

In the Matter of the Joint
Resolution of the City of
Fairmont and the Town of
Rolling Green, Martin County,
Minnesota DESIGNATING
CERTAIN AREAS AS IN
NEED OF ORDERLY ANNEXATION
Pursuant to Mn. Stat. 414.0325

JOINT RESOLUTION
FOR ORDERLY ANNEXATION

WHEREAS, the City of Fairmont, hereinafter referred to as "City" and the Town of Rolling Green, hereinafter referred to as "Town" have agreed to the orderly annexation of Town lands described herein for the purpose of orderly, planned growth; and,

WHEREAS, orderly annexation will be of mutual benefit to the Town and City and the respective residents thereof; and,

WHEREAS, the Town and City agree that orderly annexation and the potential extension of municipal services to the area described herein for orderly annexation would benefit the public health, safety, and welfare of the entire community.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD AND THE CITY COUNCIL AS FOLLOWS:

1. Area Designated for Orderly Annexation: The following legally described area in Rolling Green Township is in need of orderly annexation:

See Exhibits A and B

2. State Agency Jurisdiction: Upon approval by the Town Board and the City Council, this Joint Resolution for Orderly Annexation confers jurisdiction upon the Municipal Boundary Adjustment Unit of the State of Minnesota Office of Administrative Hearings (herein after MBAU) or its successor so as to accomplish the orderly annexation of the area designated in Paragraph No. 1 in accordance with the terms of this Joint Resolution for Orderly Annexation.
3. Actions of MBAU: For the annexation provided for in this Joint Resolution for Orderly Annexation, the Town and City agree that no alteration of the stated boundaries of the orderly annexation area described in this Joint Resolution for Orderly Annexation is appropriate, that no consideration by MBAU or its successor is necessary and that all terms and conditions for annexation of said area

described herein are provided for in this Joint Resolution for Orderly Annexation. MBAU or its successors may review and comment but shall within thirty (30) days of receipt of this Resolution order the annexation of the area described in accordance with the terms and conditions of the Joint Resolution.


4. Zoning, Subdivision and Land Use: Areas annexed to the City of Fairmont pursuant to this Joint Resolution for Orderly Annexation shall become subject to City of Fairmont ordinances, including all planning and zoning ordinances, as such ordinances exist at the time of annexation or as such ordinances may from time to time thereafter be amended by the City Council.
5. Pursuant to Minnesota Statute Section 414.036 the City shall reimburse the Town for the loss of tax revenue over a period of six years from the year of the annexation. The reimbursement shall be paid in six substantially equal payments.
6. Severability and Repealer: All prior resolutions and ordinances of the Town and the City, or portions of resolutions and ordinances in conflict herewith, are hereby repealed. Should any section of this Joint Resolution for Orderly Annexation be held by a court of competent jurisdiction to be unconstitutional or void, the remaining provisions will remain in full force and effect.
7. Effective Date: This Joint Resolution for Orderly Annexation is effective upon its adoption by the respective governing bodies of the Town and City.
8. Governing Law: This Joint Resolution for Orderly Annexation shall be governed by the laws of the State of Minnesota.
9. Entire Agreement: The terms, covenants, conditions and provisions of this Joint Resolution for Orderly Annexation, including the present and all future exhibits, shall constitute the entire agreement between the parties hereto, superseding all prior agreements and negotiations. This Joint Resolution for Orderly Annexation shall be binding upon and inure to the benefit of the respective successors and assigns of the City and Township.
10. Exhibits and Maps: All exhibits and maps referred to in this Joint Resolution for Orderly Annexation are made a part hereof and incorporated herein by reference as fully and completely as if set forth herein verbatim.

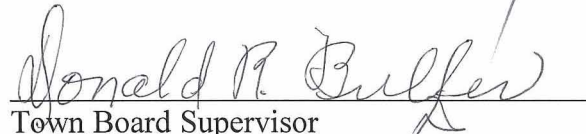
Adopted by the Town Board of Supervisors for the Town of Rolling Green this 17
day of April, 2006.

Brian Wlannarha Chm
Chairman

REC'D BY
MMB

MAY 15 2006


Town Board Supervisor


Town Board Supervisor

Attest:


Clerk

Adopted by the City Council for the City of Fairmont this 24th day of April, 2006.


Chuck Groth, Mayor


Lois J. Cairns, City Clerk

**NORTHWEST AREA
ANNEXATION DESCRIPTION
ROLLING GREEN TOWNSHIP**

REC'D BY
MMR

MAY 15 2006

All that part of the Northeast Quarter and the Southeast Quarter of Section 1, Township 102 North, Range 31 West, Martin County, Minnesota lying northerly of the southerly right-of-way line of the Union Pacific Railroad (former Chicago & Northwestern Railroad) excepting therefrom the following described three tracts:

Commencing at the East Quarter corner of Section 1, Township 102 North, Range 31 West; thence South 00 degrees 00 minutes 00 seconds West, along the East line of the Southeast Quarter of Section 1, a distance of 17.48 feet to the point of beginning of the tract to be described; thence North 90 degrees 00 minutes 00 seconds West, a distance of 400.00 feet; thence South 00 degrees 00 minutes 00 seconds West, a distance of 778.50 feet to the North line of Borden's Addition according to the plat or map on file and of record in the Office of the County Recorder, Martin County, Minnesota; thence South 90 degrees 00 minutes 00 seconds East, along said North line a distance of 400.00 feet to the East line of the Southeast Quarter of Section 1; thence North 00 degrees 00 minutes 00 seconds East, along said East line a distance of 778.50 feet to the point of beginning.

And also excepting

Commencing at the Northeast corner of the Southeast Quarter of Section 1, Township 102 North, Range 31 West, Martin County, Minnesota; thence South 0 degrees 00 minutes West, along the East line of the Southeast Quarter of Section 1, a distance of 796.6 feet to the point of beginning; thence South 90 degrees 00 minutes West, a distance of 913.5 feet, thence South 0 degrees 00 minutes West, a distance of 519.4 feet to a point on the Northerly right-of-way line of the Union Pacific Railroad (former Chicago and North Western Railroad); thence South 84 degrees 40 minutes East, along the Northerly railroad right-of-way line a distance of 917.4 feet to a point on the East line of the Southeast Quarter of Section 1; thence North 0 degrees 00 minutes East, along the East line of the Southeast Quarter of Section 1 a distance of 604.7 feet to the point of beginning.

And also excepting

Beginning at the North Quarter corner of Section 1, Township 102 North, Range 31 West, Martin County, Minnesota; thence South 00 degrees 14 minutes 37 seconds West, along the North-South Quarter line a distance of 376.99 feet; thence North 90 degrees 00 minutes 00 seconds East, parallel with the North line of Section 1 a distance of 321.95 feet; thence North 02 degrees 00 minutes 00 seconds West, a distance of 377.22 feet to the North line of Section 1; thence South 90 degrees 00 minutes 00 seconds West, along North line a distance of 307.18 feet to the point of beginning.

Said Annexation Area contains 220.9 acres of land.

I:\PRIN\F3202102\CAD\02102ANNEX.DWG 04-11-2006 11:45a.m. I:\PRIN\F3202102\SUN\02102H01.CRD
JOB NUMBER: FT12.02044 FIELD BOOK:
DRAWN BY: DEA
8.0, 1-102-31
36-103-31

REC'D BY
MMB

MAY 15 2006

INTERSTATE 90

NE 1/4
SE 1/4

GOVERNMENT
LOT 13

SECTION 36 T103N R31W

NORTHWEST
ANNEXATION AREA
FRASER TWP

54.0 ACRES

SE 1/4
SE 1/4

SEC 31 T103N
R30W

GOVERNMENT
LOT 14

400.00'

County Road No. 130 - 130th Street

NW 1/4
NE 1/4

NE 1/4
NE 1/4

NORTHWEST
ANNEXATION AREA
RUTLAND TWP

11.5 ACRES

SECTION 1 T102N R31W

SW 1/4
NE 1/4

SE 1/4
NE 1/4

NORTHWEST
ANNEXATION AREA
ROLLING GREEN TWP

220.9 ACRES

NW 1/4
SE 1/4

NE 1/4
SE 1/4

BORDEN'S
ADDITION

UNION PACIFIC RAILROAD
(Former Chicago & North Western RR)

SW 1/4
SE 1/4

SE 1/4
SE 1/4

C.A.S.H. NO. 39



0 500
SCALE IN FEET

I hereby certify that this survey was prepared by me or under my direct supervision and that I am a duly licensed land surveyor under the laws of the State of Minnesota.

Joseph A. Haefner
Joseph A. Haefner

Date 4-11-2006 License No. 43909

City Boundary

PROPOSED ANNEXATION MAP
MARTIN COUNTY, MINNESOTA



BOLTON & MENK, INC.

Consulting Engineers & Surveyors

219 NORTH MAIN, FAIRMONT, MN 56031 (507) 238-4738
MANKATO, MN FAIRMONT, MN SLEEPY EYE, MN WILLMAR, MN
BURNSVILLE, MN CHASKA, MN AMES, IA

TRACTS IN NE 1/4 & SE 1/4
SECTION 1, T102N, R31W,
SE 1/4 SECTION 36, T103N, R31W
& SW 1/4 SECTION 31, T103N, R30W
MARTIN COUNTY, MINNESOTA

FOR: CITY OF FAIRMONT