

STATE OF MINNESOTA, MUNICIPAL BOARD

JOINT RESOLUTION FOR ORDERLY ANNEXATION

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWN OF HAWLEY, CLAY COUNTY, AND THE CITY OF HAWLEY, CLAY COUNTY, DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE MINNESOTA MUNICIPAL BOARD PURSUANT TO MINN. STAT. §414.0235.

The Township of Hawley, Clay County, and the City of Hawley, Clay County, hereby jointly agree to the following:

1. That the following described area in Hawley Township is subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and the parties hereto designate this area for orderly annexation:

Tract 1: (Olson-Petermann) The Northeast Quarter (NE $\frac{1}{4}$), Section Two (2), containing 160 acres, more or less, and all that portion of the West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$), Section One (1), not previously incorporated into the City of Hawley, containing 40 acres more or less, Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West.

Tract 2: (Golf Course) The Southeast Quarter (SE $\frac{1}{4}$), Section Twelve (12), Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West, and all that portion of the Southwest Quarter (SW $\frac{1}{4}$), Section Twelve (12), lying easterly of the Buffalo River, containing 160 acres, more or less.

Tract 3: (Critchley-Meyer) The Northeast Quarter (NE $\frac{1}{4}$), Section Eleven (11), Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West, containing 160 acres, more or less.

No alteration of the stated boundaries as identified above is appropriate.

2. That the Township of Hawley, Clay County, does, upon passage of this resolution, and its adoption by the City Council of the City of Hawley, Clay County, Minnesota, and upon acceptance by the Municipal Board, confer jurisdiction upon the Minnesota

Municipal Board over the various provisions contained in this agreement.

3. Certain properties abutting the City of Hawley are presently urban or suburban in nature, or are about to become so. Further, the City of Hawley is capable of providing services to this area within a reasonable time, or the existing township form of government is not adequate to protect the public health, safety or welfare in the event the area will be subdivided and developed for single family residential development and/or commercial development, or the annexation would be in the best interests of the area proposed for annexation. Therefore, these properties would be immediately annexed to the City of Hawley. The area is described as follows:

Tract 1: (Olson-Petermann) The Northeast Quarter (NE $\frac{1}{4}$), Section Two (2), containing 160 acres, more or less, and all that portion of the West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$), Section One (1), not previously incorporated into the City of Hawley, containing 40 acres more or less, Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West.

Tract 2: (Golf Course) The Southeast Quarter (SE $\frac{1}{4}$), Section Twelve (12), Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West, and all that portion of the Southwest Quarter (SW $\frac{1}{4}$), Section Twelve (12), lying easterly of the Buffalo River, containing 160 acres, more or less.

Immediate annexation would be contemplated.

Tract 3: (Critchley-Meyer) The Northeast Quarter (NE $\frac{1}{4}$), Section Eleven (11), Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West, containing 160 acres, more or less.

Triggering event: June 1, 2010, or the property is subdivided for residential, commercial or industrial use.

4. That the City agrees to investigate the possibility of sharing facilities, equipment, and personnel with the township to

forestall the duplication of facilities and to reduce the overall costs of government in the area.

5. That the effect of annexation on population shall be negligible, and shall be resolved whenever possible by agreement of parties. If there is failure to reach such agreement, the question shall be resolved by the Minnesota Municipal Board.

6. That planning throughout the orderly annexation area shall be pursuant to Minnesota Statutes §414.0325: There is hereby established a Board to exercise planning and land use control authority within the area designated as an orderly annexation area. The Board shall have all powers permitted by law. The Board shall be composed of the Chairman of the Township, the Mayor of the City of Hawley, and a third member from the County. This Board shall have all of the powers provided by law. These powers are generally reflected in Minn. Stat. §414.035, Subd. 5.

7. In all annexations within the orderly annexation area, the parties agree to the following division of financial assets and obligations:

- (a) City shall take over ownership of the entire right-of-way and be fully and completely responsible for the care, repair, maintenance, mowing, snow removal, graveling, upkeep, improvement, of the road on the western boundary of the City limits beginning at the south quarter corner of Section 2, and continuing northerly along the quarter line to its end at the north quarter corner of Section 2. This contains a road approximately one mile in length with a right-of-way of 4 rods. Upon completion of the annexation proceedings, the City of Hawley will be fully and completely responsible for the further maintenance of the road.
- (b) The City of Hawley shall be fully responsible for the township road lying on the easterly boundary of Section 12, Township 139N, Range 45W, which is a town line road, with the maintenance shared by the Town of Eglon. The

City assumes and will be responsible for all future maintenance, repair, upgrade, and maintenance of that road to the extent agreed between the City of Hawley and Eglon Township. The Township of Hawley shall have no further responsibility for maintaining any portion of that one mile stretch lying on the easterly boundary of Section 12.

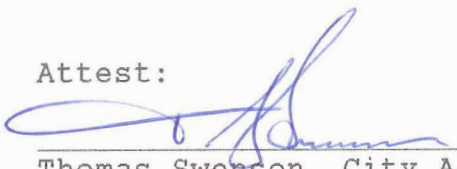
- (c) The City of Hawley shall pay to the Township of Hawley annual cash payments over a five year period in the amount equal to ninety percent (90%), seventy percent (70%), fifty percent (50%), thirty percent (30%), and ten percent (10%) respectively each year of the property taxes paid on the annexed land as determined during the year the particular tract is annexed.

8. Notwithstanding any other provision of this agreement, any lands annexed to the City which may be identified as "rural" under Minn. Stat. §272.67, shall be classified by the City as rural and shall be valued as other farm land is valued for purposes of taxation until the land is no longer rural. as defined by Minn. Stat. §272.67.

9. No consideration by the Board is necessary.

Passed and adopted by the City Council of the City of Hawley this 4TH day of NOVEMBER, 1996.

Attest:


Thomas Swenson, City Administrator

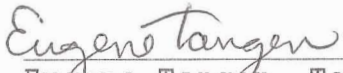
CITY OF HAWLEY

By


Mayor John Young, Jr.


Passed and adopted by the Town Board of the Town of Hawley this 5 day of NOV, 1996.

Attest:


Eugene Tangen, Town Clerk

TOWNSHIP OF HAWLEY

By


Ron Ekre, Chairman

REC'D, BY
M M R NOV 21 1996

STATE OF MINNESOTA, MUNICIPAL BOARD

IN THE MATTER OF THE PETITION FOR THE ANNEXATION OF CERTAIN LAND TO
THE CITY OF HAWLEY

RESOLUTION FOR ANNEXATION OF AREA DESIGNATED
FOR ORDERLY ANNEXATION

TO THE MUNICIPAL BOARD

RESOLUTION NO. 96-23

WHEREAS, certain territory described below which has been designated for orderly annexation to the City of Hawley is urban in character, or about to become so, and in need of central utility services and facilities in the near future;

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HAWLEY, that annexation proceedings begin, and that pursuant to Minnesota Statutes §414.0325, the Municipal Board is requested to set a time and place for a hearing, if any required, to consider the annexation of the following described property:

Tract 1: (Olson-Petermann) The Northeast Quarter (NE $\frac{1}{4}$), Section Two (2), containing 160 acres, more or less, and all that portion of the West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$), Section One (1), not previously incorporated into the City of Hawley, containing 40 acres more or less, Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West.

Tract 2: (Golf Course) The Southeast Quarter (SE $\frac{1}{4}$), Section Twelve (12), Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West, and all that portion of the Southwest Quarter (SW $\frac{1}{4}$), Section Twelve (12), lying easterly of the Buffalo River, containing 160 acres, more or less.

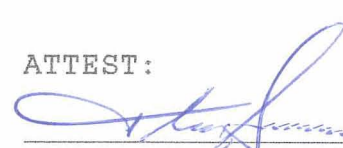
Adopted by the Council of the City of Hawley, Minnesota, this

4TH day of NOVEMBER, 1996.

CITY OF HAWLEY

By 
Mayor John Young, Jr.

ATTEST:


Thomas Swenson, City Administrator

city.jt.res/102296

REC'D BY NOV 21 1996
MMR

STATE OF MINNESOTA, MUNICIPAL BOARD

IN THE MATTER OF THE PETITION FOR THE ANNEXATION OF CERTAIN LAND TO
THE CITY OF HAWLEY

RESOLUTION FOR ANNEXATION OF AREA DESIGNATED
FOR ORDERLY ANNEXATION

TO THE MUNICIPAL BOARD

RESOLUTION NO. ____

WHEREAS, certain territory described below which has been designated for orderly annexation to the City of Hawley is urban in character, or about to become so, and in need of central utility services and facilities in the near future;

BE IT RESOLVED BY THE BOARD OF SUPERVISORS, HAWLEY TOWNSHIP, that annexation proceedings begin, and that pursuant to Minnesota Statutes §414.0325, the Municipal Board is requested to set a time and place for a hearing, if any required, to consider the annexation of the following described property:

Tract 1: (Olson-Petermann) The Northeast Quarter (NE $\frac{1}{4}$), Section Two (2), containing 160 acres, more or less, and all that portion of the West Half of the Northwest Quarter (W $\frac{1}{2}$ NW $\frac{1}{4}$), Section One (1), not previously incorporated into the City of Hawley, containing 40 acres more or less, Township One Hundred Thirty-nine (139) North, Range Forty-five (45) West.

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Adopted by the Board of Supervisors, Hawley Township, Hawley, Minnesota, this 5th day of November, 1996.

HAWLEY TOWNSHIP

By Ron Ekre
Ron Ekre, Chairman

ATTEST:

Eugene Tangen
Eugene Tangen, Town Clerk

STATE OF MINNESOTA
MUNICIPAL BOARD
JOINT RESOLUTION FOR ORDERLY ANNEXATION
CITY OF HAWLEY/TOWN OF HAWLEY
November 5, 1996

REC'D. BY NOV 27 1996
M M R



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RANGE: 45 W.

