

REC'D BY
MBA

FEB 04 2015

TOWN OF CHISAGO LAKE
CITY OF LINDSTROM
CHISAGO COUNTY, MN

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
CHISAGO LAKE AND THE CITY
OF LINDSTROM, DESIGNATING
AN UNINCORPORATED AREA AS
IN NEED OF ORDERLY
ANNEXATION AND CONFERRING
JURISDICTION OVER SAID AREA
TO THE DEPARTMENT OF
ADMINISTRATION, BOUNDARY
ADJUSTMENT OFFICE,
PURSUANT TO M.S. §414.0325

JOINT RESOLUTION

The Township of Chisago Lake and the City of Lindstrom jointly agree to the following:

1. That the owners of the property described below ("Property") have requested annexation by the City. This property is referred to as:

Mark A. Nelson Property
PID # 02.01420.00
Legal Description: See Attached

2. The Property lies entirely within the County of Chisago, State of Minnesota, and no portion thereof is currently included within the corporate limits of any incorporated municipality 1.2 acres, and is legally described as Sect 16, Twp. 033, Range 020; Lot 4, and Pt. Lot 3, Blk.1 Lakelawn Terrace (See Attached Legal).

4. The Property abuts the existing southern border of the City. See Map(s) of the Property attached as Exhibit B.

5. The Property is platted and has a current population of three (3).

6. It is in the best interest of the City, the Township and their respective residents for the City and Township to agree to orderly annexation of the Property in furtherance of orderly growth, the efficient delivery of public services, and the protection of the public health, safety, and welfare.

The City and the Township, following due notice thereof and in accordance with Minnesota Statutes § 414.0325, conducted a joint informational meeting concerning this proposed orderly annexation agreement on June 23, 2009.

7. That the Property should be immediately annexed to the City for the purpose of providing urban services, including city sewer and water services, to serve residential dwelling occupied by the owners.

8. That since the Property will be immediately annexed to the City upon adoption of this Joint Resolution and approval of the State, joint planning pursuant to M.S. 414.0325, Subd. 5 is not warranted. The City of Lindstrom will, upon annexation, serve as the reviewing agency and local government unit for the purpose of any land use, subdivision, and environmental review of the proposed development and the proposed development will be subject to and comply with the comprehensive plan and official controls of the City of Lindstrom.

9. That as a result of the City's proposed provision of urban services to, and urban development of the property, the previously described area in Chisago Lake Township, Chisago County, is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate this area for annexation under this orderly annexation agreement.

10. That both the Township of Chisago Lake and the City of Lindstrom agree, pursuant to M.S. §414.0325, Subd. 1(f), that no alteration of the stated boundaries of this agreement is appropriate.

11. Upon execution and filing of this Joint Resolution, jurisdiction is hereby conferred upon the Office of Administrative Hearings, Boundary Adjustments. Upon execution by the respective governing bodies of the City and Township, the City shall file this Joint Resolution with the Office of Administrative Hearings, Boundary Adjustments (or its successor agency).

In the event that there are errors, omissions or any other problems with the legal description, mapping, or tax reimbursement provided in the attached Exhibits the parties agree to make such corrections and file any additional documentation, including a new Exhibit making the corrections requested or required by the Office of Administrative Hearings, Boundary Adjustments as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution, without the necessity of re-adopting this Joint Resolution.

12. That the annexation of the property will not result in any change of electrical service and that differential taxation under M.S. §414.035 is not required, and that reimbursement under M.S. §414.036 will be provided as specified in the table attached hereto as Exhibit C.

13. Furthermore, each party agrees that pursuant to M.S. §414.0325, Subd. 1(g) no consideration by the Office of Boundary Adjustments is necessary, and that upon receipt of this resolution and agreement, passed and adopted by each party, the Director of the Office of Boundary Adjustment may review and comment but shall, within thirty (30) days, immediately order the annexation in accordance with the terms of this joint resolution.

CITY OF LINDSTROM

Passed and adopted by the City Council of the City of Lindstrom on this the 17th day of December, 2009.

By: Keith V Carlson
Keith Carlson, Mayor

Attest: John Olinger
John Olinger, City Administrator

TOWNSHIP OF CHISAGO LAKE

Passed and adopted by the Town Board of the Town of Chisago Lake on this the 19th day of January ~~2009~~ 2010.

By: Jim Froberg
Jim Froberg, Town Board Chair

Attest: Eleanor Tripler
Eleanor Tripler, Town Board Clerk

EXHIBIT "A" Legal Description of Property

See Attached

EXHIBIT "B" Corporate Boundary Map and more detailed map of annexation area

EXHIBIT "A" Legal Description of Property

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MBA

FEB 04 2010

M. NELSON OA - 27900 Lakelawn Drive

Lot Four (4), Block One (1), LAKELAWN TERRACE, according to the plat thereof on file and of record in the Office of the County Recorder, Chisago County, Minnesota;

AND

That part of Lot Three (3), Block One (1), of the recorded plat of LAKELAWN TERRACE, Chisago County, Minnesota, lying southeasterly of the following described line:

Beginning at the northeasterly corner of said Lot 3; thence South 50 degrees 12 minutes 21 seconds West, 231.36 feet to a point on the southwesterly line of said Lot 3, distant 57.00 feet northwesterly of the southeasterly corner of said Lot 3, and said line there terminating.

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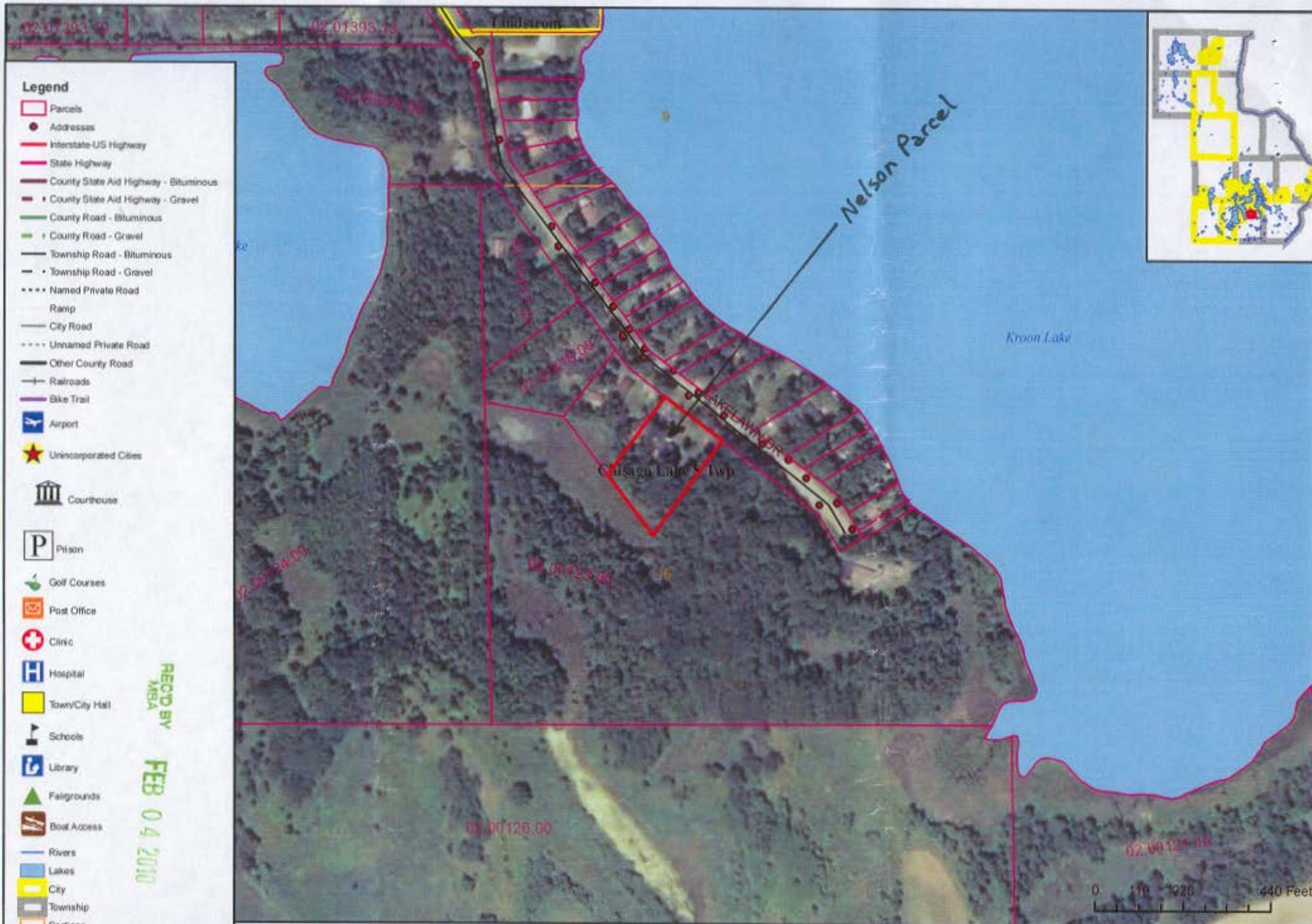
FEB 04 2010

EXHIBIT "C" Tax Reimbursement pursuant to M.S. §414.036

The City and Township agree that upon annexation of the Subject Area legally described in Exhibit A, the City shall reimburse the Township for the loss of taxes from the property so annexed for the period and in accordance with the following schedule: 1) in the first year following the year the City could first levy on the annexed area, an amount equal to ninety (90) percent of the property taxes distributed to the Township in regard to the annexed area in the last year that property taxes from the annexed area were payable to the Township; 2) in the second year, an amount equal to seventy (70) percent; 3) in the third year, an amount equal to fifty (50) percent; 4) in the fourth year, an amount equal to thirty (30) percent, and; 5) in the fifth and final year, an amount equal to ten (10) percent/ Thereafter, the City will no longer reimburse the Township.

Year	2006 Tax Amount	X	%	=	Amount	Date Paid	Check Number
Year 1	\$326.84	x	90%	=	\$294.16		
Year 2	\$326.84	x	70%	=	\$228.79		
Year 3	\$326.84	x	50%	=	\$163.42		
Year 4	\$326.84	x	30%	=	\$ 98.05		
Year 5	\$326.84	x	10%	=	\$ 32.68		

JOINT_RESOLUTION_FOR_ORDERLY_ANNEXATION-Nelson C



MARK NELSON - 27900 Lakelawn Drive

12/16/2009 9:43:14 AM

These data are provided on an "AS-IS" basis, without warranty of any type, expressed or implied, including but not limited to any warranty as to their performance, merchantability, or fitness