

BEFORE THE DIRECTOR OF THE OFFICE OF
STRATEGIC AND LONG RANGE PLANNING
OF THE STATE OF MINNESOTA

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF GRAND)
RAPIDS AND THE TOWN OF GRAND RAPIDS) ORDER
PURSUANT TO MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Grand Rapids and the Town of Grand Rapids; and

WHEREAS, said joint resolution requests that certain property be annexed to the City of Grand Rapids pursuant to M.S. 414.0325, Subd. 1; and

WHEREAS, M.S. 414.0325, M.S. 414.11, and M.S. 414.12 states that in certain circumstances the Director of the Office of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, on May 13, 2002, the Director of the Office of Strategic and Long Range Planning has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Grand Rapids, Minnesota, the same as if it had originally been made a part thereof:

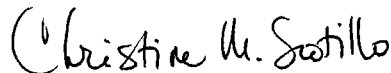
The Northwest Quarter of the Northwest Quarter (NW ¼ of NW ¼), Section Twenty-nine (29), Township Fifty-five (55) North, Range Twenty-five (25), West of the Fourth

Principal Meridian, LESS the South 191 feet of the East 363 feet thereof; AND the Northeast Quarter of the Northeast Quarter (NE ¼ of NE ¼), Section Thirty (30), Township Fifty-five (55) North, Range Twenty-five (25), West of the Fourth Principal Meridian, LESS the South 250 feet of the West 347 feet thereof; all according to the United States Government Survey, Itasca County, Minnesota.

IT IS FURTHER ORDERED: That the tax rate of the City of Grand Rapids on the property herein ordered annexed shall be increased in substantially equal proportions over a period of five years to equality with the tax rate of the property already within the city.

Dated this 13th day of May, 2002.

For the Director of the Office of Strategic
& Long Range Planning
658 Cedar Street, Room 300
St. Paul, Minnesota 55155

A handwritten signature in cursive script that reads "Christine M. Scotillo".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-658-3, the Director of Strategic and Long Range Planning finds and makes the following comment:

Paragraph No. 23 states the agreement remains in effect unless "...otherwise terminated by mutual written joint resolution of the City and Town...." End dates or ending mechanisms are problematic in that they appear to run afoul of the act of conferring jurisdiction to the Director. See Paragraph No. 2. Once jurisdiction is conferred, it cannot be taken away by written consent of the parties. Jurisdiction ends when all the designated area is annexed. The issue whether jurisdiction could be "given back" by the Director upon written request of the parties to the agreement to mutually end their agreement has not been addressed.

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