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By: OAH on February 17, 2022

22-01-02

IN THE MATTER OF THE JOINT RESOLUTION
OF THE CITY OF CHISAGO CITY AND CHISAGO
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 High Pointe Land LLC located within Chisago Lakes Township (the "Township") and legally described herein has approached and petitioned the City of Chisago City (the "City") requesting annexation to the City; and

WHEREAS, the property owner's property legally described herein maybe in need of municipal sewer services only available from 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 has available capacity to provide services to the above-mentioned property following annexation; 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 Chisago Township and the City Council of the City of Chisago City, as follows:

1. Designation of Orderly Annexation Area – City of Chisago City and Chisago 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 3.06 acres. Upon annexation the land will be zoned to R-2, Low/Medium Density Residential.
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 Chisago Township, Chisago County, Minnesota, this 18th day of January, 2022.

CHISAGO TOWNSHIP

By: Sherry Stirling
Sherry Stirling, Chair

ATTEST:

Jeanette Peterson
Jeanette Peterson, Town Clerk

Passed, adopted, and approved by the City Council of the City of Chisago City, Chisago County, Minnesota, this 25th day of January, 2022.

CITY OF CHISAGO

By: Bob Gustafson
Bob Gustafson, Mayor

ATTEST:

John Pechman
John Pechman, City Administrator

Exhibit A - Legal Description

That part of Government Lot 6, Section 32, Township 34 North, Range 20 West, Chisago County, Minnesota, described as follows:

Commencing at the South Quarter corner of said Section 32, thence North 89 degrees 49 minutes 59 seconds West, assumed bearing along the South line of said Government Lot 6, a distance of 524.41 feet; thence North 21 degrees 36 minutes 01 second East, a distance of 907.65 feet to a Judicial Landmark set at point of beginning on the south line of the North 495 feet of said Government Lot 6; thence continue North 21 degrees 36 minutes 01 second East, a distance of 266.94 feet to a Judicial Landmark set on the South line of the North 247.5 feet of said Government Lot 6; thence North 89 degrees 35 minutes 52 seconds East, along said South line a distance of 62.21 feet, to a Judicial Landmark set on the North - South Quarter Line of said Section 32; thence North 89 degrees 37 minutes 41 seconds East, along said South line, a distance of 383.24 feet to a Judicial Landmark set; thence continue North 89 degrees 37 minutes 41 seconds East, along said South line, a distance of 55 feet more or less to the shoreline of South Lindstrom Lake; thence southerly along said shoreline to south line of the North 495 feet of said Government Lot 6; thence South 89 degrees 37 minutes 41 seconds West, along said south line, a distance of 32 feet more or less, to a Judicial Landmark set; thence continue South 89 degrees 37 minutes 41 seconds West, along said south line, a distance of 369.62 feet, to a Judicial Landmark set on the North - South Quarter Line of said Section 32; thence South 89 degrees 35 minutes 52 seconds West, along said south line, a distance of 167.22 feet to the point of beginning.

Subject to and together with any valid easements, restrictions, and reservations.

EXHIBIT B

The municipal boundary map referenced in the attached Joint Resolution, showing the current City of Chisago City and its relation to the Subject Area to be annexed legally described in Exhibit A, is attached hereto.

02.00904.00



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 four years of taxable property, as follows:

\$ 485.25 x 4 years, for a total of \$1,941.00

Payment will be made annually in accordance with following schedule:

- (1) On December 1, 2023, an amount equal to \$ 485.25
- (2) On December 1, 2024, an amount equal to \$ 485.25
- (3) On December 1, 2025, an amount equal to \$ 485.25
- (4) On December 1, 2026, an amount equal to \$ 485.25

CHISAGO CITY

IN COOPERATION WITH
U.S. DEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION

2021



Population (U.S. Census 2020): 5558

LAST EDITED ON 12-06-2021

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