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By: OAH on June 23, 2023

CITY OF HAMPTON

Resolution No. 2023-6

HAMPTON TOWNSHIP

Resolution No. 2023-05

JOINT RESOLUTION PROVIDING FOR ORDERLY ANNEXATION BETWEEN THE CITY OF HAMPTON AND HAMPTON TOWNSHIP PURSUENT TO MINNESOTA STATUTES § 414.0325

WHEREAS, the City of Hampton (“**City**”) and Hampton Township (“**Town**”) jointly agree to designate and request the immediate annexation of the land within the Town shown on the map attached hereto as Exhibit A and legally described in the attached Exhibit B (“**Designated Area**”) to the City in accordance with the terms and conditions of this joint resolution (“**Resolution**”);

WHEREAS, the City and Town are authorized by Minnesota Statutes, section 414.0325 to provide for the orderly annexation of land and the purpose of this Resolution is to adopt an orderly annexation agreement to provide for the immediate annexation of the Designated Area to the City;

WHEREAS, the City and Town jointly published at least 10 days’ notice of their intent to enter into this Resolution before acting to adopt it in accordance with Minnesota Statutes, section 414.0325, subdivision 1b; and

WHEREAS, the City and Town determine the Designated Area is about to become urban or suburban in nature and the parties agree to its immediate annexation under the terms and conditions of this Resolution.

NOW, THEREFORE, BE IT JOINTLY RESOLVED, by the City Council of the City of Hampton and the Town Board of Hampton Township as follows:

1. Jurisdiction. The City and Town, by submission of this Resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confer jurisdiction upon the Chief Administrative Law Judge (“**Chief Judge**”) to accomplish the immediate orderly annexation of the Designated Area in accordance with the terms of this Resolution.
2. No Adjustments. The City and Town agree that no alteration of the boundaries of the Designated Area is appropriate and no consideration by the Chief Judge is necessary. The Chief Judge may review and comment, but shall within thirty (30) days order the annexation in accordance with the terms of this Resolution.
3. Designated Area. The City and Town agree the Designated Area, as shown on the attached Exhibit A and legally described in the attached Exhibit B, is designated for, and is subject to, immediate orderly annexation under Minnesota Statutes, section 414.0325 in accordance with the terms of this Resolution.
4. Acreage/Population/Usage. The Designated Area consists of approximately 2.87 acres, the population is zero, and the land use type is Major Highway Right-of-Way.

5. Tax Reimbursement/Assessments/Debt. The Designated Area is exempt from property taxes and so the City and Town agree the City is not required to pay any amount to the Town as reimbursement for lost taxes under Minnesota Statutes, section 414.036. Additionally, the Designated Area is not subject to any special assessments imposed by the Town and has no portion of Town debt that is attributable to it.
6. Filing and Costs. The City shall be responsible for filing this Resolution with the Boundary Adjustments Unit of the Minnesota Office of Administrative Hearings. The City and the Town agree to jointly pay all filing fees and other costs or fees associated with filing this Resolution.
7. Corrections. In the event that there are errors, omissions, or any other problems with this Resolution or the exhibits attached hereto, the City shall be responsible, at its own cost, for preparing and filling any additional documentation or corrections as may be needed without the necessity of re-adopting this Resolution.
8. Binding Contract. Pursuant to Minnesota Statutes, section 414.0325, subdivision 6, this Resolution is a binding contract upon the parties and is enforceable in district court in the county containing the property to be annexed.
9. Effective Date. This Resolution is effective upon its adoption by the respective governing bodies of the City and Town. The orderly annexation of the Designated Area shall be effective upon the issuance of the order by the Chief Judge. This Resolution is only meant to apply to the land shown in Exhibit A and described in the attached Exhibit B, not to any other property or area within Hampton Township.
10. Road. The City agrees to maintain existing access and allow for reasonable future new and revised access to the road on the annexation. The Town shall have no obligation toward the portion of road located within the Designated Area. Any portion of Town road adjacent to the Designated Area shall be subject to Minnesota Statutes, section 414.038.

Adopted by the Town Board this 16 day of May 2023.

HAMPTON TOWNSHIP

ATTEST:

By: 

Chairperson
Board of Supervisor

By: 

Township Clerk

Adopted by the City Council this 9th day of May 2023.

CITY OF HAMPTON

ATTEST:

By: 

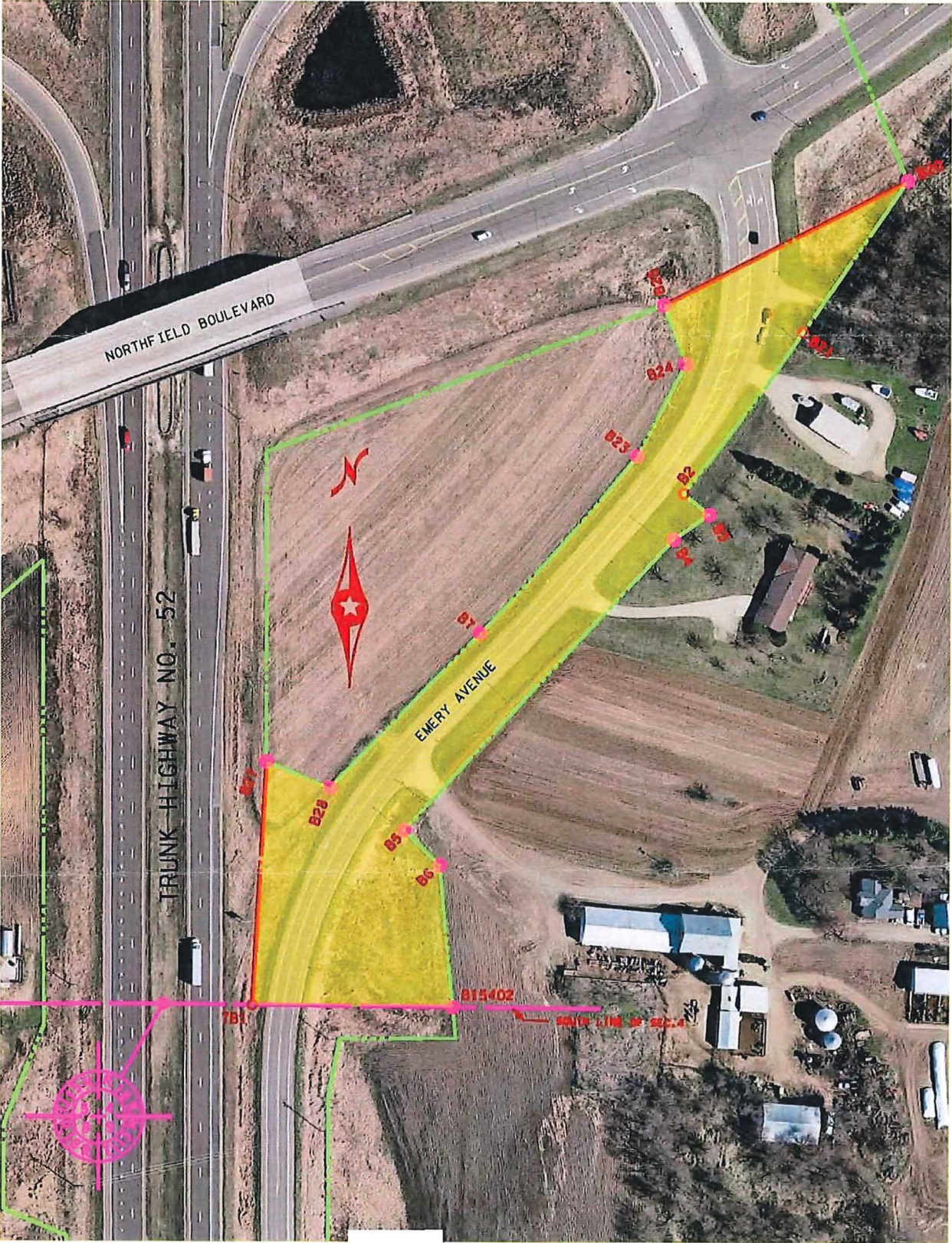
Mayor

By: 

City Clerk

Approved this 9 day of May 2023.

EXHIBIT A
Map of Designated Area



CITY OF HAMPTON CURRENT BOUNDARY MAP AND ANNEXATION AREA



Annexation Area



City of Hampton City Limits

EXHIBIT B

Legal Description of Designated Area

That part of the southwest quarter of the southwest quarter of Section 4, Township 113 North, Range 18 West, Dakota County, Minnesota described as follows:

commencing at the southwest corner of said Section 4; thence easterly on an azimuth of 90 degrees 30 minutes 04 seconds along the south line of said Section 4 for 100.00 feet to the point of beginning of the tract to be described; thence on an azimuth of 03 degrees 16 minutes 00 seconds for 269.94 feet to right of way boundary corner B27 as established on Minnesota Department of Transportation Right of Way Plat Number 19-155; thence on an azimuth of 112 degrees 06 minutes 54 seconds along the boundary of said plat for 75.94 feet to right of way boundary corner B28; thence on an azimuth of 44 degrees 25 minutes 46 seconds along the boundary of said plat for 240.03 feet to right of way boundary corner B7; thence deflect to the left on a tangential curve, having a radius of 2831.75 feet and a delta angle of 05 degrees 19 minutes 51 seconds along the boundary of said plat for 263.47 feet to right of way boundary corner B23; thence on an azimuth of 27 degrees 47 minutes 07 seconds along the boundary of said plat for 114.79 feet to right of way boundary corner B24; thence on an azimuth of 339 degrees 48 minutes 00 seconds along the boundary of said plat for 70.00 feet to right of way boundary corner B25; thence on an azimuth of 63 degrees 02 minutes 15 seconds for 306.23 feet to right of way boundary corner B20; thence on an azimuth of 214 degrees 40 minutes 46 seconds along the boundary of said plat for 205.52 feet to right of way boundary corner B21; thence deflect to the right on a tangential curve, having a radius of 2897.75 feet and a delta angle of 04 degrees 24 minutes 33 seconds along the boundary of said plat for 223.00 feet to right of way boundary corner B2; thence on an azimuth of 129 degrees 05 minutes 19 seconds along the boundary of said plat for 37.00 feet to right of way boundary corner B3; thence on an azimuth of 235 degrees 10 minutes 04 seconds along the boundary of said plat for 48.27 feet to right of way boundary corner B4; thence on an azimuth of 223 degrees 02 minutes 04 seconds along the boundary of said plat for 440.87 feet to right of way boundary corner B5; thence on an azimuth of 134 degrees 25 minutes 46 seconds along the boundary of said plat for 56.00 feet to right of way boundary corner B6; thence on an azimuth of 174 degrees 29 minutes 27 seconds for along the boundary of said plat 157.87 feet to right of way boundary corner B15402, said point being on the south line of said Section 4; thence on an azimuth of 270 degrees 30 minutes 04 seconds along said south line of Section 4 for 224.11 feet to the point of beginning and there terminating; containing 123,723 square feet, more or less