

RESOLUTION
NO. 01:07

**A JOINT RESOLUTION BETWEEN LONG LAKE TOWNSHIP
AND THE CITY OF BRAINERD DESIGNATING
AN AREA FOR ORDERLY ANNEXATION**

Long Lake Township, a public corporation under the laws of the State of Minnesota and the City of Brainerd, a Minnesota municipal corporation jointly agree and resolve as follows:

1. Long Lake Township and City of Brainerd, through this joint resolution, intend to accomplish annexation into Brainerd a parcel of approximately 80 acres lying within Long Lake Township and described in Exhibit A attached and incorporated herein (hereinafter referred to as the "Annexation Area").
2. Long Lake Township and City of Brainerd hereby designate the "Annexation Area" for orderly annexation, pursuant to Minnesota Statute 414.0325.
3. Long Lake Township and City of Brainerd do, upon adoption of the Joint Resolution and acceptance of it by the Director of the Minnesota Office of Strategic and Long Range Planning (the "Director"), confer jurisdiction upon the Director, over the "Annexation Area" so as to accomplish said orderly annexation in accordance with the terms of this resolution.
4. No consideration by the Director is necessary.
5. The Director may review and comment, but shall, within 30 days, order annexation in accordance with the terms of this Joint Resolution.
6. The "Annexation Area" is now or about to become urban or suburban in nature. The "Annexation Area" is unincorporated and in need of orderly annexation. The City of Brainerd is capable of providing the services required by the "Annexation Area" within a reasonable time.
7. The "Annexation Area" allows for the logical extension of streets and utilities.
8. By proceeding with orderly annexation within this "Annexation Area", timely development will occur that will not overburden the City of Brainerd's utility infrastructure. The City of Brainerd anticipates utility improvements to serve the "Annexation Area".

9. Long Lake Township and the City of Brainerd request immediate annexation of the "Annexation Area".
10. Upon development the following City of Brainerd land use controls and ordinances will apply:
 - 2004 Comprehensive Plan
 - Subdivision Design Standards
 - Zoning Ordinance
 - Storm Water Management Regulations
 - 2000 International Building Code
 - Other ordinances or codes that may exist
11. To the greatest extent possible, development of the annexed area will utilize site design principles and practices of Conservation Design. Those practices and principles include:
 - Flexibility in site design and lot size to save natural resources in other areas
 - Protection and management of the natural resources
 - Providing buffers for sensitive natural areas
 - Create sustainable storm water management using best management design practices
 - Preserve permanent open space in natural areas and for recreation
 - Minimize changes to the natural topography
12. The property taxes payable on the annexed land shall continue to be paid to Long Lake Township for the year in which the annexation becomes effective. If the annexation becomes effective on or before August 1, of a levy year, the City 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 Township may continue to levy on the annexed area for that levy year, and the City may not levy on the annexed area until the following levy year. The first year following the year when the City could first levy on the annexed area, property taxes on the annexed land shall be paid to the City. However, the City shall make a cash payment to the Township for the period and in accordance with the following schedule:

In the first year following the year the City could first levy on the annexed area, an amount equal to 90% 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 Township;
In the second year, an amount equal to 70%;
In the third year, an amount equal to 50%;
In the fourth year, an amount equal to 30%; and
In the fifth year, an amount equal to 10%.

This joint resolution shall be effective solely upon approval by both the Long Lake Township Board and the Brainerd City Council.

Adopted this 2nd day of January, 2007.

Approved by the Long Lake Township Board this 16 day of Jan,
2007.

Robert J. Phangor
Chairman

ATTEST: Patsy R. Olson
Township Clerk

Approved by the Brainerd City Council this 3rd day of January, 2007.

James E. Wallin
JAMES E. WALLIN
Mayor

ATTEST: Daniel J. Vogt
DANIEL J. VOGT
City Administrator

EXHIBIT A

Legal Description

The Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ - NW $\frac{1}{4}$), Section 6, Township 44, Range 30, Crow Wing County, except the South 278.24 feet of the West 312.27 feet thereof, and the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ - NW $\frac{1}{4}$), Section 6, Township 44, Range 30, Crow Wing County

Resolution No. 01:07 Harold & Alvina Thiesse

Current City Limits

Annexation Boundary

