

REC'D BY
MMB

AUG 30 2006

RESOLUTION NO. 2006-2

IN THE MATTER OF THE JOINT RESOLUTION
OF THE CITY OF ELROSA AND TOWN OF
LAKE GEORGE DESIGNATING AND
UNINCORPORATED AREA AS IN NEED OR
ORDERLY ANNEXATION AND CONFERRING
JURISDICTION OVER SAID AREA TO THE
MINNESOTA PLANNING OFFICE OF
STRATEGIC AND LONG-RANGE PLANNING
PURSUANT TO MINNESOTA
STATUTE 414.0325

JOINT RESOLUTION FOR ORDERLY ANNEXATION

This joint resolution is adopted by the City of Elrosa, a municipal corporation, hereinafter referred to as "City," and the Township of Lake George, hereinafter referred to as "Township."

WHEREAS, Minnesota Statute 414.0325 provides a procedure whereby a city and township may by joint resolution designate an unincorporated area as in need of orderly annexation; and

WHEREAS, the City and Township have reviewed certain real property located in the Township which is described as follows:

That part of the Southeast Quarter of the Northeast Quarter (SE1/4 NE1/4) of Section 9, Township 124N, Range 34, described as follows: Beginning on the northerly line of the railway right of way described in deed dated August 5, 1908, which is recorded in Book 131 of Deeds, page 120; at a point which is 200 feet Southwesterly of the point of intersection of said line by the East line of said Section 9; thence due West and parallel with the North line of said Section, 240 feet; thence due South and parallel with the said East line 175 feet more or less, to the Northerly line of the said right of way and thence Northeasterly with the said Northerly line to the place of beginning; and

WHEREAS, the City and Township agree that the above-described real estate is in need of orderly annexation; and

WHEREAS, the parties to this joint resolution wish to establish conditions and a process for the orderly annexation of said real estate; and

WHEREAS, the City and Township believe that the annexation of the above-described real estate will be in the best interest of the City, Township and the affected property owners.

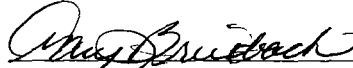
NOW, THEREFORE, the City Council of the City of Elrosa and the Board of Supervisors of the Township of Lake George, having duly considered the terms and conditions of this joint resolution after regular meetings, do hereby agree as follows:

1. The lands above designated shall be annexed to the City of Elrosa pursuant to the terms and conditions outlined in this joint resolution, and said real estate shall constitute the "orderly annexation area" otherwise described in this joint resolution.
2. The parties agree that the reasons for this designation are as follows:
 - a. The above-described area is urban or suburban in character.
 - b. The area abuts the corporate limits of the City of Elrosa.
 - c. The City of Elrosa is capable of providing needed services to the area which will protect the public health, safety and welfare of the area.
 - d. Both parties to the resolution believe that the annexation will be in the best interest of the subject area and that the Township will not suffer any undue hardship as a result of this annexation.
3. Pursuant to Minnesota Statutes, Section 414.0325, the City and Township agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the area legally described herein are contained in this Joint Resolution, and that no consideration by Minnesota Planning is necessary. Upon the execution and filing of this Joint Resolution, Minnesota Planning may review and comment thereon, but shall, within 30 days of receipt of this Joint Resolution, order the annexation of the area legally described herein in accordance with the terms and conditions contained in this Joint Resolution.
4. The City of Elrosa shall compensate Lake George Township the amount of \$1,038.12 per year for a period of five years commencing after the City's receives property taxes payable in 2007. This amount is based on an average of the following percentages of the projected net property tax share as determined in 2006. (\$1,483.00) paid at the following ratios: 90% for the first year; 80% for the second year; 70% for the third year; 60% for the fourth year; and 50% for the fifth year.
5. That a copy of this Joint Resolution as well as the Order of the Minnesota Planning Office of Strategic and Long-Range Planning, shall be filed with the Township, the City, the Stearns County Auditor, the Minnesota Secretary of State, and shall be effective when approved by the Minnesota Planning Office of Strategic and Long-Range Planning pursuant to Minnesota Statute 414.0325.


6. That following the adoption of this resolution and upon securing an approval order from the Minnesota Planning Office and Strategic and Long-Range Planning, the subdivision regulations and zoning ordinances of the City of Elrosa shall extend to and cover the annexed area. Further, the City of Elrosa does hereby direct that the zoning map of the City of Elrosa described in its zoning and subdivision ordinance be amended to include the property herein described.
7. This Joint Resolution shall be effective upon execution of both parties, and a copy of this Joint Resolution shall be filed with the Minnesota Planning Municipal Boundary Adjustments Office by the Elrosa City Clerk.

Passed and adopted by the City Council of Elrosa this 28th day of March, 2006.

CITY OF ELROSA



Gary Briefbach, Its Mayor




Its City Clerk

Passed and adopted by the Board of Supervisors of the Township of Lake George this 28th day of March, 2006.

TOWNSHIP OF LAKE GEORGE



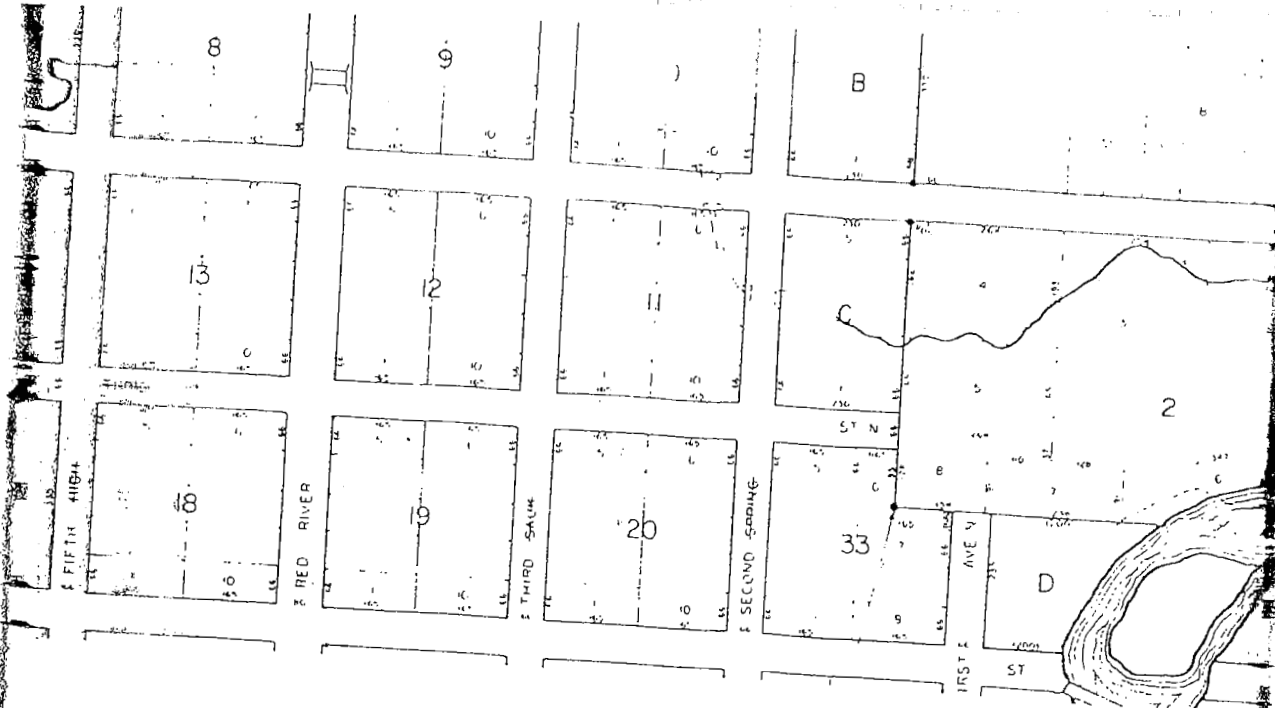
Supervisor



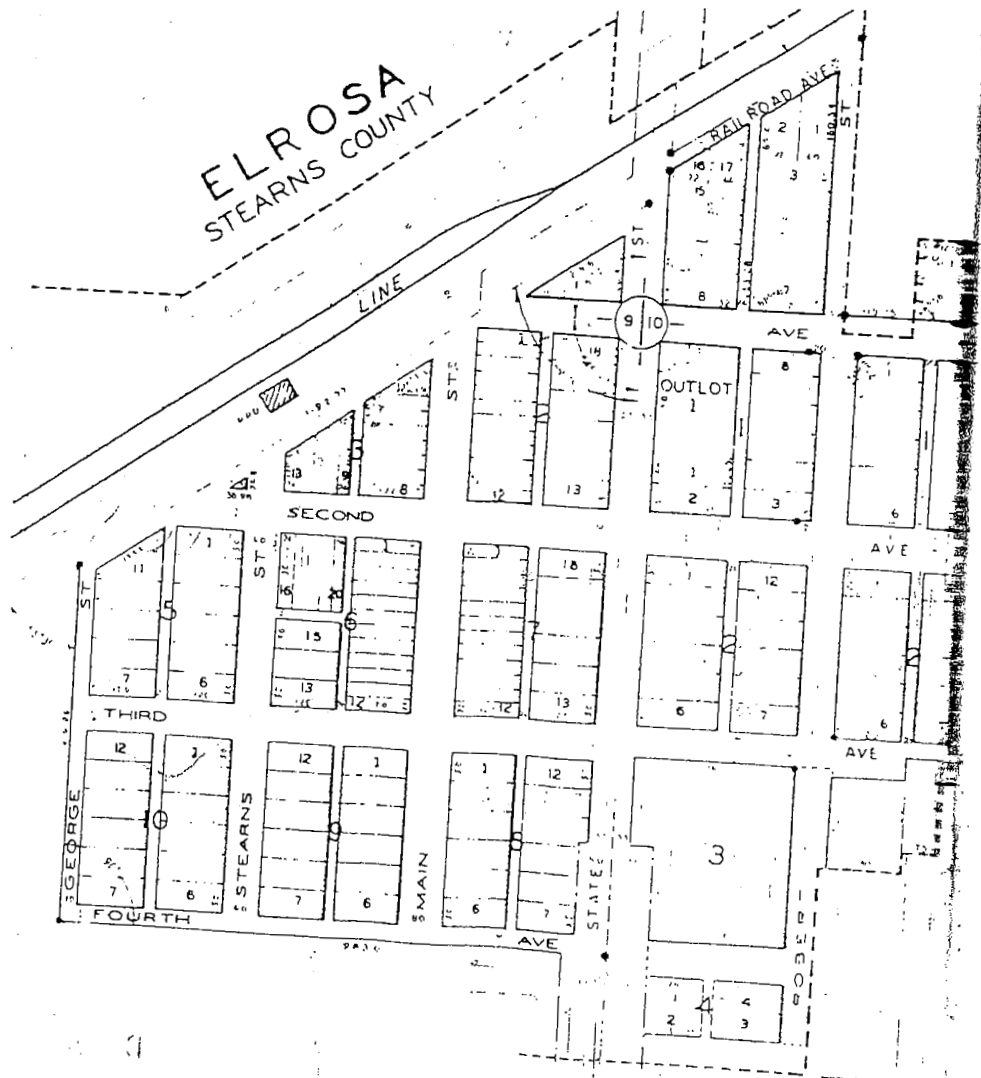
Township Clerk

INSTRUMENT DRAFTED BY:

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REC'D BY
MMB SEP 21 2006



Continuation of
State Hwy #71

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SEP 27 2006

SE 1/4 NE 1/4 Sec 9, T134N R34W
Stearns Co, MN

CITY OF ELROSA
BOUNDARY LINE

SUBJECT AREA - 46 acres

