

MAY 01 2002

1100.1106

Resolution No. 2002-15

IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN
THE CITY OF ROGERS AND THE TOWN OF HASSAN
PURSUANT TO MINNESOTA STATUTES §414.0325

JOINT RESOLUTION FOR ORDERLY ANNEXATION

TO: Minnesota Planning Municipal Boundary Adjustments

WHEREAS, the City of Rogers and Town of Hassan are in agreement as to the Orderly Annexation of the following described lands for the purpose of orderly, planned growth, to wit:

That part of the Northeast Quarter of the Southwest Quarter of Section 15, Township 120, Range 23, Hennepin County, Minnesota, lying Southerly of the Southwesterly right of way line of the Burlington Northern Railroad and easterly of the following described line:

Commencing at the northeast corner of Outlot A, Fox Creek West 4th Addition, according to the plat thereof on file and of record in the office of the County Recorder, Hennepin County, Minnesota; thence easterly on an assumed bearing of South 89 degrees 49 minutes 28 seconds East along the north line of the Northeast Quarter of the Southwest Quarter of Section 15, Township 120, Range 23 a distance of 107.03 feet; to the actual point of beginning of the line to be described; thence South 01 degrees 08 minutes 13 seconds East a distance of 395.74 feet; thence southerly along a tangential curve concave to the west, radius 435.00 feet, central angle 22 degrees 01 minutes 18 seconds, a distance of 167.19 feet; thence South 20 degrees 53 minutes 05 seconds West along a tangent a distance of 30.24 feet; thence southwesterly along a tangential curve concave to the east, radius 465.00 feet, central angle 22 degrees 01 minutes 18 seconds, a distance of 178.72 feet; thence South 01 degrees 08 minutes 13 seconds east along a tangent a distance of 304.85 feet; thence southerly along a tangential curve concave to the east, radius 460.00 feet, central angle 08 degrees 11 minutes 41 seconds, a distance of 65.79 feet; thence South 09 degrees 19 minutes 54 seconds East along a tangent a distance of 139.54 feet; thence southerly along a tangential curve concave to the west, radius of 530.00 feet, central angle 05 degrees 26 minutes 03 seconds, a distance of 50.27 feet to a point on the south line of said Northeast Quarter of the Southwest Quarter and there terminating.

and

MAY 01 2002

WHEREAS, the above-described lands, which are contained within the Town of Hassan, are urban or suburban in character or are about to become so; and

WHEREAS, the establishment of a process of orderly annexation of said lands will be a benefit to the residents and owners of said lands, and serve and permit the City of Rogers to extend necessary municipal services in a planned and efficient manner; and

WHEREAS, Minnesota Statutes §414.0325 provides a procedure whereby the City of Rogers and the Town of Hassan may agree upon a process of orderly annexation of a designated area of a town; and

WHEREAS, the City of Rogers and the Town of Hassan have agreed upon the conditions for the annexation of the above-described lands, and that no consideration by Minnesota Planning, Municipal Boundary Adjustments is necessary prior to any annexation;

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Rogers and the Board for the Town of Hassan as follows:

1. That the following described lands in the Town of Hassan are subject to orderly annexation pursuant to Minnesota Statutes §414.035, and that the parties hereto designate said areas for orderly annexation, to wit:

That part of the Northeast Quarter of the Southwest Quarter of Section 15, Township 120, Range 23, Hennepin County, Minnesota, lying Southerly of the Southwesterly right of way line of the Burlington Northern Railroad and easterly of the following described line:

Commencing at the northeast corner of Outlot A, Fox Creek West 4th Addition, according to the plat thereof on file and of record in the office of the County Recorder, Hennepin County, Minnesota; thence easterly on an assumed bearing of South 89 degrees 49 minutes 28 seconds East along the north line of the Northeast Quarter of the Southwest Quarter of Section 15, Township 120, Range 23 a distance of 107.03 feet; to the actual point of beginning of the line to be described; thence South 01 degrees 08 minutes 13 seconds East a distance of 395.74 feet; thence southerly along a tangential curve concave to the west, radius 435.00 feet, central angle 22 degrees 01 minutes 18 seconds, a distance of 167.19 feet; thence South 20 degrees 53 minutes 05 seconds West along a tangent a distance of 30.24 feet; thence southwesterly along a tangential curve concave to the east, radius 465.00 feet, central angle 22 degrees 01 minutes 18 seconds, a

distance of 178.72 feet; thence South 01 degrees 08 minutes 13 seconds east along a tangent a distance of 304.85 feet; thence southerly along a tangential curve concave to the east, radius 460.00 feet, central angle 08 degrees 11 minutes 41 seconds, a distance of 65.79 feet; thence South 09 degrees 19 minutes 54 seconds East along a tangent a distance of 139.54 feet; thence southerly along a tangential curve concave to the west, radius of 530.00 feet, central angle 05 degrees 26 minutes 03 seconds, a distance of 50.27 feet to a point on the south line of said Northeast Quarter of the Southwest Quarter and there terminating.

2. That the Town of Hassan does, upon passage of this Resolution, and its adoption by the City Council of the City of Rogers, and upon acceptance by Minnesota Planning, Municipal Boundary Adjustments, confer jurisdiction upon Minnesota Planning, Municipal Boundary Adjustments, so as to accomplish said orderly annexation in accordance with the terms of this Resolution.

3. That the above-described property is contiguous with and abuts the City limits of Rogers on the City's northern boundary thereof; said properties are urban or suburban in nature or are about to become so, and since the City of Rogers is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.

4. That as for the conditions of the annexation of the above-described properties, the City of Rogers agrees to compensate the Town of Hassan for lost tax revenue to wit: The Town of Hassan shall receive any property taxes payable to the Town of Hassan or Rogers on the property through December 31, _____. Real estate taxes, if any, payable in the year 2002 shall be deemed tax revenue of the City of Rogers.

5. That the provisions of Minnesota Statutes §414.0325, Subd. 1a, are not applicable to this proceeding in that there will be no change in the electrical utility service provider resulting from the annexation of the above-described lands to the City.

6. That the City of Rogers and the Town of Hassan agree that no consideration by Minnesota Planning, Municipal Boundary Adjustments is necessary and that upon receipt of this Resolution, passed and adopted by each party, Minnesota Planning, Municipal Boundary Adjustments, may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution;

7. That all of the property owners of the said lands have requested the area to be annexed to the City of Rogers.

8. Upon annexation, the above-described land is included in the AG-Agricultural District under Ordinance No. 80-4, the Rogers Zoning Ordinance, pending amendment of the Comprehensive Plan and further action of the City of Rogers.

Approved by the Town of Hassan this 4th day of February, 2002.

TOWN OF HASSAN

By

Thomas C. Wilkerson
Town Board Chair

By

James M. Anderson
Administrator

Approved by the City of Rogers this 12th day of February, 2002.

CITY OF ROGERS

(SEAL)

By

Dennis Melby
Its Mayor

ATTEST:

Stacy Doboszynski
City Clerk

JOINT RESOLUTION AMENDING
JOINT RESOLUTION FOR
ORDERLY ANNEXATION

The Township of Hassan and the City of Rogers hereby jointly agree as follows:

RECITALS

A. The Town and the City heretofore adopted a joint resolution for orderly annexation captioned as follows:

IN THE MATTER OF THE ORDERLY ANNEXATION
BETWEEN THE CITY OF ROGERS AND THE TOWN
OF HASSAN PURSUANT TO MINNESOTA STATUTES
§414.0325,

a copy of said Resolution is attached hereto as Exhibit A, and incorporated by this reference.

B. Said Resolution was addressed to: Minnesota Planning Municipal Boundary Adjustments

C. Said Resolution was signed by the City on February 12, 2002 and by the Town on February 4, 2002.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Rogers and the Board of the Town of Hassan as follows:

RESOLVED: That the parties hereby amend said Resolution by striking out paragraph 4 and substituting in lieu thereof the following:

"4. As and for the conditions of the Annexation of the above described properties, the City of Rogers agrees to reimburse the Town for lost tax revenue, to-wit: The Town shall receive property taxes payable on the properties through December 31, 2007, in an amount each year determined by multiplying the tax capacity of the properties as of the year 2002, multiplied by the tax rate of the Town, respectively, in the years 2003 through 2007, inclusive. In other words, if the Town's tax rate increases from year to year on the "frozen" tax capacity of the properties, then the real estate taxes paid from Rogers to Hassan shall also increase."

REC'D BY
MMB

MAY 01 2002

Approved by the Town of Hassan this 4th day of March, 2002.

TOWN OF HASSAN

By Thomas C. Ingham
Town Board Chair

By James Hensley
Administrator

Approved by the City of Rogers this 12th day of March, 2002.

CITY OF ROGERS

(SEAL)

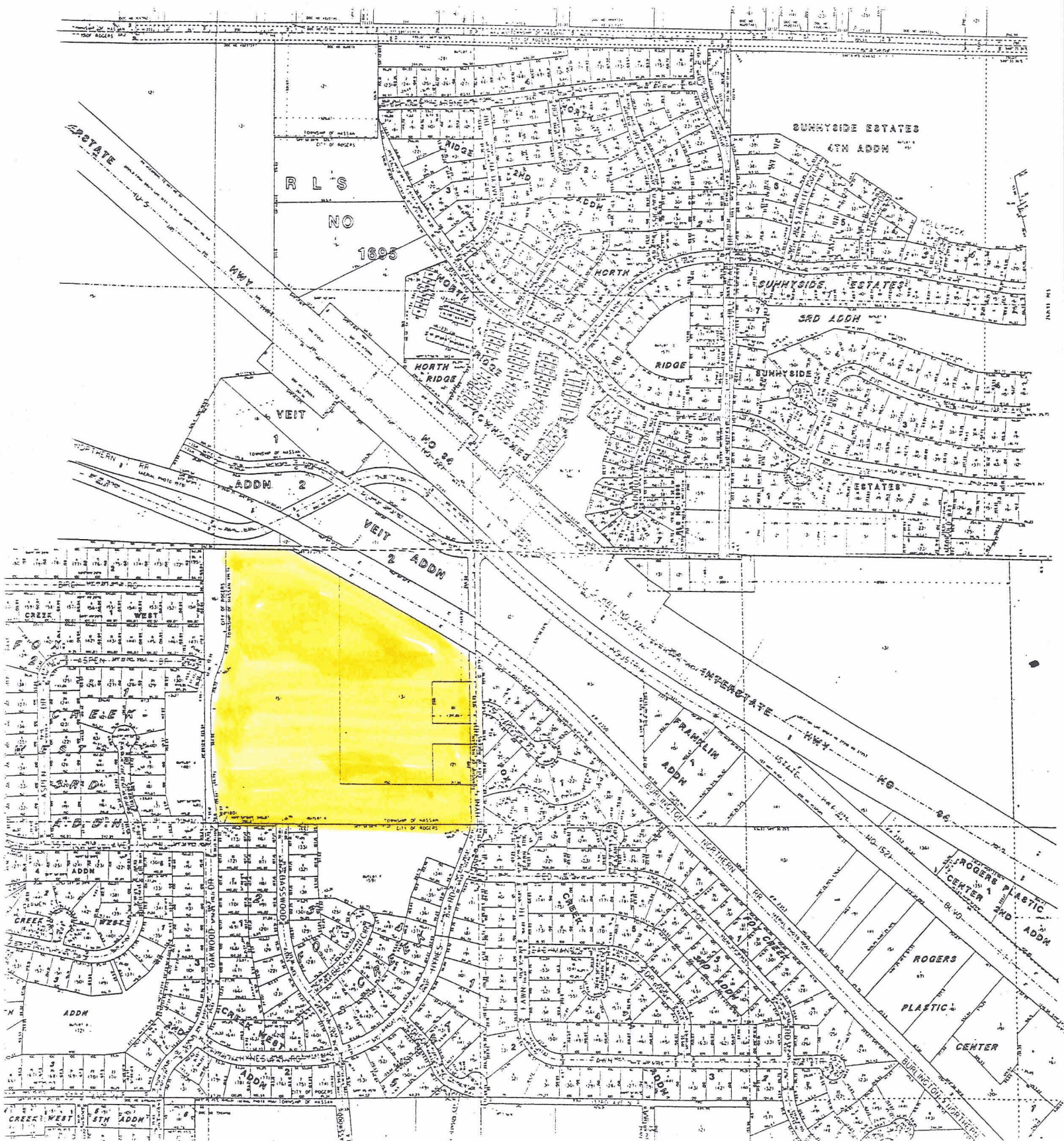
By Dennis M. Smith
Its Mayor

ATTEST:

Stacy Doboszinski
City Clerk

REC'D BY
MMB

MAY 01 2002



MAP #1 ANNEXED AREA IN yellow - in Neighborhood setting

MAY 01 2002

LEGEND

STORM SEWER DISTRICT BOUNDARY
SCHOOL DISTRICT BOUNDARY
WATERSHED DISTRICT BOUNDARY
INCLEMENT BOUNDARY

S 1/2 SEC. 15 T. 120 R. 23

HASSAN-68
ROGERS-92

2646.70 439

~~ALL~~ REF

32

31

42

41

VEIT

ADDN

下開各圖

151
R.D.P.

1944

NORTH

23.2
1.6666666666666666

ROGERS

PLASTIC

ADDN

ADDN

ADDN

MAP # 2 HALF SECTION 1414 - Annexed Area IN GREEN

Hassan Township

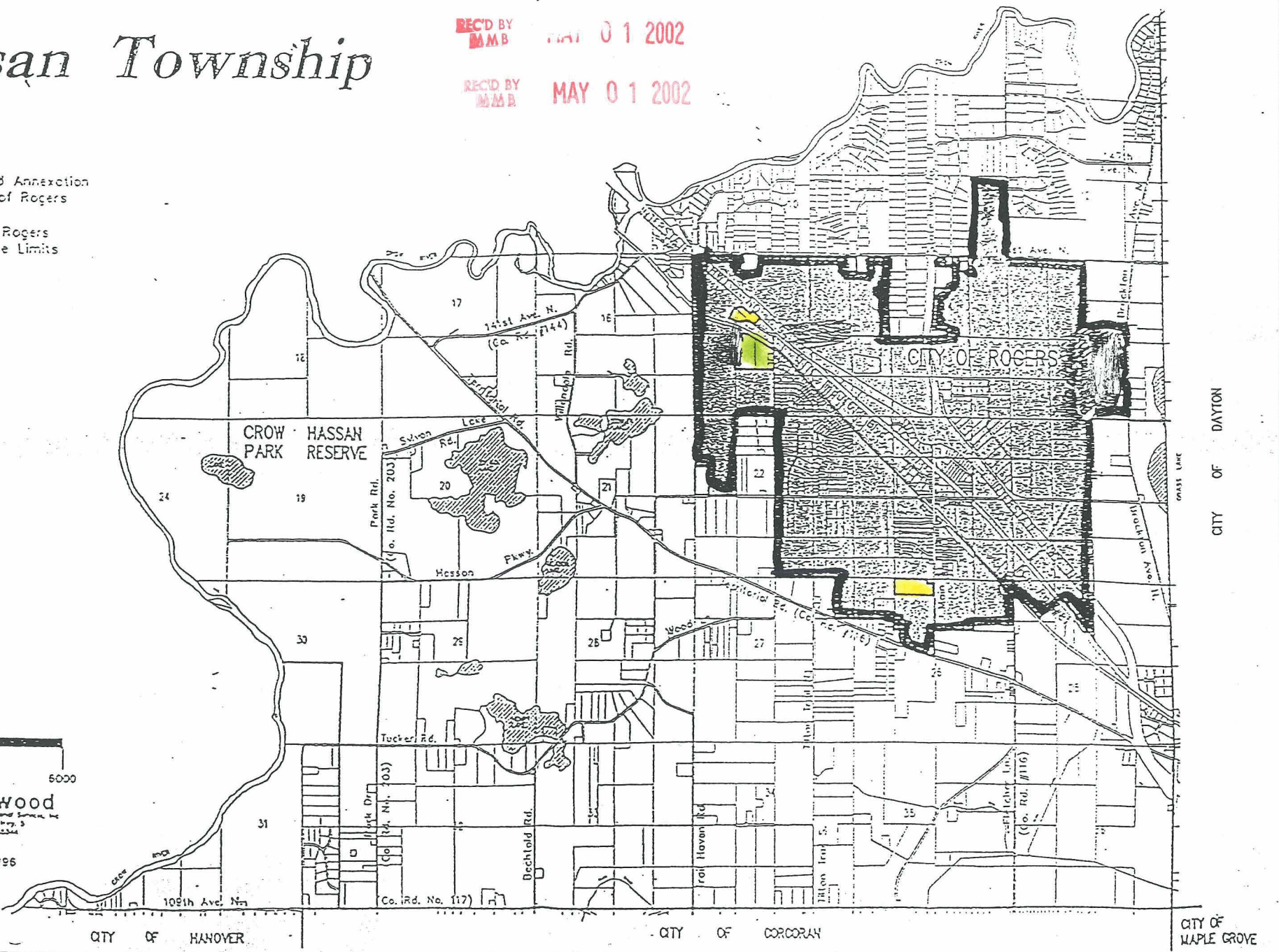
REC'D BY
MAY 01 2002
REC'D BY
MAY 01 2002

- Proposed Annexation to City of Rogers
- Existing Rogers Corporate Limits

0 1500 3000 6000

Westwood
Professional Services, Inc.
14120 West Lake Blvd., Suite 200
Eden Prairie, MN 55344
612 937-5150

Date: Sept. 11, 1996



Parcel being
Annexed

Rogers Boundaries

Hassan Land
within Rogers
Boundaries

MAP #3 AREA ANNEXED (30.0 acres) IN Relation to Rogers