

**JOINT RESOLUTION 2009-5**

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY  
OF MAHNOMEN AND THE TOWN OF PEMBINA  
PURSUANT TO MINNESOTA STATUTES § 414.0325**

**WHEREAS**, the City of Mahnomen received a petition for annexation of land, into the City of Mahnomen, for the purpose of receiving public water and sewer; and

**WHEREAS**, the City of Mahnomen and the Town of Pembina agree to designate for orderly annexation, the following described lands located within the Town of Pembina, County of Mahnomen Minnesota:

MAHNOMEN Lot-006 Block-001 LOT 6-7-8-9

**WHEREAS**, the City of Mahnomen (the "City") and the Town of Pembina (the "Town") are in agreement as to the orderly annexation of the unincorporated land described; that both believe it will be to their mutual benefit and to that of their respective residents; and

**WHEREAS**, Minnesota Statutes § 414.0325 provides a procedure whereby the City of Mahnomen and the Town of Pembina may agree on a process of orderly annexation of a designated area; and

**WHEREAS**, the City of Mahnomen and the Town of Pembina have agreed to all the terms and conditions for the annexation of the above-described lands within this document and the signatories hereto agree that no consideration by the Office of Administrative Hearings - Municipal Boundary Adjustments is necessary; that the Office may review and comment, but shall within 30 days, order the annexation in accordance with the terms of the resolution.

**NOW, THEREFORE, BE IT RESOLVED**, jointly by the City Council of the City of Mahnomen and the Town Board of the Town of Pembina as follows:

1. **(Property.)** That the following described lands in the Town of Pembina are subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:

MAHNOMEN Lot-006 Block-001 LOT 6-7-8-9

*It is therefore agreed that the following property be immediately annexed to the City of Mahnomen, to wit:*

MAHNOMEN Lot-006 Block-001 LOT 6-7-8-9



2. **(Acreage/Population/Usage.)** That the designated area consists of approximately .39 acres, the population in the subject area is 1, and the land type is residential.

3. **(Jurisdiction.)** That the Township of Pembina does, upon passage of this resolution, and the City of Mahanomen, does upon adoption by the City Council, upon acceptance by the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confer jurisdiction upon the Office of Administrative Hearings - Municipal Boundary Adjustments so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. **(Need).** That the above-described property is urban or suburban or about to become so, and since the City of Mahanomen is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.

5. **(Planning.).** Minnesota Statutes § 414.0325 Subd. 5:

The zoning shall remain as residential "R" until such time as the city amends its Land-use and Zoning Code.

6. **(Tax Rate Step Up).** Minnesota Statutes 414.035 (1-6 years)

The tax capacity rate applicable to the property after annexation shall be increased in substantially equal proportions each year of a six year period until it equals the tax capacity rate of the city of Mahanomen

7. **(Municipal Reimbursement).** Minnesota Statutes 414.036.

The Town of Pembina and City of Mahanomen have agreed not to participate in a municipal reimbursement.

8. **(Review and Comment).** The City of Mahanomen and the Town of Pembina agree that upon receipt of this resolution, passed and adopted by each party, the Office of Administrative Hearings/ Municipal Boundary Adjustments, or its successor, may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this resolution.

Adopted by affirmative vote of all the members of the PembinaTown Board of Supervisors this 3rd day of November, 2008.

**TOWN OF PEMBINA**

By: Richard Buschett  
Chairperson  
Board of Supervisors

By: Robert C. Jurek  
Township Clerk

Adopted by affirmative vote of the City Council of Mahnomen, this 20th day of January, 2009.

**CITY OF MAHNOMEN**

By: Malik D. Johnson  
Mayor

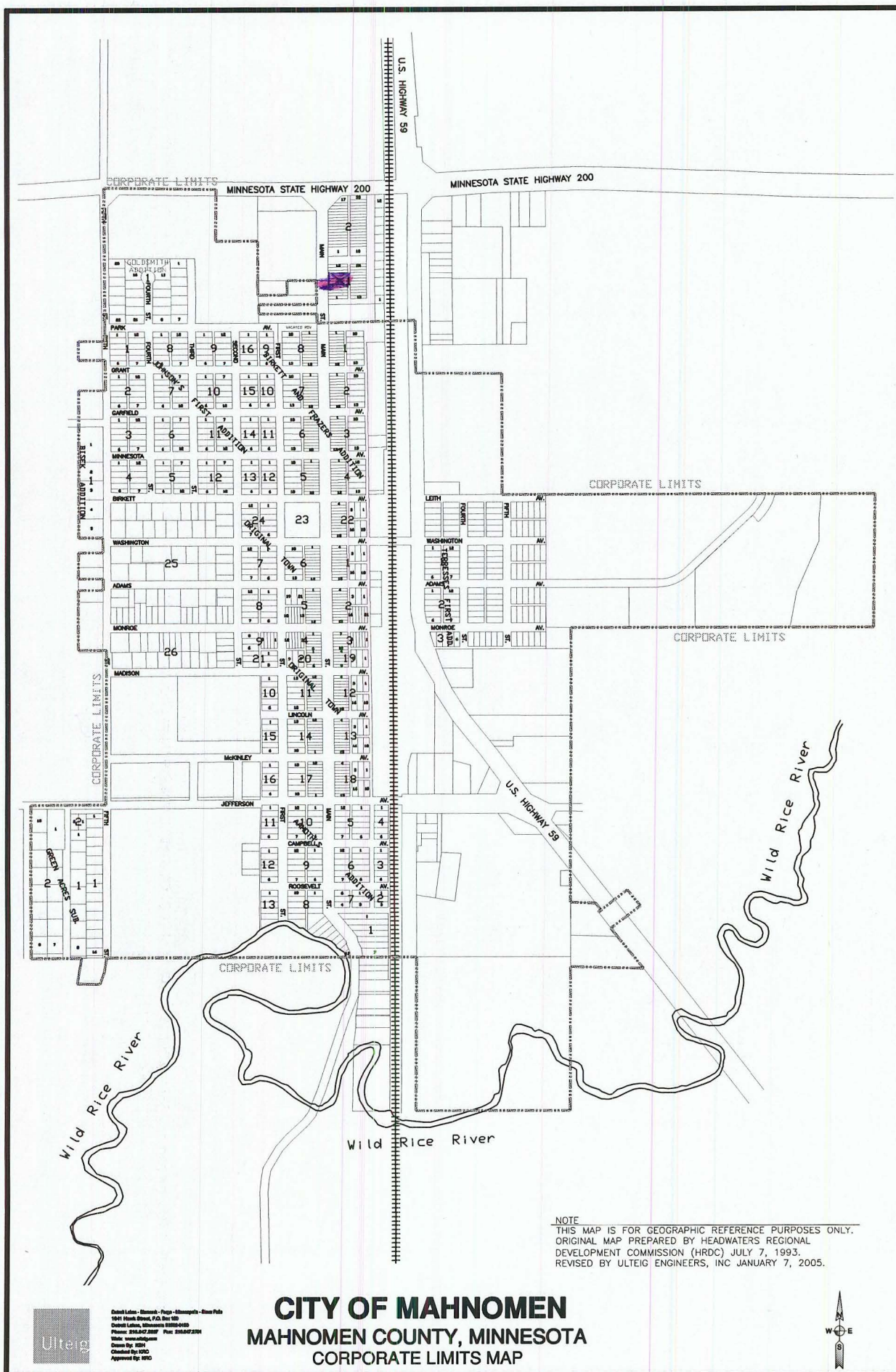
ATTEST:

By: [Signature]  
City Administrator

Approved this 20<sup>th</sup> day of January, 2009.







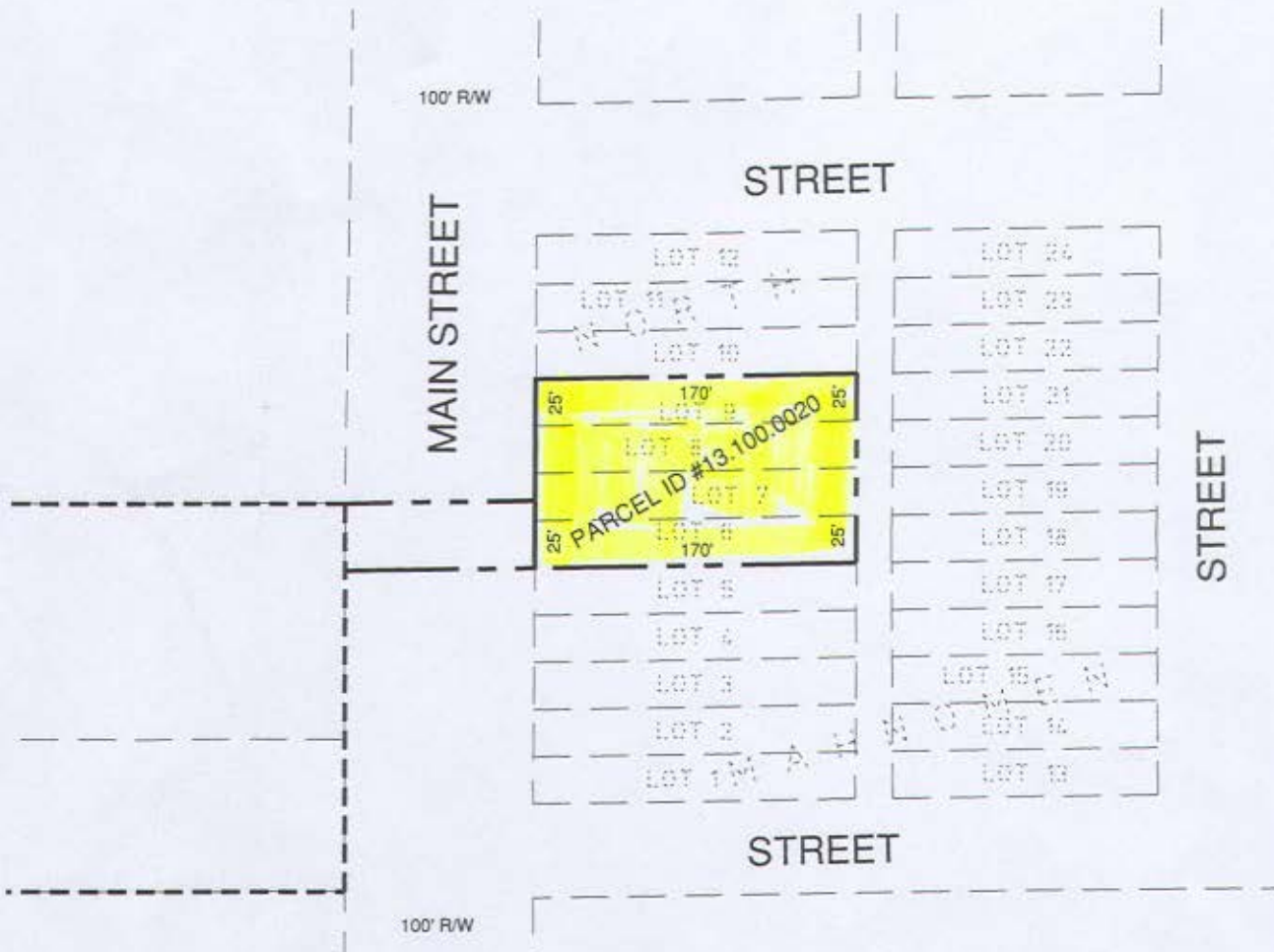
NOTE  
THIS MAP IS FOR GEOGRAPHIC REFERENCE PURPOSES ONLY.  
ORIGINAL MAP PREPARED BY HEADWATERS REGIONAL  
DEVELOPMENT COMMISSION (HRDC) JULY 7, 1993.  
REVISED BY ULTEIG ENGINEERS, INC JANUARY 7, 2005.

# **CITY OF MAHANOMEN** **MAHANOMEN COUNTY, MINNESOTA** **CORPORATE LIMITS MAP**

Ulteig  
 Daniel L. Liden - Director  
 1841 Hennepin Avenue, P.O. Box 100  
 Duluth, Minnesota 55804-0100  
 Phone: 218.827.2000 Fax: 218.827.2200  
 Website: www.ulteig.com  
 Revised By: 2005  
 Checked By: 2005  
 Approved By: 2005



# SURVEYOR'S SKETCH



SCALE: 1 INCH = 100 FEET

## SYMBOL LEGEND

- Property Line
- Proposed Annexation Line
- Existing Annexation Line

## DESCRIPTION - Parcel ID # 13.100.0020

Lots Six (6), Seven (7), Eight (8), and Nine (9), of Block One (1), North Mahnomen, according to the Plat on file and of record in the Office of the Recorder of Deeds of Mahnomen County, Minnesota.



Bismarck - Denver - Detroit Lakes - Fargo - Minneapolis - Sioux Falls  
1115 West River Road  
P.O. Box 150  
Detroit Lakes, MN 56502-0150  
Phone: 218.847.5607 Fax: 218.847.2791  
Web: [www.ulteig.com](http://www.ulteig.com)  
Drawn By: JAR

Annexation Map  
Mitch Berg  
P.O. Box 250  
Mahnomen, MN

Project Number: 508.047 Date: Dec. 11, 2008  
DWG Name: 508-047-ZONE.dwg Sheets: 1 of 1