

REC'D BY
MMB

FEB 10 2003

**CITY OF MONTICELLO
RESOLUTION NO. 2003-3
STATE OF MINNESOTA**

OFFICE OF STRATEGIC AND LONG-RANGE PLANNING

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

**JOINT RESOLUTION FOR
ORDERLY ANNEXATION**

WHEREAS, individual property owners with property located within the Township of Monticello ("Township") and legally described in Exhibit A which is attached hereto and incorporated herein by reference, have approached the City of Monticello ("City") requesting annexation of their property and extension of City services to their property; and

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

WHEREAS, the above-mentioned area is a residential development, abuts the City and is in need of orderly annexation and extension of services from the City since the described area is urban or suburban or about to become so; and

WHEREAS, the City has available capacity to provide needed services to the above mentioned property; and

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

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

WHEREAS, the City and Township desire to accomplish the immediate orderly annexation of the property legally described in Exhibit A without the need for a hearing,

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

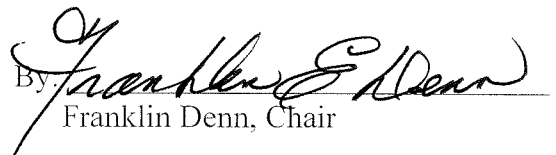
1. The City and Township hereby designate the area legally described in Exhibit A for immediate orderly annexation pursuant to Minnesota Statutes, Section 414.0325.
2. The City and Township agree that the area legally described in Exhibit A and designated as in need of immediate orderly annexation is approximately 55.26 acres.
3. A boundary map showing the area legally described in Exhibit A is attached hereto as Exhibit B and is hereby incorporated by reference.
4. The City and Township agree that the population of the area legally described in Exhibit A and designated as in need of immediate orderly annexation is approximately 0.
5. Pursuant to Minnesota Statutes, Section 414.0325, the City and Township agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the area legally described in Exhibit A are contained in this Joint Resolution and that no consideration by Minnesota Planning is necessary. Upon execution and filing of this Joint Resolution, Minnesota Planning may review and comment thereon, but shall within 30 days of receipt of this Joint Resolution, order the annexation of the area legally described in Exhibit A in accordance with the terms and conditions contained in this Joint Resolution.
6. The City and Township agree that upon annexation of the area legally described in Exhibit A, the City shall reimburse the Township for the loss of taxes from the property so annexed for the period and in accordance with the following schedule: 1) In the first year following the year the City could first levy on the annexed area, an amount equal to ninety (90) percent of the property taxes distributed to the Township in regard to the annexed area in the last year that property taxes from the annexed area were payable to the Township; 2) In the second year, an amount equal to seventy (70) percent; 3) In the third year, an amount equal to fifty (50) percent; 4) In the fourth year, an amount equal to thirty (30) percent; and 5) In the fifth and final year, an amount equal to ten (10) percent. Thereafter, the City will no longer reimburse the Township.
7. The City and Township agree that upon adopted and execution of this Joint Resolution, the City shall file the same with the Minnesota Planning Municipal Boundary Adjustments Office.
8. In the event there are errors, omissions or any other problems with the legal description provided in Exhibit A in the judgment of the Minnesota Planning Agency, the City and Township agree to make such corrections and file any additional documentation including a new Exhibit A making the corrections requested or required by the Minnesota Planning Agency as necessary to make effective the annexation of said area in accordance with the terms of this Joint Resolution.

Passed, adopted and approved by the Township Board of Supervisors of the Township of Monticello, Wright County, Minnesota this 6th day of January, 2003.

TOWNSHIP OF MONTICELLO

ATTEST:


Darlene Sawatzke, Township Clerk


By: Franklin Denn, Chair

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Passed, adopted, and approved by the City Council of the City of Monticello, Wright County, Minnesota,
this 13th day of January, 2003.

CITY OF MONTICELLO

By: Bruce Thielen
Bruce Thielen, Mayor

ATTEST:

Rick Wolfsteller
Rick Wolfsteller, City Administrator

EXHIBIT A
CHADWICK/OTTER CREEK PROPERTY

PARCEL A

That part of Lot B of the North Half of the Southeast Quarter of Section 10, Township 121, Range 25, Wright County, Minnesota described as follows:

Commencing at the Southwest corner of said East Half of the Southwest Quarter, thence North 0 degrees 41 minutes 15 seconds West, assumed bearing, along the West line of said East Half of the Southwest Quarter, a distance of 494.12 feet to the actual point of beginning; said point being the Northwest corner of Bondhus Addition, according to the duly recorded plat; thence South 88 degrees 51 minutes 33 seconds East, along the North line of said Bondhus Addition, a distance of 1167.17 feet to the centerline of a township road; thence North 45 degrees 23 minutes 32 seconds East, along said centerline, a distance of 219.32 feet to the East line of said East Half of the Southwest Quarter; thence North 0 degrees 12 minutes 09 seconds West, along said East line a distance of 46.19 feet; thence North 49 degrees 30 minutes 30 seconds West, a distance of 476.66 feet; thence North 40 degrees 30 minutes 08 seconds East, a distance of 400.60 feet; thence North 89 degrees 48 minutes 23 seconds East, a distance of 100.00 feet to the East line of said East Half of the Southwest Quarter and the Southwest corner of said Lot B of the North Half of the Southeast Quarter; thence South 88 degrees 04 minutes 41 seconds East, a distance of 211.82 feet; thence North 45 degrees 32 minutes 00 seconds East, a distance of 545.93 feet; thence South 53 degrees 16 minutes 36 seconds East, a distance of 287.30 feet to the Northwesterly right-of-way of the former Interstate Highway Number 94, now turned back to Monticello Township; thence North 45 degrees 23 minutes 32 seconds East, along said right-of-way, a distance of 457.04 feet to the Southwesterly right-of-way line of Interstate Highway Number 94; thence Northwesterly along said Southwesterly right-of-way line, a distance of 1255.08 feet to the North line of said Lot B of the North Half of the Southeast Quarter; thence North 88 degrees 41 minutes 58 seconds West along said North line of Lot B, a distance of 203.28 feet to the Northeast corner of said East Half of the Southwest Quarter; thence continue North 88 degrees 41 minutes 58 seconds West along the North line of said East Half of the Southwest Quarter a distance of 1342.23 feet to the Northwest corner of said East Half of the Southwest Quarter; thence South 0 degrees 41 minutes 15 seconds East, along the West line of said East Half of the Southwest Quarter a distance of 2153.89 feet to the point of beginning.

AND

That part of the Northeast Quarter of the Southwest Quarter, Section 10, Township 121, Range 25, Wright County, Minnesota, lying Northeasterly of a line drawn southeasterly from a point on the north line of said Northeast Quarter of the Southwest Quarter, distant 581.90 feet westerly of the northeast corner thereof, to a point on the east line of said Northeast Quarter of the Southwest Quarter, distant 661.96 feet southerly of the northeast corner thereof.

PARCEL B

That part of the East 25 acres of the Southeast Quarter of the Northwest Quarter of Section 10, Township 121, Range 25, lying Southwesterly of I-94; and that part of the Southwest Quarter of the Northeast Quarter of Section 10, Township 121, Range 25, lying Southwesterly of I-94; Wright County, Minnesota.

PARCEL C

The South Half of the Northwest Quarter of Section 10, Township 121, Range 25, Wright County, Minnesota lying

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southerly and westerly of Interstate Highway Number 94 right-of-way and lying westerly of the east 825.00 feet (50 rods) of said South half of the Northwest Quarter lying northeasterly of the following described line:

Commencing at the northwest corner of said South Half of the Northwest Quarter; thence South 89 degrees 00 minutes 10 seconds East, assumed bearing, along the north line of said South Half of the Northwest Quarter, a distance of 730.01 feet to the point of beginning of the line to be described; thence South 00 degrees 03 minutes 10 seconds West, a distance of 117.71 feet; thence 225.13 feet southeasterly along a tangential curve, concave to the east, having a radius of 440.00 feet and a central angle of 29 degrees 18 minutes 59 seconds; thence South 29 degrees 15 minutes 50 seconds East, a distance of 215.34 feet; thence 317.88 feet southeasterly along a tangential curve, concave to the northeast, having a radius of 440.00 feet and a central angle of 41 degrees 23 minutes 38 seconds; thence South 70 degrees 39 minutes 27 seconds East, a distance of 542.55 feet; thence 186.36 feet southeasterly along a tangential curve, concave to the southwest, having a radius of 360.00 feet and a central angle of 29 degrees 39 minutes 35 seconds; thence South 40 degrees 59 minutes 52 seconds East, a distance of 81.81 feet, to the west line of said east 825.00 feet and said line there terminating. Subject to Wright County Highway Right-of-Way Plat No. 3

