

20-08-01

IN THE MATTER OF THE JOINT RESOLUTION
OF THE CITY OF TAYLORS FALLS AND SHAFER
TOWNSHIP DESIGNATING CERTAIN AREAS
AS IN NEED OF ORDERLY ANNEXATION
PURSUANT TO MINNESOTA STATUTES § 414.0325

**JOINT RESOLUTION FOR
ORDERLY ANNEXATION**

WHEREAS, for the property owned by Joseph and Ruth Stein located within Shafer Township (the "Township") and legally described herein has approached and petitioned the City of Taylors Falls (the "City") requesting annexation to the City; and

WHEREAS, the Township and City have agreed to work cooperatively to accomplish the orderly annexation of the areas legally described herein; and

WHEREAS, the City and Township agree that the property legally described herein is urban or suburban or about to become so and that orderly annexation of the described property would in the best interest of the property owners and would benefit the public health, safety, and welfare of the community; and

WHEREAS, the City and Township agree that the property legally described herein is designated as in need of immediate orderly annexation; and

WHEREAS, the City and Township desire to accomplish the immediate orderly annexation of the property legally described herein without the need for a hearing.

NOW, THEREFORE, BE IT RESOLVED by the Town Board of Supervisors of Shafer Township and the City Council of the City of Taylors Falls, as follows:

1. Designation of Orderly Annexation Area – City of Taylors Falls and Shafer Township. The Township and the City hereby designate the area legally described in Exhibit A, attached hereto and incorporated herein by reference, for immediate orderly annexation pursuant to Minnesota Statutes, Section 414.0325.
2. Acreage. The Township and City agree that the Subject Area described in Exhibit A and designated as in need of immediate orderly annexation is approximately 25.3 acres. Upon annexation the land will be zoned to Rural Countryside.
3. Map of Area. A boundary map showing the Subject Area legally described in Exhibit A is attached hereto as Exhibit B and incorporated herein by reference.
4. No Hearing Required. Pursuant to Minnesota Statutes, Section 414.0325, the Township and City agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the Subject Area legally described in Exhibit A are contained in this Joint Resolution, and that no consideration by the Minnesota Office of Administrative Hearings is necessary. Upon the

execution and filing of this Joint Resolution, the Minnesota Office of Administrative Hearings may review and comment thereon, but shall, within 30 days of receipt of this Joint Resolution, order the annexation of the Subject Area legally described in Exhibit A in accordance with the terms and conditions contained in this Joint Resolution.

5. Tax Reimbursement. The City and Township agree that upon annexation of the Subject Area legally described in Exhibit A. That the annexation of the Property will not result in any change of electrical service and that differential taxation under Minnesota Statute 414.035 is not required, and that reimbursement under Minnesota Statute 414.036 will be provide as specified in the table attached hereto as Exhibit C.
6. Filing. The Township and City agree that upon adoption and execution of this Joint Resolution, the City shall file the same with the Minnesota Office of Administrative Hearings Municipal Boundary Adjustments Office and petitioner pay the required filing fee.
7. Governing Law. The Township and City agree that this Joint Resolution is made pursuant to and shall be construed in accordance with the laws of the State of Minnesota.
8. Headings and Captions. The Township and City agree that the headings and captions contained in this Joint Resolution are for convenience only and are not intended to alter any of the provisions of this Joint Resolution.
9. Entire Agreement. The Township and City agree that the terms, covenants, conditions and provisions of this Joint Resolution shall constitute the entire agreement between the parties hereto, superseding all prior agreements and negotiations.
10. Legal Description and Mapping. The Township and City agree that in the event there are errors, omissions or any other problems with the legal description provided in Exhibit A or mapping provided in Exhibit B, in the judgment of the Minnesota Office of Administrative Hearings, the City and Township agree to make such corrections and file any additional documentation, including a new Exhibit A or Exhibit B making the corrections requested or required by the Minnesota Office of Administrative Hearings as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution.

Passed, adopted, and approved by the Town Board of Supervisors of Shafer Township, Chisago County, Minnesota, this 12th day of August, 2020.

SHAFER TOWNSHIP

By:

Joseph W. Mattson
Joseph W. Mattson, Chair

ATTEST:

Faith Lichtscheidl
Faith Lichtscheidl, Town Clerk

Passed, adopted, and approved by the City Council of the City of Taylors Falls, Chisago County, Minnesota, this 10th day of August, 2020.

CITY OF TAYLORS FALLS

By:

Michael Buchte
Michael Buchte, Mayor

ATTEST:

Elizabeth Nealley
Elizabeth Nealley, City Clerk-Treasurer

Exhibit A

Stein annexation Legal Description

Parcel # 08.00370.00

That part of the Government Lot 2 of Section 35, Township 34 North, Range 19 West, Chisago County, Minnesota, described as follows:

Commencing at the East Quarter Corner said Section 35, also the Northeast Corner of said Government Lot 2: thence South 89 degrees 44 minutes 27 seconds West on an assumed bearing along the north line of said Government Lot 2, a distance of 298.95 feet to the westerly right of way of Minnesota Highway 95 and the point of beginning; then continuing South 89 degrees 44 minutes 27 seconds West along the north line of said Government Lot, a distance of 978.61 feet to the northwest corner of said Government Lot; thence South 01 degrees 15 minutes 54 seconds East along the west line of said Government Lot, a distance of 1286.52 feet; thence South 89 degrees 17 minutes 29 seconds East, a distance of 671.81 feet to the westerly right of way of Minnesota Highway 95; thence northerly along the westerly right of way Minnesota Highway 95, a distance of 1330 feet more or less to the point of beginning there terminating.

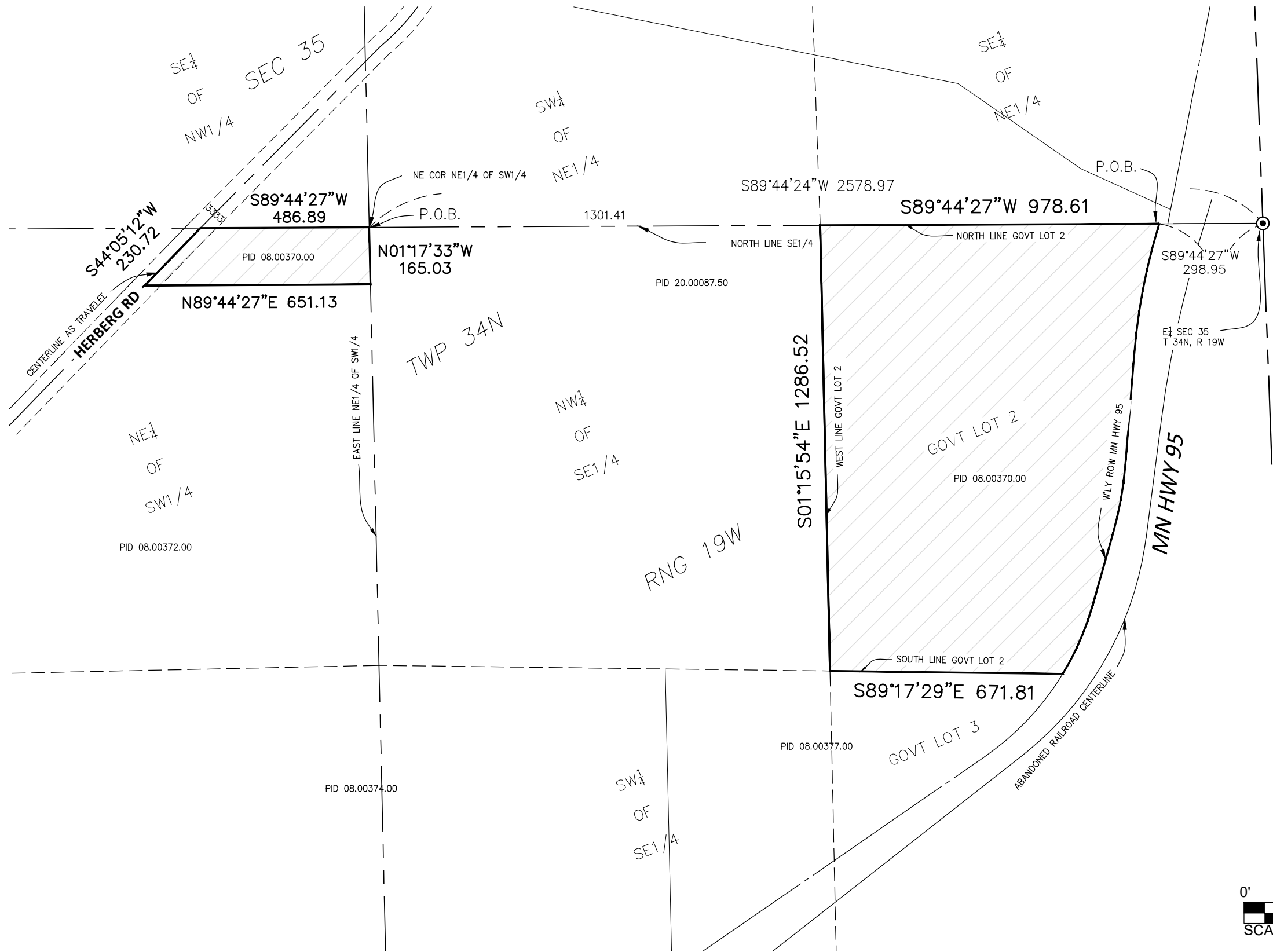
Also:

That part of the Northeast Quarter of the Southwest Quarter of Section 35, Township 34 North, Range 19 West, Chisago County, Minnesota, described as follows:

Commencing at the East Quarter Corner said Section 35, thence South 89 degrees 44 minutes 27 seconds West on an assumed bearing along the north line of the Southeast Quarter of said Section, a distance of 2578.97 feet to the northeast corner of said Northeast Quarter of the Southwest Quarter also the point of beginning; thence South 89 degrees 44 minutes 27 seconds West on an assumed bearing along the north line of said Northeast Quarter of the Southwest Quarter, a distance of 486.89 feet to the center line of Herberg Road (formerly known as Taylors Falls – Stillwater Highway); thence South 44 degrees 05 minutes 12 seconds West along the center line of Herberg Road, a distance of 230.72 feet; thence North 89 degrees 44 minutes 27 seconds East, a distance of 651.13 feet to the east line of said Northeast Quarter of the Southwest Quarter; thence North 01 degrees 17 minutes 33 seconds West along the east line of the Southwest Quarter, a distance of 165.03 feet to the beginning there terminating.

SEE EXHIBIT B

Exhibit B



ANNEXATION EXHIBIT
SECTION 35, TWP 34, RNG 19
CHISAGO COUNTY
MINNESOTA



2303 Wycliff St Suite 300
St Paul, MN 55114
info@novelenergy.biz

DRAWN DMZ DATE: 9/11/20 SCALE: 1" = 300' STEIN

EXHIBIT C

Tax Reimbursement pursuant to M.S. 414.036

Pursuant to the requirement of Minnesota Statute 414.036, the City shall provide a reimbursement to the township to compensate the township for the loss of two years of taxable property, as follows:

\$ 530.00 x 2 years, for a total of \$1,060.00

Payment will be made annually in accordance with following schedule:

- (1) On December 1, 2021, an amount equal to \$ 530.00
- (2) On December 1, 2022, an amount equal to \$ 530.00