

## CITY OF ORONOCO RESOLUTION NUMBER 2022-09

## TOWNSHIP OF ORONOCO RESOLUTION NUMBER 2022-03

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARING

IN THE MATTER OF THE JOINT RESOLUTION  
OF THE CITY OF ORONOCO AND THE  
TOWNSHIP OF ORONOCO DESIGNATING  
CERTAIN AREAS AS IN NEED OF ORDERLY  
ANNEXATION PURSUANT TO MINNESOTA  
STATUTES, SECTION 414.0325

**JOINT RESOLUTION FOR  
ORDERLY ANNEXATION**

WHEREAS, the City of Oronoco ("City") owns a property located within the Township of Oronoco ("Township") legally described in Exhibit A, which is attached hereto and incorporated herein by reference, and the City is seeking annexation of that property to the City; and

WHEREAS, for ease of reference, the area of the Township proposed for annexation in accordance with this Joint Resolution and legally described in Exhibit A (hereinafter referred to as the "Subject Area") is shown on the map, Exhibit B, which is also attached hereto and incorporated herein by reference; and

WHEREAS, the Township and City have agreed to work cooperatively to accomplish the orderly annexation of the Subject Area legally described in Exhibit A; and

WHEREAS, the City and Township agree that orderly annexation of the Subject Area is 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 Subject Area legally described in Exhibit A is in need of immediate orderly annexation; and

WHEREAS, the City and Township desire to accomplish the immediate orderly annexation of the Subject Area without the need for any further hearing before the Office of Administrative Hearings.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Oronoco and the Board of Supervisors of the Township of Oronoco as follows:

1. Designation of Subject Area. The Township and City hereby designate the Subject Area legally described in Exhibit A for immediate orderly annexation pursuant to Minnesota Statutes, Section 414.0325.
2. Acreage of Subject Area. The Subject Area is approximately 10.16 acres.

3. Map of Subject Area. A boundary map showing the Subject Area legally described in Exhibit A is attached hereto as Exhibit B and is hereby incorporated herein by reference.
4. Population of Subject Area. The population of the Subject Area is 0.
5. No Hearing Required/Review and Comment Jurisdiction Only. 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 State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit is necessary. Upon the execution and filing of this Joint Resolution, the State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit may review and comment hereon, 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.
6. Notice of Intent Not Applicable. This Joint Resolution is not subject to the notice and publication requirements of Minn. Stat. § 414.0325, subd. 1b since this Joint Resolution designates the Subject Area for immediate annexation and all of the property owners of the Subject Area have petitioned the City to be annexed.
7. Scope of Joint Resolution. This Joint Resolution relates to only the Subject Property, and does not alter or amend any previously existing orderly annexation agreements between the Township and the City.
8. Termination. This Joint Resolution shall remain in full force and effect until the annexation is accepted by the State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit and the Subject Property is annexed into the City.
9. Governing Law. This Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.
10. Headings and Captions. Headings and captions are for convenience only and are not intended to alter any of the provisions of this Joint Resolution.
11. Entire Agreement. 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 with respect to the Subject Property only. This Joint Resolution shall be binding upon and inure to the benefit of the respective successors and assigns of the Township and City.
12. Legal Description and Mapping. The Township and City agree, 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 State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit, 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 State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit as necessary to make effective the annexation of the Subject Area in accordance with the terms of this Joint Resolution.

13. Notice. Any notices required under the provisions of this Joint Resolution shall be in writing and sufficiently given if delivered in person or sent by U.S. mail, postage prepaid, as follows:

If to the City:

City Clerk  
Oronoco City Hall

If to the Township:

Township Clerk  
Oronoco Township

14. Effective Date. This Joint Resolution shall be effective on the date that the last party hereto signs and dates said document.
15. Filing. The Township and City agree that upon adoption and execution of this Joint Resolution, the City shall file the same with the State of Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments Unit and pay the required filing fee.

Passed, adopted, and approved by the Township Board of Supervisors of the Township of Oronoco, Olmsted County, Minnesota, this 2<sup>nd</sup> day of May, 2022.

ATTEST:

TOWNSHIP OF ORONOCO

By:

Lucy Shonyo  
Lucy Shonyo Township Clerk

By:


Ken Mergen  
KEN MERGEN Chair



Passed, adopted, and approved by the City Council of the City of Oronoco, Olmsted County, Minnesota, this 19 day of April, 2022.

ATTEST:

CITY OF ORONOCO

By:   
Jerilyn Horton,  
City Clerk

By:   
Ryland Eichhorst, Mayor

## **EXHIBIT A**

### **Legal Description**

That part of the Southwest Quarter of the Northwest Quarter and part of the Northwest Quarter of the Southwest Quarter, all in Section 28, Township 108, Range 14, Olmsted County, Minnesota, described as follows:

Beginning at the West Quarter corner of said Section 28; thence North 00 degrees 14 minutes 29 seconds East assumed bearing along the west line of said Southwest Quarter of the Northwest Quarter, a distance of 832.78 feet to the southwest corner of Parcel 422B of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55-86, according to the recorded plat thereof; thence South 89 degrees 45 minutes 31 seconds East along said south line of Parcel 422B, a distance of 69.54 feet; thence South 37 degrees 35 minutes 51 seconds East, a distance of 484.69 feet; thence southeasterly 440.75 feet along a tangential curve, concave to the northeast having a radius of 5729.58 feet and central angle of 04 degrees 24 minutes 27 seconds; thence South 42 degrees 00 minutes 18 seconds East tangent to last describe curve, a distance of 332.31 feet to the south line of the North 136.63 feet of said Northwest Quarter of the Southwest Quarter; thence North 89 degrees 58 minutes 29 seconds West along said south line of the North 136.63 feet of the Northwest Quarter of the Southwest Quarter, a distance of 873.79 feet to the west line of said Northwest Quarter of the Southwest Quarter; thence North 00 degrees 14 minutes 38 seconds East along said west line of the Northwest Quarter of the Southwest Quarter, a distance of 136.63 feet to the point of beginning.

**EXHIBIT B**  
**Boundary Map**

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

Plot Date: 05/17/2021, - 2:03pm  
Drawing name: U:\193804990\CAD\DWG\19 3804021\_V102.dwg  
Xrefs: 193804021.XSV, 19 3804021.XSV, 193804989.XSV\WJTF, 193804021.XSV, 19 3804989.XSV, 193804021.XSV\EXST, 193804989.XSV



# CERTIFICATE OF SURVEY

LEGAL DESCRIPTION:

That part of the Southwest Quarter of the North  
Southwest Quarter, all in Section 28, Township  
follows:

Beginning at the West Quarter corner of said S  
assumed bearing along the west line of said Sou  
feet to the southwest corner of Parcel 422B of M  
PLAT NO. 55-86, according to the recorded plat  
along said south line of Parcel 422B, a distance  
East, a distance of 484.69 feet; thence southea  
northeast having a radius of 5729.58 feet and c  
42 degrees 00 minutes 18 seconds East tangen  
of the North 136.63 feet of said Northwest Quar  
minutes 29 seconds West along said south line o  
Southwest Quarter, a distance of 873.79 feet to  
Quarter; thence North 00 degrees 14 minutes 38  
the Southwest Quarter, a distance of 136.63 feet

That part of the Southwest Quarter of the Northwest Quarter and part of the Northwest Quarter of the Southwest Quarter, all in Section 28, Township 108, Range 14, Olmsted County, Minnesota, described as follows:

● DENOTES IRON MONUMENT FOUND  
 ○ DENOTES 1/2 INCH BY 14 INCH IRON MONUMENT SET WITH PLASTIC PLUG INSCRIBED WITH 23682  
 ● DENOTES OLMSTED COUNTY MONUMENT

