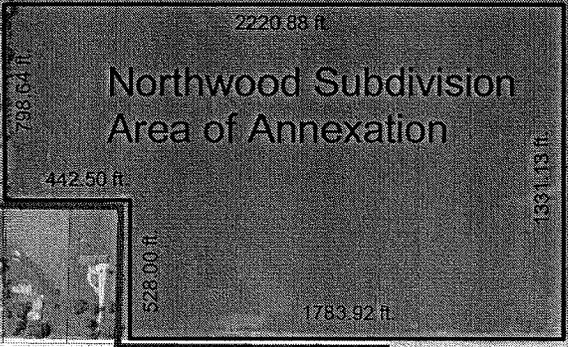
Existing City Limits

220.95 ft
Northwood Subdivision
Area of Annexation
442.50 ft
1725.00 ft
431.00 ft

Existing City Limits

Existing City Limits

Northwood Subdivision
Area of Annexation



Existing City Limits