

RESOLUTION NO. 50 OF 2021

JOINT RESOLUTION

IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF REDWOOD FALLS AND PAXTON TOWNSHIP PURSUANT TO MINNESOTA STATUTES § 414.0325

WHEREAS, the City of Redwood Falls (“City”) and the Township of Paxton (“Township”) jointly agree to designate and request the immediate annexation of the following described land located within Paxton Township to the City of Redwood Falls, County of Redwood, Minnesota;

That part of the Southwest Quarter (SW1/4) of Section Eight (8), lying North and East of the Minnesota Valley Railroad right-of-way, in Township One Hundred Twelve (112) North, Range Thirty Five (35) West of the 5th P.M.;

AND ALSO

The Northwest Quarter (NW1/4) of Section Eight (8), except the right-of-way of Minnesota Valley Railway, in Township One Hundred Twelve (112) North, Range Thirty Five (35) West of the 5th P.M.;

AND ALSO

The Southeast Quarter (SE1/4) of Section Five (5), Township One Hundred Twelve (112) North, Range Thirty Five (35) West of the 5th P.M., located South of the centerline of Redwood County Ditch No. 52, EXCEPTING THEREFROM the following: Commencing at the Southeast Corner of said SE1/4, running thence North along the East line of the SE1/4 a distance of 510 feet, thence at right angles West parallel to the South line of said SE1/4 a distance of 640 feet, thence at right angles South a distance of 510 feet to the South line of the SE1/4, thence East a distance of 640 feet to the point of beginning; AND ALSO EXCEPTING THEREFROM the following: Commencing at the Northeast corner of the Southeast Quarter (SE1/4) of said Section 5, Township 112 North, Range 35 West, thence South along the East line of said SE1/4 a distance of 1,011 feet, thence West parallel to the North line of said SE1/4 a distance of 1,196 feet, thence North parallel to the East line of said SE1/4 to the centerline of County Ditch No. 52, thence Northeasterly along the centerline of County Ditch No. 52, to the North line of said SE1/4, thence East along the North line of said SE1/4 to the point of beginning; AND RESERVING an easement for ingress and egress over the North 100 feet of that part of the SE1/4 of said Section 5, Township 112 North, Range 35 West, lying South of the centerline of County Ditch No. 52 and lying West of the above described premises.

(Hereafter, the “Annexed Property.”); and,

WHEREAS, the City and Township are in agreement as to the orderly annexation of the unincorporated land described; and orderly annexation will be in the best interests of the Annexed Property; and

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

WHEREAS, the City and Township have agreed to all the terms and conditions for the annexation of the Annexed Property within this document, 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 Redwood Falls and the Board of Supervisors of the Township of Paxton as follows:

1. **Property.** That the following described lands in Paxton Township are subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate those areas for orderly annexation, and agree that the land be immediately annexed:

That part of the Southwest Quarter (SW1/4) of Section Eight (8), lying North and East of the Minnesota Valley Railroad right-of-way, in Township One Hundred Twelve (112) North, Range Thirty Five (35) West of the 5th P.M.;

AND ALSO

The Northwest Quarter (NW1/4) of Section Eight (8), except the right-of-way of Minnesota Valley Railway, in Township One Hundred Twelve (112) North, Range Thirty Five (35) West of the 5th P.M.;

AND ALSO

The Southeast Quarter (SE1/4) of Section Five (5), Township One Hundred Twelve (112) North, Range Thirty Five (35) West of the 5th P.M., located South of the centerline of Redwood County Ditch No. 52, EXCEPTING THEREFROM the following:

Commencing at the Southeast Corner of said SE1/4, running thence North along the East line of the SE1/4 a distance of 510 feet, thence at right angles West parallel to the South line of said SE1/4 a distance of 640 feet, thence at right angles South a distance of 510 feet to the South line of the SE1/4, thence East a distance of 640 feet to the point of beginning; AND ALSO EXCEPTING THEREFROM the following: Commencing at the Northeast corner of the Southeast Quarter (SE1/4) of said Section 5, Township 112 North, Range 35 West, thence South along the East line of said SE1/4 a distance of 1,011 feet, thence West parallel to the North line of said SE1/4 a distance of 1,196 feet, thence North parallel to the East line of said SE1/4 to the centerline of County Ditch No. 52, thence Northeasterly along the centerline of County Ditch No. 52, to the North line of said SE1/4, thence East along the North line of said SE1/4 to the point of beginning;

AND RESERVING an easement for ingress and egress over the North 100 feet of that part of the SE1/4 of said Section 5, Township 112 North, Range 35 West, lying South of the centerline of County Ditch No. 52 and lying West of the above described premises.

2. **Acreage/Population/Usage.** That the Annexed Property consists of approximately 313.55 acres, the population in the subject area is zero, and the land use type is currently agricultural.

3. **Jurisdiction.** That the Township and the City, 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 of the Annexed Property in accordance with the terms of this resolution and Minnesota Statutes § 414.0325.

4. **Need.** The Annexed Property is urban or suburban or about to become so and since the City is capable of providing services to this area within a reasonable time, the annexation would be in the best interests of the area.

5. **Tax Rate Step-Up.** Upon annexation, the tax rate for the Annexed Property shall be the same as if it were located within the City limits.

6. **Municipal Tax Reimbursement.** Pursuant to Minnesota Statutes § 414.036, the parties agree that the Township shall be reimbursed for lost property taxes for the Annexed Property at the rate and scheduled set forth in this paragraph. The City shall reimburse the Township based on the rate and classification of property taxes collected by the Township for the Annexed Property in 2021. Said reimbursement shall be paid by the City to the Township in accordance with the following schedule:

First Year	(taxes payable 2022)	100%
Second Year	(taxes payable 2023)	80%
Third Year	(taxes payable 2024)	60%
Fourth Year	(taxes payable 2025)	40%
Fifth Year	(taxes payable 2026)	20%
Thereafter	(payable 2027 and thereafter)	0%

Said amounts shall be paid by the City to the Township in a lump sum payment at any time prior to December 31, 2021. There are no special assessments, deferred taxes, or other debt attributable to the Annexed Property requiring any adjustments.


7. **Review and Comment.** That the City and 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.

8. **Payment of OAH's Expenses.** The City of Redwood Falls shall pay all filing fees required by the Office of Administrative Hearings ("OAH") in order to file and give full effect to

this Orderly Annexation Agreement. Further, the City of Redwood Falls shall pay any other expenses OAH attributes to either the City or the Township as a result of the filing and processing of this Orderly Annexation Agreement, including, but not limited to, Administrative Law Judge fees and OAH staff attorney fees.

Adopted by affirmative vote of all the members of the Paxton Township Board of Supervisors this 16th day of September 2021.

PAXTON TOWNSHIP


By: 
Chairperson
Board of Supervisor

ATTEST:

By: 
Township Clerk

Adopted by affirmative vote of the City Council of the City of Redwood Falls, this 21st day of September 2021.

CITY OF REDWOOD FALLS

By: 
Tom Quackenbush
Mayor

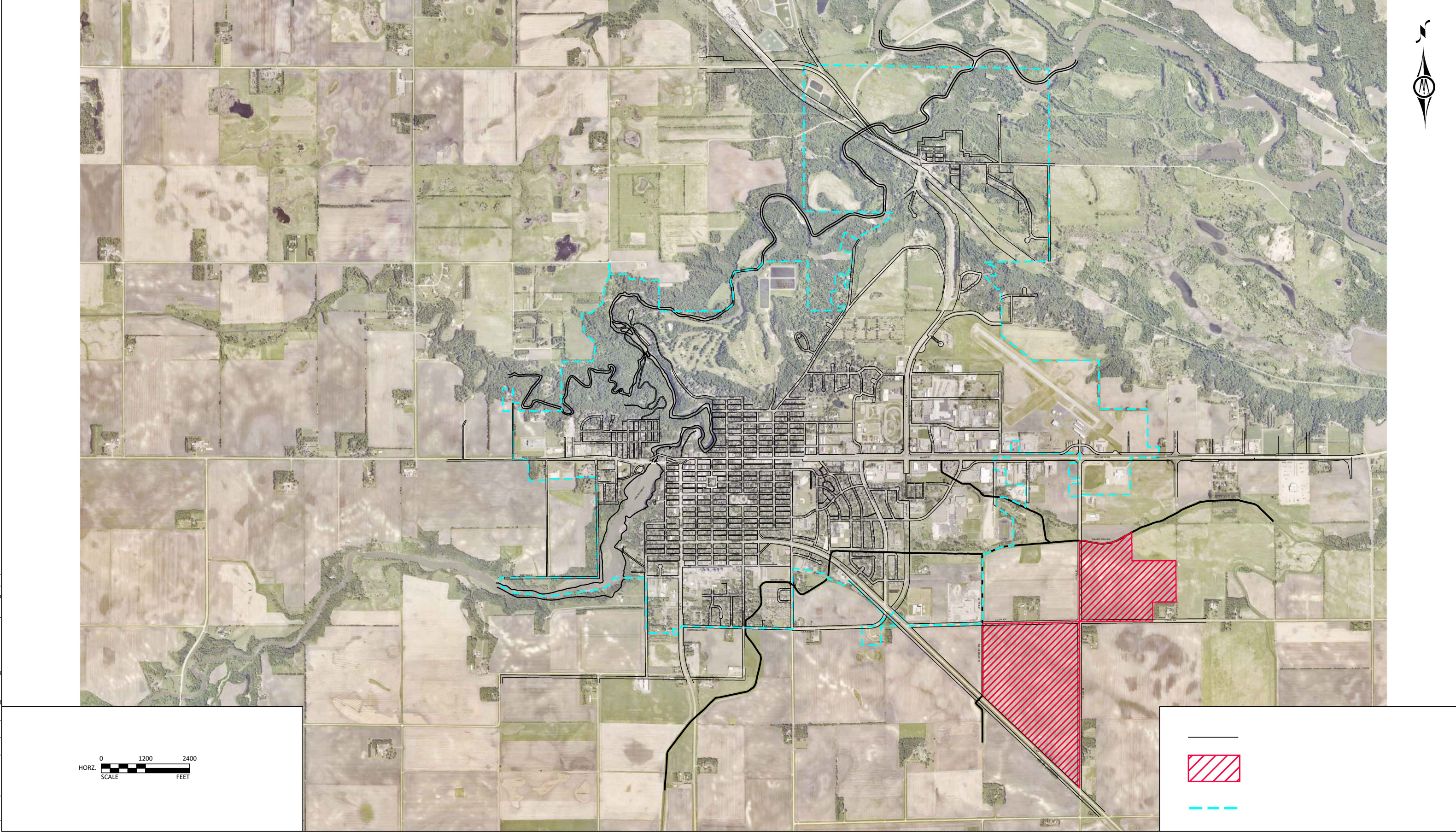
ATTEST:

By: 
Keith Muetzel
City Administrator

THE HOMES OF REFLECTION PRAIRIE & REFLECTION RIDGE BUSINESS PARK LOCATION MAP

CITY OF REDWOOD FALLS, MN

SEPTEMBER, 2021



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