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MBA

DEC 03 2010

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ADMINISTRATIVE
HEARINGS

MUNICIPAL BOUNDARY ADJUSTMENTS DOCKET NO. _____

CITY OF NORWOOD YOUNG AMERICA RESOLUTION NO. 2010-42

YOUNG AMERICA TOWNSHIP RESOLUTION NO. _____

**A JOINT RESOLUTION BETWEEN THE CITY OF NORWOOD YOUNG AMERICA
AND YOUNG AMERICA TOWNSHIP EXTENDING THE CORPORATE LIMITS OF
THE CITY OF NORWOOD YOUNG AMERICA**

WHEREAS, a petition dated was submitted to the City of Norwood Young America by Todd and Marcia Schultz requesting annexation of the property legally described in Exhibit A and was duly presented to the Council on the 22nd day of November, 2010; and

WHEREAS, the quantity of land within the area described in the petition and bounded as described in Exhibit A is 0.83 acres more or less, no part of which is included within the limits of an incorporated city or statutory city, and

WHEREAS, the land will continue to be serviced by the current electric company; and

WHEREAS, the Petition was signed by the owners of the property and notice was sent to the Young America Township Board,

NOW, THEREFORE BE IT RESOLVED THAT:

SECTION 1:

1. The annexation will be in the best interest of the City of Norwood Young America and the territory affected,
2. The Territory described herein abuts upon the City limits and is about to become urban or suburban in character;
3. None of the said territory is now included within the limits of the City;
4. The area is included in the Orderly Annexation Agreement between the City of Norwood Young America and Young America Township;
5. No written objections were received;
6. The City will provide a copy of said Resolution to the Young America Township Board within five (5) business days.
7. Pursuant to M.S. Section 414.0325, the city and township agree that no alteration of the boundaries state herein is appropriate, that all conditions for annexation of the areas legally described herein is appropriate, that all conditions for annexation of the areas legally described in the joint resolution, and that no consideration by the State of MN Department of Administration, Municipal Boundary Adjustments Office is necessary. Upon the execution and filing of this joint resolution, the State of MN Department of Administration, Municipal Boundaries Adjustment Office may review and comment thereon, but shall, within 30 days of receipt of this Joint Resolution, order the annexation in accordance with the terms and conditions contained in this Joint Resolution.

SECTION 2: TERRITORY ANNEXED: The corporate limits of the City are hereby extended to include the property legally described in Exhibit A and the same is hereby annexed to and included within the City as effectually as if it had originally been a part of thereof;

SECTION 3: FILING: The City and Township agree that upon approval the City will file certified copies of the Resolution with the MN Department of Administration Municipal Boundaries Adjustment Office, the Secretary of State, the Township Clerk and the County Auditor.

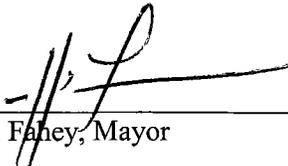
SECTION 4: GOVERNING LAW: The Township and City agree that this Joint Resolution is made pursuant to and shall be constructed in accordance with the laws of the State of Minnesota.

SECTION 5: TAX REIMBURSEMENT: Pursuant to M.S. Section 414.036, the city and township agree to a tax reimbursement equal to \$250 per acre. As such, \$208 (\$250 x 0.83 acres) shall be required by the City of Norwood Young America to the affected Young America Township for annexation of the subject property.

SECTION 6: MAINTENANCE OF OAK LANE: Pursuant to Section 9 of the Orderly Annexation Agreement between the City of Norwood Young America and Young America Township, dated February 25, 2008, the Township shall continue maintenance of Oak Lane in its entirety.

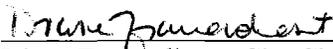
SECTION 7: FINAL APPROVAL: This Resolution takes effect upon its passage and publication and the filing of the certified copies as directed in Section 3. The annexation is final on the date of approval by the Director of the MN Municipal Board.

Adopted by the City Council of the City of Norwood Young America this 22nd day of November, 2010.



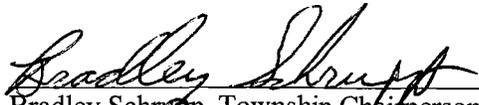
John P. Fahey, Mayor

Attest:



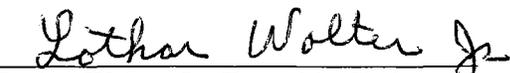
Diane Frauendienst, City Clerk/Treasurer

Adopted by the Young America Township Board this 9th day of November, 2010.



Bradley Schrupp, Township Chairperson

Attest:



Lothar Wolter, Jr., Township Clerk

REC'D BY
MBA

DEC 03 2010

EXHIBIT A

**Legal Description of Schultz Property
15320 Oak Lane, Norwood Young America, MN 55397**

Lot 6, Block 1, Oakridge, Carver County, Minnesota

OAKRIDGE

BEING A SUBDIVISION IN
PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER
SECTION 14 T115N R26W

REC'D BY
MBA

DEC 03 2010

CARVER COUNTY, MINNESOTA

KNOW ALL MEN BY THESE PRESENTS THAT WE,
WILLIAM YAECK AND HELEN YAECK
HUSBAND AND WIFE, OWNERS OF THE FOLLOWING
DESCRIBED REAL ESTATE, TO WIT:

THAT PART OF THE SOUTH HALF OF THE NORTH
EAST QUARTER OF SECTION 14-T115N-R26W
DESCRIBED AS FOLLOWS: BEGINNING AT THE NE
CORNER OF THE SOUTH HALF OF THE NORTHEAST
QUARTER OF SAID SECTION; THENCE S89°27'W
ALONG THE NORTH LINE OF THE SOUTH HALF OF
THE NORTHEAST QUARTER OF SAID SECTION, 1153.00
FEET; THENCE SOUTH PARALLEL TO THE EAST LINE
OF THE SOUTH HALF OF THE NORTHEAST QUARTER
OF SAID SECTION, 284.00 FEET; THENCE N89°27'E,
18.30 FEET; THENCE S21°16'W, 388.13 FEET TO THE
NORTHERLY RIGHT-OF-WAY LINE OF U.S. TRUNK
HIGHWAY No. 212; THENCE S68°44'E ALONG THE
NORTHERLY LINE OF SAID HIGHWAY, 66.00 FEET;
THENCE N21°16'E, 343.46 FEET TO A POINT 350.00
FEET SOUTH OF THE NORTH LINE OF THE SOUTH
HALF OF THE NORTHEAST QUARTER OF SAID SECTION;
THENCE N89°27'E, 337.03 FEET; THENCE ON A
TANGENTIAL CURVE, CONCAVE TO THE NORTH WITH
A RADIUS OF 592.30 FEET, A DISTANCE OF 81.5
FEET; THENCE N81°34'E, 70.52 FEET; THENCE ON A
TANGENTIAL CURVE, CONCAVE TO THE SOUTH, WITH
A RADIUS OF 214.70 FEET, A DISTANCE OF 75.70 FEET;
THENCE S78°12'E, 52.59 FEET; THENCE ON A
TANGENTIAL CURVE, CONCAVE TO THE SOUTH, WITH
A RADIUS OF 134.81 FEET, A DISTANCE OF 30.93
FEET; THENCE S40°01'E, 230.15 FEET; THENCE ON A
TANGENTIAL CURVE, CONCAVE TO THE NORTH, WITH
A RADIUS OF 102.55 FEET, A DISTANCE OF 89.25
FEET; THENCE EAST 125.00 FEET TO THE EAST
LINE OF THE SOUTH HALF OF THE NORTHEAST
QUARTER OF SAID SECTION; THENCE NORTH
ALONG THE EAST LINE OF THE SOUTH HALF OF
THE NORTHEAST QUARTER OF SAID SECTION,
657.75 FEET TO THE POINT OF BEGINNING AND
CONTAINING 11.9 ACRES OF LAND MORE OR
LESS,

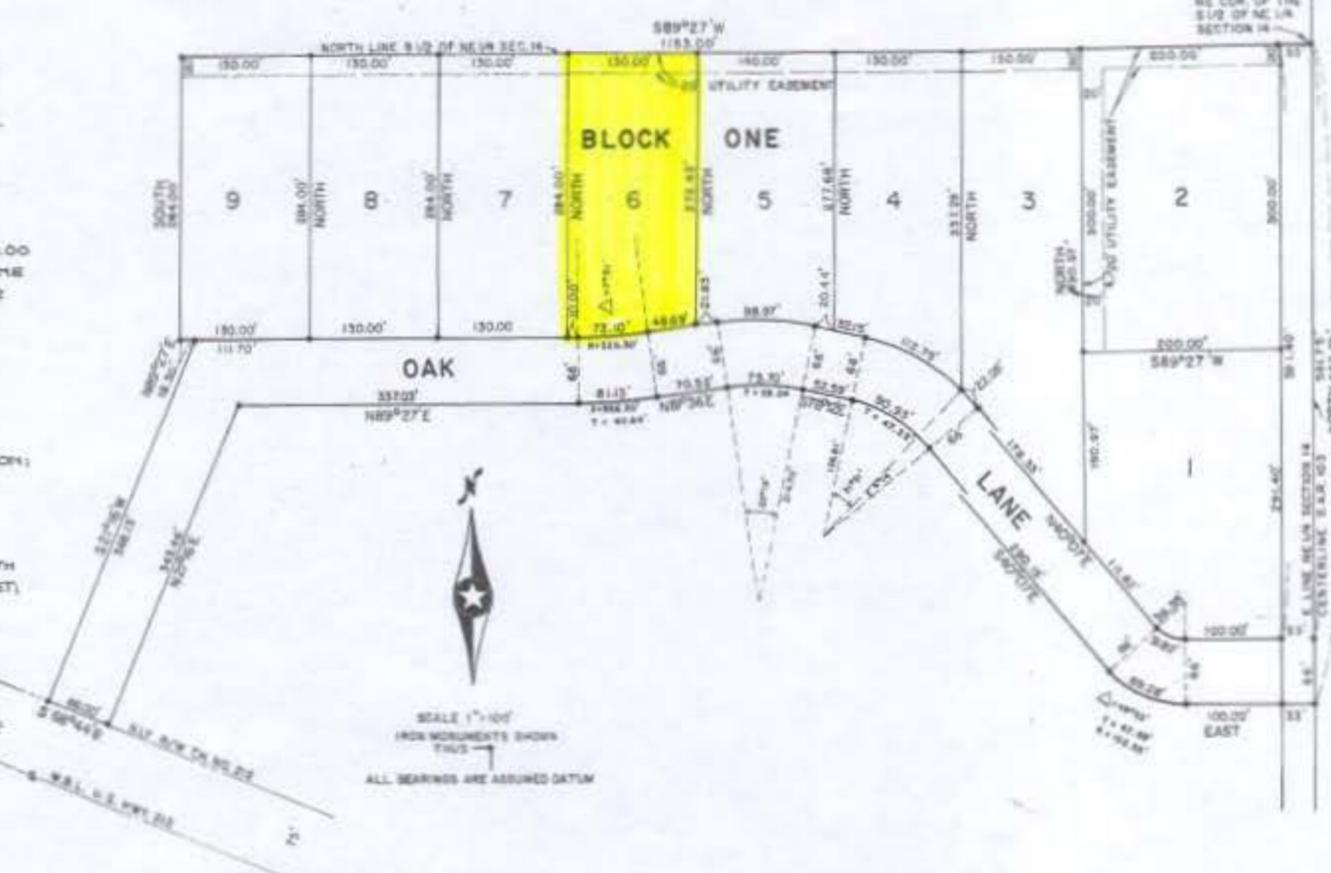
HAVE CAUSED THE SAME TO BE SURVEYED
AND PLATTED AND HEREBY DESIGNATE THE SAME
AS OAKRIDGE AND DO HEREBY DONATE AND DEDICATE
TO THE PUBLIC FOR PUBLIC USE FOREVER THE LANE
AND THE EASEMENTS FOR UTILITY PURPOSES AS
SHOWN ON THE ANNEXED PLAT.

IN WITNESS WHEREOF WE HAVE SIGNED THIS
INSTRUMENT ON THIS THE 5 DAY OF March,
1967

WITNESSES
SIGNED:
William Yaeck
Helen Yaeck

Charles Neunberg
Edvard Barr

Edvard Barr
Helen Yaeck



THE BOUNDARIES OF THIS PLAT AND THE BOUNDARIES OF THE BLOCKS THEREIN
HAVE BEEN MATHEMATICALLY CHECKED AND APPROVED. NO DETERMINATION
HAS BEEN MADE TO ASCERTAIN THAT THE LEGAL DESCRIPTION AGREES WITH
SAID PLAT. DATED THIS 8 DAY OF April, A.D. 1967.
James L. Krasner
COUNTY SURVEYOR, CARVER COUNTY

ON THIS THE 5 DAY OF March, 1967, BEFORE ME A NOTARY PUBLIC IN AND FOR THE COUNTY OF
CARVER, STATE OF MINNESOTA, APPEARED WILLIAM YAECK AND HELEN YAECK, HUSBAND AND WIFE, PERSONALLY
KNOWN TO ME TO BE THE PERSONS NAMED ABOVE AND WHO EXECUTED THE FOREGOING INSTRUMENT AND
ACKNOWLEDGED THAT THEY EXECUTED THE SAME OF THEIR OWN FREE WILL.

Charles Neunberg
NOTARY PUBLIC

AT A MEETING OF THE YOUNG AMERICA TOWN BOARD HELD THIS THE 21 DAY OF August, 1967,
THE ABOVE PLAT WAS DULY APPROVED.

Edvard Barr
CHAIRMAN OF TOWN BOARD

I HEREBY APPROVE THIS PLAT ON THIS THE
16 DAY OF April, 1967.
James L. Krasner
CARVER COUNTY ENGINEER

Taxes paid and returned
1967
1968

I, Gene L. Jacobson, a registered land surveyor for the
STATE OF MINNESOTA, HEREBY CERTIFY THAT I HAVE SURVEYED
AND PLATTED THE PROPERTY DESCRIBED ABOVE, THAT THE PLAT
IS A CORRECT REPRESENTATION OF THE SURVEY, THAT THE OUT-
SIDE BOUNDARIES ARE CORRECTLY SHOWN, THAT THE DISTANCES
ARE CORRECTLY SHOWN, THAT THERE ARE NO WETLANDS OR
PUBLIC ROADS WITHIN THE PLATTED AREA EXCEPT AS SHOWN
AND THAT THE MONUMENTS HAVE BEEN CORRECTLY PLACED IN
THE GROUND AS SHOWN THEREON.

Gene L. Jacobson DATED Oct 27, 1967 REG. NO. 2244

SUBSCRIBED AND SWORN TO BEFORE ME THIS 27th DAY OF
October, 1967.

Sharon L. Kranz
SHARON L. KRANZ, NOTARY PUBLIC
SIBLEY COUNTY, MINNESOTA
MY COMMISSION EXPIRES AUG. 12, 1973.

COUNTY OF CARVER
OFFICE OF AUDITOR
I HEREBY CERTIFY THAT THE TAX FOR THE YEAR 67 AND
ALL PREVIOUS YEARS FOR THE LAND DESCRIBED IN THE FORE-
GOING INSTRUMENT AND AS SHOWN ON THE ANNEXED PLAT
HAS BEEN PAID IN FULL.

Sharon L. Kranz
COUNTY AUDITOR

COUNTY OF CARVER
OFFICE OF TREASURER
I HEREBY CERTIFY THAT THE TAX FOR THE YEAR 68 ON THE
LAND DESCRIBED IN THE FOREGOING INSTRUMENT AND AS
SHOWN ON THE ANNEXED PLAT HAS BEEN PAID IN FULL.

Victor J. Johnson
COUNTY TREASURER

COUNTY OF CARVER
OFFICE OF REGISTER OF DEEDS
I HEREBY CERTIFY THAT THE WITHIN INSTRUMENTS WERE FILED
IN THIS OFFICE FOR RECORD ON THE 16 DAY OF April,
A.D. AT 9 O'CLOCK P.M. AND WAS DULY RECORDED
IN BOOK C OF PLATS ON PAGE 97, DATED AT CHASKA,
MINNESOTA THIS 16 DAY OF April, 1967 A.D.

Paul W. Hansen
COUNTY REGISTER OF DEEDS

AT A MEETING OF THE BOARD OF COUNTY COMMISSIONERS
OF CARVER COUNTY, HELD ON THIS 20th DAY OF
April, 1967, THE ABOVE PLAT WAS DULY
APPROVED.

Edvard Barr William Schuler
CHAIRMAN AUDITOR

AT A MEETING OF THE CARVER COUNTY PLANNING &
COMMISSION HELD ON THIS THE 4 DAY OF April,
1967, THE ABOVE PLAT WAS DULY APPROVED.

Charles R. Poirier
CHAIRMAN - PLANNING COMMISSION

