

**RECEIVED**

By: OAH on October 24, 2022

**JOINT RESOLUTION OF THE CITY OF NEW GERMANY AND THE TOWNSHIP OF CAMDEN  
PURSUANT TO MINNESOTA STATUTES §414.0325 AGREEING TO THE IMMEDIATE AND  
ORDERLY ANNEXATION OF AN UNINCORPORATED AREA TO THE CITY OF NEW GERMANY.**

City of New Germany Resolution No. 2022-19

Township of Camden Resolution No. 2022-6

**TO: Chief Administrative Law Judge  
State Office of Administrative Hearings  
Municipal Boundary Adjustments Unit  
P.O. Box 64620  
St. Paul, MN 55164-0620**

WHEREAS, the City of New Germany (the "City") and the Township of Camden (the "Township") are parties to a Joint Resolution for Orderly Annexation dated October 2, 2007 (the "Orderly Annexation Agreement") designating an area of the Township in need of orderly annexation for the purpose of bringing such area into the city limits, and

WHEREAS, the City and Township jointly request the annexation of certain real property to the City as hereinafter described; and

WHEREAS, the owners of a parcel of approximately 2.73 acres with a population of 2 which adjoins the City and lies within the area stipulated for orderly annexation, is urban or suburban in character, and the City is capable of providing services, if any, required by the area within a reasonable time, and

WHEREAS, it is deemed appropriate and in the best interests of both the City and the Township that said area be immediately annexed to the City, and

NOW, THEREFORE, pursuant to Minnesota Statutes §414.0325, be it **JOINTLY RESOLVED** and agreed by the City Council of the City of New Germany and the Board of Supervisors of the Township of Camden, Carver County, Minnesota, as follows:

1. The City and Township jointly request an order to immediately annex the area subject to this Joint Resolution and previously designated for orderly annexation, which is legally described on attached **Exhibit A** and depicted with hatching on the maps attached as **Exhibits B-1 and B-2** (the "Land").
2. The Joint Resolution of the Parties dated October 2, 2007 conferred jurisdiction on the chief administrative law judge of the Minnesota Office of Administrative

Hearings, as statutory successor to the Minnesota Office of Administrative Hearings, Municipal Boundary Adjustments, over the annexation area and over the various provisions of this Joint Resolution.

3. The Orderly Annexation Agreement provided for the conditions of annexation. No alteration of the stated boundaries are appropriate and no consideration by the chief administrative law judge is necessary. The chief administrative law judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this resolution.

4. The area is in need of orderly annexation. The annexation is for the purpose of connecting to the City of New Germany municipal utility services and is in the best interests of the area to be annexed.

5. There will be no change in the electric service or cost resulting from the annexation.

6. That for purposes of real estate taxation, if the annexation becomes effective on or before August 1 of a levy year, the City of New Germany may levy on the annexed area beginning with the same levy year. If the annexation becomes effective after August 1 of a levy year, Camden Township may continue to levy on the annexed area for that levy year, and the City of New Germany may not levy on the annexation area until the following levy year.

7. There are no special assessments assigned by the Township to the Land and no debt incurred by the Township prior to the annexation and attributable to the Land need to be reimbursed.

8. The Township hereby waives its 31-day review period of the petition to annex as provided in Section 7 of the October 2007 Orderly Annexation Agreement.

9. There are no streets or roadways affected by this present resolution to annex. The roadway adjacent to the Land was previously annexed into the City as a separate parcel.

10. Tax Reimbursement. Pursuant to Minnesota Statutes §414.036 and Paragraph 6 of the October 2007 Orderly Annexation Agreement, the City and the Township acknowledge that the reimbursement for taxable property has been satisfied. The Property Owner and Township have agreed that a single payment of 9,605.70 will be <sup>KC</sup> made by the owner to the Township for the taxable property annexed by this Joint Resolution. The payment has already been made and a copy of the Township's receipt acknowledging payment is attached as **Exhibit C** (the "Receipt").

11. If the Minnesota Department of Transportation or the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments requests technical

corrections to the legal description attached as **Exhibit A** or the map attached as **Exhibit B**, then: i) City staff may make the requested corrections and attach revised exhibits to this Joint Resolution without further action of the City or Township; and ii) the Joint Resolution, with corrected exhibits, shall remain effective, valid, and enforceable.

12. This Joint Resolution is effective upon approval and adoption by both the City Council of the City of New Germany and the Board of Supervisors of the Township of Camden.

Passed and adopted by the **Board of Supervisors of the Township of Camden** this 12 day of October, 2022.

Bill Devine

Bill Devine, Chairman

ATTEST: Kayla Coil  
Kayla Coil, Clerk

Passed and adopted by the **City Council of the City of New Germany** this 4 day of October, 2022.

Steven J. Van Lith  
Steven Van Lith, Mayor

ATTEST: Twyla Menth  
Twyla Menth, City Clerk

**EXHIBIT A**  
**Legal Description of Carver County**  
**Property to Be Annexed**

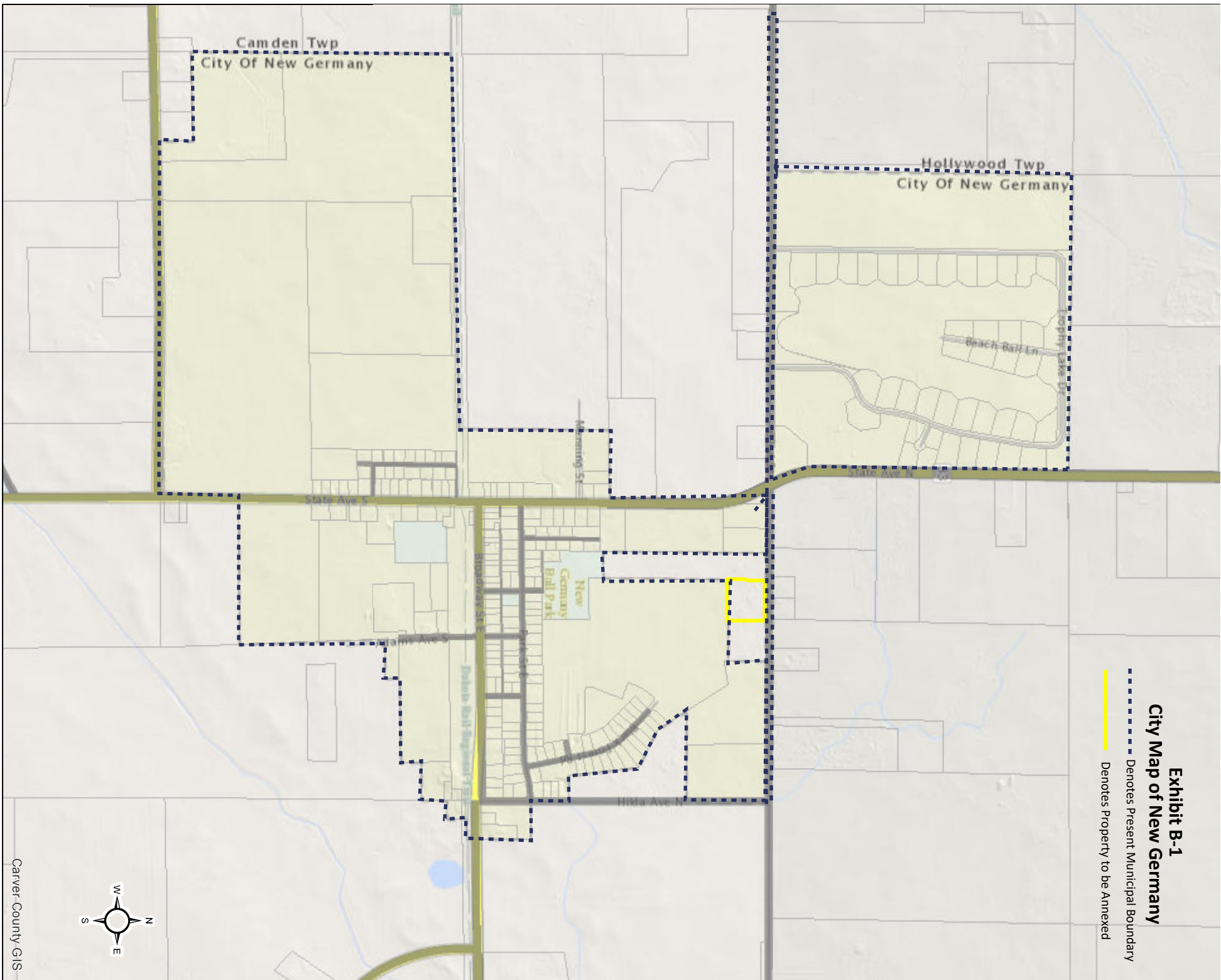
That part of the Northwest Quarter of the Northwest Quarter of Section 4, Township 116 North, Range 26 West of the 5<sup>th</sup> Principal Meridian, described as follows: Commencing at the northwest corner of said Northwest Quarter; thence easterly, along the north line of said Northwest Quarter, 666.60 feet to the northeast corner of that parcel of land as described in Book 32 of Deeds, page 515 in the office of the County Recorder of Carver County, Minnesota and the point of beginning of the land to be described; thence southerly, along the east line of said parcel, 361.50 feet; thence easterly, parallel with said north line, 361.50 feet; thence northerly, parallel with said east line, 361.50 feet to said north line; thence westerly, along said north line, 361.50 feet to the point of beginning. Carver County, Minnesota.

EXCEPTING THEREFROM all portions of the property above described which were previously annexed into the City of New Germany.



**Exhibit B-1**  
**City Map of New Germany**

- ..... Denotes Present Municipal Boundary
- Denotes Property to be Annexed

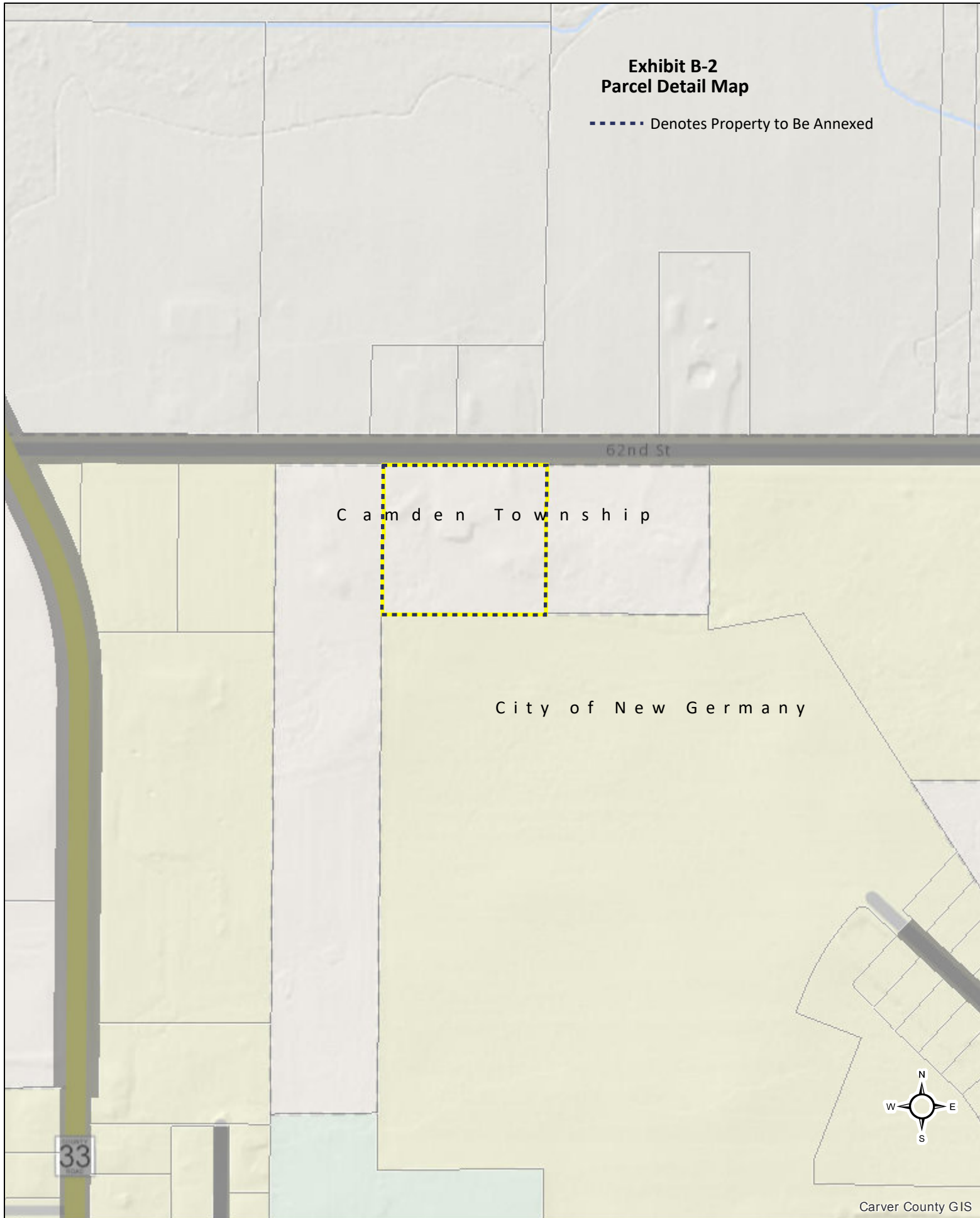


This map was created using Carver County's Geographic Information Systems (GIS). It is a compilation of information and data from various City, County, State, and Federal offices. This map is not a surveyed or legally recorded map and is intended to be used as a reference. Carver County is not responsible for any inaccuracies contained herein.

Map Date: 9/26/2022

**Exhibit B-2  
Parcel Detail Map**

..... Denotes Property to Be Annexed



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Map Date: 9/26/2022

**Exhibit C**

**Receipt of Payment**

Camden Township, Carver County Minnesota

**RECEIPT FOR TAX REIMBURSEMENT TO TOWNSHIP  
FOR ANNEXATION OF TAXABLE PROPERTY  
\_\_\_\_\_, 2022**

Pursuant to Minnesota Statutes Section 414.036, the Township of Camden (the "Township") hereby acknowledges the receipt of a single payment of \$~~9,005.70~~<sup>9,005.70<sup>KC</sup></sup> as reimbursement for all the taxable property being annexed to the City of New Germany, as described on Exhibit A and depicted on Exhibit B attached to the joint resolution for annexation, and approves the annexation of such land. There are no special assessments assigned by the Township to the annexed property and no debt incurred by the Township prior to the annexation attributable to the property annexed.

**CAMDEN TOWNSHIP**

BY: Bill Devine Date: 10-12-22  
Bill Devine, Chairman

ATTEST: Kayla Coil Date: 10-12-22  
Kayla Coil, Clerk