

Municipal Boundary Adjustments Docket No. _____
City of Montrose Resolution No. 2006 - 19
Marysville Township Resolution No. 02-06

**CITY OF MONTROSE
MARYSVILLE TOWNSHIP
COUNTY OF WRIGHT
STATE OF MINNESOTA**

**JOINT RESOLUTION OF THE CITY OF MONTROSE AND
MARYSVILLE TOWNSHIP AS TO THE ORDERLY ANNEXATION OF
PROPERTY**

WHEREAS, the City of Montrose ("City") and Marysville Township ("Township") desire to enter into an agreement allowing for the immediate orderly annexation of certain property, pursuant to Minnesota Statute 414.0325, Subdivision 1; and

WHEREAS, The City and the Township are in agreement as to the procedures and process for orderly annexation of certain lands described herein for the purpose of orderly, planned growth; and

WHEREAS, the City of Montrose is requesting annexation of the road right-of-way described in the attached Exhibit A, which is located within Marysville Township and abuts the City of Montrose; and

WHEREAS, the annexation is being sought by the petitioner for the purpose of improving the road right-of-way; and

WHEREAS, it is in the best interest of the City, the Township and their respective residents to agree to orderly annexation in furtherance of orderly growth and the protection of the public health, safety and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such Orderly Annexation by means of this Joint Resolution;

NOW, THEREFORE, BE IT RESOLVED by the City of Montrose, Wright County, Minnesota and Marysville Township, Wright County, Minnesota, as follows:

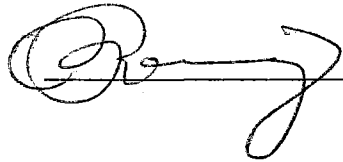
1. That the area described in the attached Exhibit A is immediately annexed from Marysville Township into the municipal boundaries of the City of Montrose.

2. Upon annexation of the parcel the City shall make a good faith effort to make improvements to the road right-of-way within three years from the effective date of the annexation.
 3. The City and Township agree that no alteration of the stated boundaries as described in this resolution is appropriate, and that all the terms and conditions for annexation are provided for in this Joint Resolution unless otherwise noted. Upon receipt of the Joint Resolution, the Minnesota Department of Administration - Office of Administrative Hearings - Municipal Boundary Adjustment or its successor agency may review and comment, but shall within 30 days of receipt, order the annexation in accordance with the terms and conditions of this Joint Resolution.
 4. Both the Township and the City agree that as the property to be annexed is road right-of-way the Township shall receive no tax reimbursement and:
 - A. The City does not assume by this annexation any liability or responsibility for the payment of any obligations issued to finance public improvements constructed by the Township or for which the Township levied special assessments. In the event that the City annexes land pursuant to this Joint Resolution upon which outstanding special assessments levied by the Township remain at the time of annexation, the City shall forward to the Township upon receipt all special assessment payments, which the City receives as a result of special assessments, levied by the Township.
- Other than the reimbursement outlined above, no other reimbursement or taxes shall be owed to the Township from the City.
5. Pursuant to Minnesota Statutes, Section 414.0325, the City and the Township agree that as all of the property owners of the parcel have petitioned for annexation, no hearing is required and the City may initiate annexation of the property described in Exhibit A by filing this resolution with the Minnesota Department of Administration - Office of Administrative Hearings - Municipal Boundary Adjustment, or its successor agency, and the Township. The Township agrees not to object to or oppose any annexation undertaken pursuant to the terms and conditions contained in this Joint Resolution.
 6. This Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.

7. The City shall pay all applicable filing fees and other costs necessary to have the Joint Resolution filed with and approved by Municipal Boundry Adjustment or its successor agency.

PASSED, ADOPTED AND APPROVED by the Marysville Town Board of Supervisors, Wright County, Minnesota this 22nd day of May, 2006.


MARYSVILLE TOWNSHIP


Chair


Town Clerk

PASSED, ADOPTED AND APPROVED by the Montrose City Council, Wright County, Minnesota this 12th day of June, 2006.

CITY OF MONTROSE


Charles Nelson, Mayor

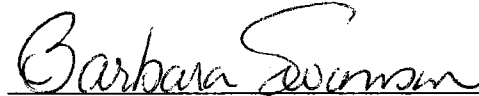

Barbara Swanson, City Clerk

EXHIBIT A
(Clementa Avenue Annexation)

Section 26, Township 119, Range 26:

The west 33.00 feet of the Southwest Quarter of Section 26, Township 119, Range 26, Wright County, Minnesota.

Section 27, Township 119, Range 26:

The east 33.00 feet of the Southeast Quarter of Section 27, Township 119, Range 26, Wright County, Minnesota.

Section 34, Township 119, Range 26:

The east 33.00 feet of the Northeast Quarter of Section 34, Township 119, Range 26, Wright County, Minnesota.

The east 33.00 feet of the Southeast Quarter of Section 34, Township 119, Range 26, Wright County, Minnesota.

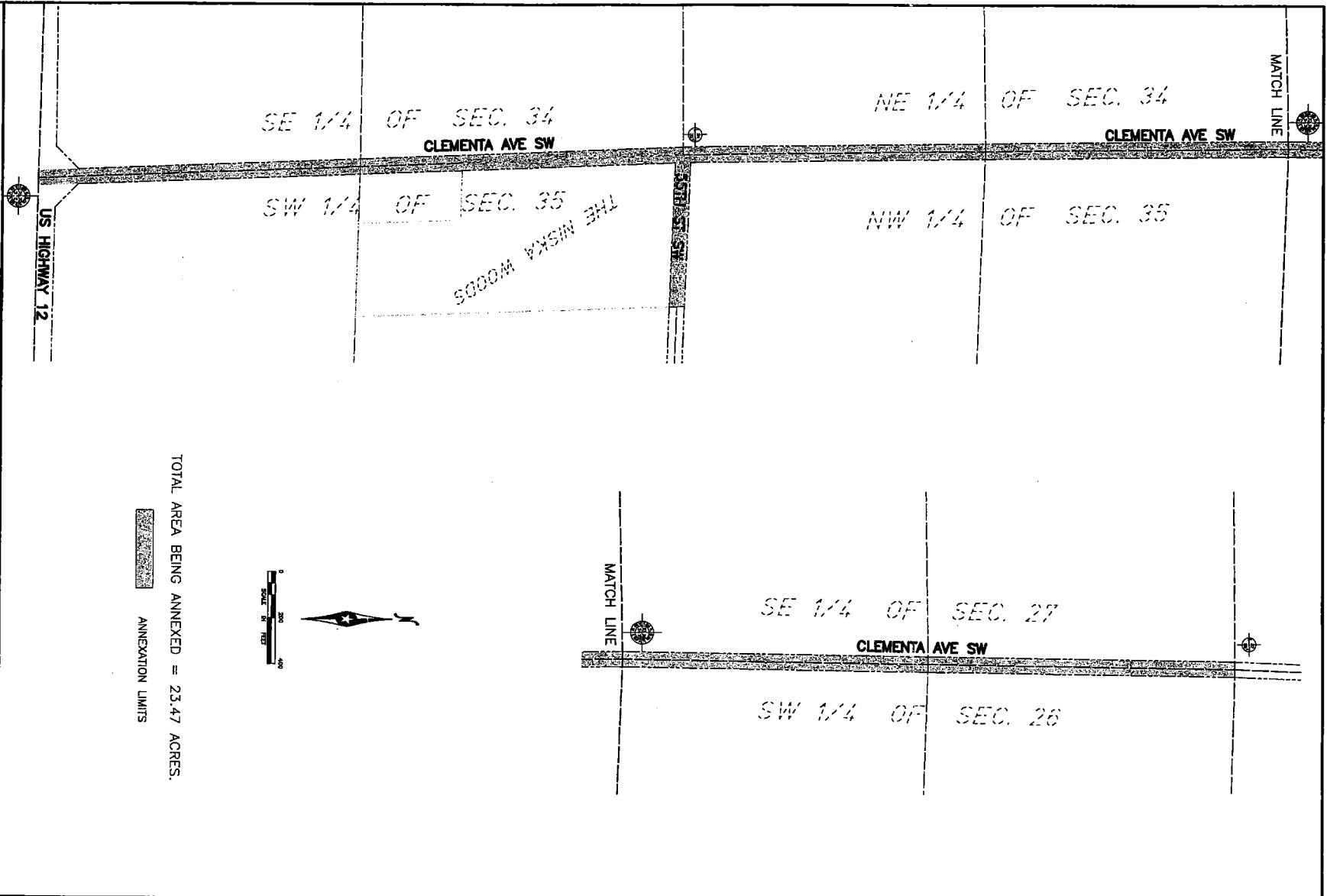
Section 35, Township 119, Range 26:

The west 33.00 feet of the Northwest Quarter of Section 35, Township 119, Range 26, Wright County, Minnesota.

The east 33.00 feet of the Southwest Quarter of Section 35, Township 119, Range 26, Wright County, Minnesota.

The south 33.00 feet of the West Half of the Southwest Quarter of the Northwest Quarter of Section 35, Township 119, Range 26, Wright County, Minnesota.

S.W. 55th Street as dedicated per the plat of THE NISKA WOODS, according to the recorded plat thereof, Wright County, Minnesota.



TOTAL AREA BEING ANNEXED = 23.47 ACRES.

ANNEXATION LIMITS

BOLTON & MENK, INC.
Consulting Engineers & Surveyors
MARQUETTE, MI 49801
BURNINGHAM, MI 48409
BURNINGHAM, MI 48409

CITY OF MONTROSE
CLEMENTA AVE SW
ANNEXATION EXHIBIT

FIGURE NO. 1