

**JOINT RESOLUTION FOR DESIGNATION OF CERTAIN LAND AND THE  
IMMEDIATE ANNEXATION OF ENTIRE DESIGNATED AREA**

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN  
THE CITY OF COLD SPRING AND WAKEFIELD TOWNSHIP  
PURSUANT TO MINNESOTA STATUTES § 414.0325**

**WHEREAS**, a request from all of the property owners of the area proposed for designation and immediate annexation was received.

**WHEREAS**, the City of Cold Spring and Wakefield Township jointly agree to designate and request the immediate annexation of the following described land located within Wakefield Township to the City of Cold Spring, County of Stearns, Minnesota;

Tract A

That part of the Northwest Quarter of the Southwest Quarter of Section 11, Township 123, Range 30, Stearns County, Minnesota, lying northerly and westerly of lot 1, Block 1, Northview Addition, according to the recorded plat thereof said Stearns County, and lying southerly of the westerly extension of the most northerly line of said Lot 1.

(see attached Exhibit A, a Certificate of Survey and Exhibit B which is a map showing the property which is contiguous to the Cold Spring city boundary) and

**WHEREAS**, the City of Cold Spring and Wakefield Township are in agreement as to the orderly annexation of the unincorporated land described; and

**WHEREAS**, Minnesota Statutes § 414.0325 provides a procedure whereby the City of Cold Spring and Wakefield Township may agree on a process of orderly annexation of a designated area; and

**WHEREAS**, the City of Cold Spring and Wakefield Township have agreed to all the terms and conditions for the annexation of the above-described lands; and the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (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 Cold Spring and the Township Board of Wakefield Township as follows:

1. **(Property.)** That the following described land is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed:

Tract A

That part of the Northwest Quarter of the Southwest Quarter of Section 11, Township 123, Range 30, Stearns County, Minnesota, lying northerly and westerly of lot 1, Block 1, Northview Addition, according to the recorded plat thereof said Stearns County, and lying southerly of the westerly extension of the most northerly line of said Lot 1.

(see attached Exhibit A, which is Certificate of Survey of Tract A and Exhibit B, which is a map showing the property which is contiguous to the Cold Spring City boundary)

2. **(Acreage/Population/Usage.)** That the orderly annexation area consists of approximately 1.58 acres, the population in the area is zero, and the land use type is agricultural. Upon annexation, the Property shall be zoned C-3 Highway Commercial.

3. **(Jurisdiction.)** That Wakefield Township and the City of Cold Spring, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. **(Municipal Reimbursement).** Minnesota Statutes § 414.036.

**a. Reimbursement to Towns for lost taxes on annexed property.**

The City of Cold Spring and Wakefield Township agree to a lump sum reimbursement to Wakefield Township for lost taxes in the amount of \$23.18.

**b. Assessments and Debt.**

That pursuant to Minnesota Statutes § 414.036 with respect to any special assessment assigned by the Township to the annexed property and any portion of debt incurred by the Township prior to the annexation and attributable to the property to be annexed, but for which no special assessments are outstanding, the City shall forward to the Township any such assessment or debt revenue paid to the City by the property owner or by the County Auditor.

5. **(Review and Comment).** The City of Cold Spring and Wakefield Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

Adopted by affirmative vote of all the members of the Wakefield Township Board of Supervisors this 16 day of June 2019.

WAKEFIELD TOWNSHIP

By: 

Chairperson  
Board of Supervisor

ATTEST:

By: 

Township Clerk

Adopted by affirmative vote of the City Council of Cold Spring this 11<sup>th</sup> day of June 2019.

CITY OF COLD SPRING

By: 

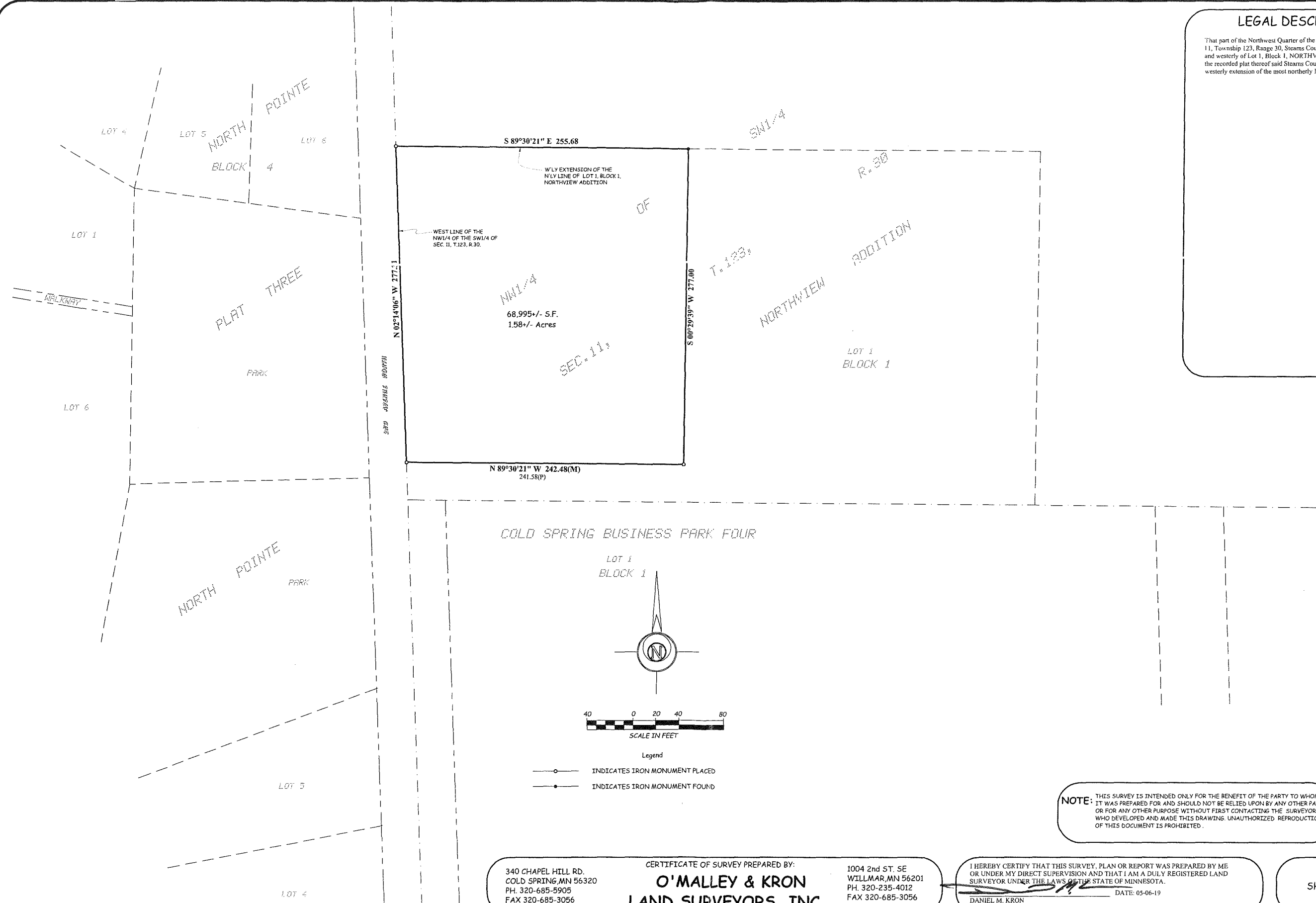
David Heinen, Mayor

ATTEST:

By: 

Brigid Murphy  
City Administrator

# EXHIBIT A



## LEGAL DESCRIPTION

That part of the Northwest Quarter of the Southwest Quarter of Section 11, Township 123, Range 30, Stearns County, Minnesota, lying northerly and westerly of Lot 1, Block 1, NORTHVIEW ADDITION, according to the recorded plat thereof said Stearns County, and lying southerly of the westerly extension of the most northerly line of said Lot 1.

CERTIFICATE OF SURVEY PREPARED FOR:

**CITY OF COLD SPRING**

JOB NO: 2017-526

FILE NAME: 2017-526B.DWG

LOCATION: 10-123-30 & 11-123-30

**NOTE:** THIS SURVEY IS INTENDED ONLY FOR THE BENEFIT OF THE PARTY TO WHOM IT WAS PREPARED FOR AND SHOULD NOT BE RELIED UPON BY ANY OTHER PARTY OR FOR ANY OTHER PURPOSE WITHOUT FIRST CONTACTING THE SURVEYOR WHO DEVELOPED AND MADE THIS DRAWING. UNAUTHORIZED REPRODUCTION OF THIS DOCUMENT IS PROHIBITED.

340 CHAPEL HILL RD.  
COLD SPRING, MN 56320  
PH. 320-685-5905  
FAX 320-685-3056

CERTIFICATE OF SURVEY PREPARED BY:  
**O'MALLEY & KRON**  
LAND SURVEYORS, INC.

1004 2nd ST. SE  
WILLMAR, MN 56201  
PH. 320-235-4012  
FAX 320-685-3056

I HEREBY CERTIFY THAT THIS SURVEY, PLAN OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY REGISTERED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.  
DANIEL M. KRON  
MINNESOTA REGISTRATION NO. 42621  
DATE: 05-06-19

SHEET 1 OF 1

## EXHIBIT B

That part of the Northwest Quarter of the Southwest Quarter of Section 11, Township 123, Range 30, Stearns County, Minnesota, lying northerly and westerly of Lot 1, Block 1, NORTHVIEW ADDITION, according to the recorded plat thereof said Stearns County, and lying southerly of the westerly extension of the most northerly line of said Lot 1.

Annexation Tract = 





## City of Cold Spring

(red area to be annexed)

