

Zion Lutheran Church
CC Approved May 9, 2006
CH TOWN May 16, 2006



"Gateway to the Chisago Lakes Area"

06-05-04

IN THE MATTER OF THE JOINT RESOLUTION
OF THE CITY OF CHISAGO CITY AND CHISAGO
TOWNSHIP DESIGNATING CERTAIN AREAS
AS IN NEED OF ORDERLY ANNEXATION
PURSUANT TO MINNESOTA STATUTES § 414.0325

**JOINT RESOLUTION FOR
ORDERLY ANNEXATION**

WHEREAS, Zion Lutheran Church (submitted by Chester Garness) property owners with property located within Chisago Lakes Township (the "Township") and legally described herein has approached and petitioned the City of Chisago City (the "City") requesting annexation to the City; and

WHEREAS, the property owner's property legally described herein maybe in need of municipal services only available from the City; and

WHEREAS, the Township and City have agreed to work cooperatively to accomplish the orderly annexation of the areas legally described herein; and

WHEREAS, the City has available capacity to provide services to the above-mentioned property following annexation; and

WHEREAS, the City and Township agree that the property legally described herein is in need of orderly annexation of the described property would in the best interest of the property owners and would benefit the public health, safety, and welfare of the community; and

WHEREAS, the City and Township agree that the property legally described herein is designated as in need of immediate orderly annexation; and

WHEREAS, the City and Township desire to accomplish the immediate orderly annexation of the property legally described herein without the need for a hearing.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of Supervisors of Chisago Township and the City Council of the City of Chisago City, as follows:

1. Designation of Orderly Annexation Area – City of Chisago City and Chisago Township. The Township and the City hereby designate the area legally described in Exhibit A, attached hereto and incorporated herein by reference, for immediate orderly annexation pursuant to Minnesota Statutes, Section 414.0325.
2. Acresage. The Township and City agree that the Subject Area described in Exhibit A and designated as in need of immediate orderly annexation is approximately 3.30 acres and .75 acres.
3. Map of Area. A boundary map showing the Subject Area legally described in Exhibit A is attached hereto as Exhibit B and incorporated herein by reference.

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4. No Hearing Required. Pursuant to Minnesota Statutes, Section 414.0325, the Township and City agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the Subject Area legally described in Exhibit A are contained in this Joint Resolution, and that no consideration by the Department of Administration is necessary. Upon the execution and filing of this Joint Resolution, the Department of Administration may review and comment thereon, but shall, within 30 days of receipt of this Joint Resolution, order the annexation of the Subject Area legally described in Exhibit A in accordance with the terms and conditions contained in this Joint Resolution.
5. Tax Reimbursement. The City and Township agree that upon annexation of the Subject Area legally described in Exhibit A, does not generate local property tax. If the property does become taxable within the next 5 years then the City shall reimburse the Township for the loss of taxes from the property so annexed for the period and in accordance with the following schedule: 1) In the first year following the year the City could first levy on the annexed area, an amount equal to ninety (90) percent of the property taxes distributed to the Township in regard to the annexed area in the last year that property taxes from the annexed were payable to the Township; 2) In the second year, an amount equal to seventy (70) percent; 3) In the third year, an amount equal to fifty (50) percent; 4) In the fourth year, an amount equal to thirty (30) percent; and 5) In the fifth and final year, an amount equal to ten (10) percent. Thereafter, the City will no longer reimburse the Township.
6. Filing. The Township and City agree that upon adoption and execution of this Joint Resolution, the City shall file the same with the Department of Administration Municipal Boundary Adjustments Office and petitioner pay the required filing fee.
7. Governing Law. The Township and City agree that this Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.
8. Headings and Captions. The Township and City agree that the headings and captions contained in this Joint Resolution are for convenience only and are not intended to alter any of the provisions of this Joint Resolution.
9. Entire Agreement. The Township and City agree that the terms, covenants, conditions and provisions of this Joint Resolution shall constitute the entire agreement between the parties hereto, superseding all prior agreements and negotiations.
10. Legal Description and Mapping. The Township and City agree that in the event there are errors, omissions or any other problems with the legal description provided in Exhibit A or mapping provided in Exhibit B, in the judgment of the Department of Administration, the City and Township agree to make such corrections and file any additional documentation, including a new Exhibit A or Exhibit B making the corrections requested or required by the Department of Administration as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution.

REC'D BY
MMB

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Passed, adopted, and approved by the Town Board of Supervisors of Chisago Township, Chisago County, Minnesota, this 16 day of May, 2006.

CHISAGO TOWNSHIP

By:

James Froberg
James Froberg, Chairman

ATTEST:

Eleanor Trippler
Eleanor Trippler, Town Clerk

Passed, adopted, and approved by the City Council of the City of Chisago City, Chisago County, Minnesota, this 23rd day of May, 2006.

CITY OF CHISAGO

By:

Chris DuBose
Chris DuBose, Mayor

ATTEST:

John Pechman
John Pechman, City Administrator

Exhibit A

The Subject Area to be annexed in the attached Joint Resolution is legally described as follows:

All that part of the North 13 rods of SW1/4 of SW1/4 of Sec. 19, Twp. 33, Range 20 lying West of the Public Highway crossing said SW1/4 of SW1/4 and South of the roadway leading from said Public Highway to the Cemetery, located in the NE corner of Lot 4, Sec. 24, Twp. 33, Range 21 hereby intended to convey approximately 3/4 of one acre of land.

And

That part of the SW1/4 of SW1/4, Section 19, Township 33 North, Range 20 West, Chisago County, Minnesota, lying southerly of the North 214.5 feet thereof, lying westerly of the center line of Green Lake Trail (also known as County State Highway No. 23) and lying northerly of the following described line: Commencing at the northwest corner of said SW1/4 of SW1/4; thence southerly, along the west line of said Sec. 19 a distance of 643.16 feet to the point of beginning of said line to be described; thence southeasterly deflecting to the left 75°02'21" to the center line of said Green Lake Trail and there terminating.

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The municipal boundary map referenced in the attached Joint Resolution, showing the current City of Chisago City and its relation to the Subject Area to be annexed legally described in Exhibit A, is attached hereto.



These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness for any particular purpose.

Zion Lutheran Church

May 10, 2006 3:00 pm