

JOINT RESOLUTION OF THE CITY OF HAMBURG AND THE TOWNSHIP OF YOUNG AMERICA PURSUANT TO MINNESOTA STATUTES §414.0325, DESIGNATING AN UNINCORPORATED AREA IN NEED OF ORDERLY ANNEXATION, CONFERRING JURISDICTION OF THE AREA ON THE CHIEF ADMINISTRATOR LAW JUDGE OF THE MINNESOTA STATE OFFICE OF ADMINISTRATIVE HEARINGS, AND AGREEING TO IMMEDIATE ANNEXATION OF THE AREA TO THE CITY OF HAMBURG.

City of Hamburg Resolution No. 2022-11

Township of Young America Resolution No. 2022-03

**TO: Chief Administrative Law Judge
State Office of Administrative Hearings
Municipal Boundary Adjustments Unit
P.O. Box 64620
St. Paul, MN 55164-0620**

WHEREAS, the City of Hamburg (the “City”) and the Township of Young America (the “Township”) desire to enter into this Joint Resolution for Orderly Annexation to designate an area of the Township in need of orderly and immediate annexation for the purpose of bringing such area into the city limits, and

WHEREAS, the area to be annexed contains approximately 2.34 acres and adjoins the City, is urban or suburban in character, and the City is capable of providing services, if any, required by the area within a reasonable time, and

WHEREAS, it is deemed appropriate and in the best interests of both the City and the Township that said area be designated as in need of orderly annexation and be immediately annexed to the City, and

NOW, THEREFORE, pursuant to Minnesota Statutes §414.0325, be it **JOINTLY RESOLVED** and agreed by the City Council of the City of Hamburg and the Board of Supervisors of the Township of Young America, Carver County, Minnesota, as follows:

1. The area subject to this Joint Resolution and designated for orderly and immediate annexation is legally described on attached **Exhibit A** and depicted with shading on the maps attached as **Exhibit B** (the “Land”).
2. The area is in need of orderly annexation and is for the purpose of residential housing development.

3. This Joint Resolution confers jurisdiction on the chief administrative law judge over the annexation area and over the various provisions of this Joint Resolution.
4. This Joint Resolution provides for the conditions of annexation. No alterations of the stated boundaries are appropriate and no consideration by the chief administrative law judge is necessary. The chief administrative law judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this resolution.
5. There will be no change in the electric service or cost resulting from the annexation.
6. That for purposes of real estate taxation, if the annexation becomes effective on or before August 1 of a levy year, the City of Hamburg may levy on the annexed area beginning with the same levy year. If the annexation becomes effective after August 1 of a levy year, Young America Township may continue to levy on the annexed area for that levy year, and the City of Hamburg may not levy on the annexation area until the following levy year.
7. There are no special assessments assigned by the Township to the Land and no debt incurred by the Township prior to the annexation and attributable to the Land need to be reimbursed.
8. To the extent, if any, that the annexation area contains public streets or roadways, the City shall be solely responsible for any maintenance or improvements after the annexation has been ordered.
9. Pursuant to Minnesota Statutes §414.036, the City and the Township acknowledge that the reimbursement for taxable property has been satisfied. The Developer and Township have agreed that a single payment of \$590.00 will be made to the Township for the taxable property annexed by this Joint Resolution. The payment has already been made and a copy of the Township's receipt acknowledging payment is attached as **Exhibit C** (the "Receipt").
10. If the Minnesota Department of Transportation or the Minnesota Office of Administrative Hearings/Municipal Boundary Adjustments requests technical corrections to the legal description attached as **Exhibit A** or the maps attached as **Exhibit B**, then: i) City staff may make the requested corrections and attach revised exhibits to this Joint Resolution without further action of the City or Township; and ii) the Joint Resolution, with corrected exhibits, shall remain effective, valid, and enforceable.
11. This Joint Resolution is effective upon approval and adoption by both the City Council of the City of Hamburg and the Board of Supervisors of the Township of Young America.


This Joint Resolution for Orderly Annexation is passed and adopted by the **Board of Supervisors of the Township of Young America** this 13 day of September, 2022.



Bradley Schrupp, Chairman

ATTEST: Alan Herrmann
Alan Herrmann, Clerk

This Joint Resolution for Orderly Annexation is passed and adopted by the **City Council of the City of Hamburg** this 13 day of September, 2022.



Chris Lund, Mayor

ATTEST: Jeremy Gruenhagen
Jeremy Gruenhagen, City Clerk-Treasurer

EXHIBIT A

Property Description

Part of the Southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, Carver County, Minnesota, described as follows:

Commencing at the southeast corner of said Section 29; thence on an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 00 degrees 26 minutes 51 seconds East, along said east line 34.655 feet; thence North 89 degrees 29 minutes 41 seconds West, parallel with the south line of said Southeast Quarter 165.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West, parallel with said south line 297.00 feet; thence North 00 degrees 26 minutes 51 seconds West 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said south line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing North 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along the last described line 34.655 feet to the point of beginning.

This tract contains 2.34 acres and is subject to any and all easements of record.

EXHIBIT B
Aerial Map and Survey Map



EXHIBIT B
Aerial Map and Survey Map

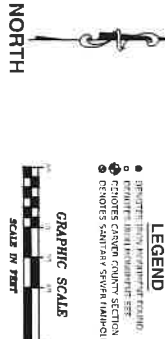
See attached survey.

BOUNDARY SURVEY

~for~ DREW THOMES
 ~Part of~ SE1/4-SE1/4, Sec. 29-115-26, Young America Township, Carver County, MN

PROPOSED REMNANT DESCRIPTION:

The southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, EXCEPT THE FOLLOWING SEVEN TRACTS OF LAND:



PROPOSED 2.34 ACRE SITE DESCRIPTION:

Part of the southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, Carver County, Minnesota, described as follows:
 Commencing at the southeast corner of said Section 29; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, parallel with said east line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing South 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along said east line 34.655 feet to the point of beginning.

This tract contains 2.34 acres and is subject to any and all encumbrances of record.

PROPOSED 0.13 ACRE DESCRIPTION:

Part of the southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, Carver County, Minnesota, described as follows:
 Commencing at the southeast corner of said Section 29; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, parallel with said east line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing South 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along said east line 34.655 feet to the point of beginning.

This tract contains 0.13 acres and is subject to any and all encumbrances of record.

NOTES

1. Field survey was completed by F. E. Rud and Sons, Inc. on 06/20/2023.
2. Boundary shown was based on the Carver Co. Credit, Sec. 144 (1874-1911).
3. This survey was prepared within the purview of the Minnesota Statutes, Chapter 52A, and complies with the requirements of Minnesota Statutes, Chapter 52A, Section 52A.01, Subpart 1.
4. The survey was prepared within the purview of the Minnesota Statutes, Chapter 52A, and complies with the requirements of Minnesota Statutes, Chapter 52A, Section 52A.01, Subpart 1.

F. E. RUD & SONS, INC.
 Professional Land Surveyors
 335 Main Ave., P.O. Box 988
 Gaylord, MN 55334
 Tel: (807) 237-5212

EXCEPTION 1: Commencing at the Southeast corner of Section 29, Township 115, Range 26, thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, parallel with said east line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing South 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along said east line 34.655 feet to the point of beginning.

EXCEPTION 2: Commencing at a point 10 rods West of the intersection of the branch boundary line of the public highway running East and West along the south line of Section 29, 115, 26, with the East line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence North and parallel with the East line of said Section 29, a distance of 18 rods to a point; thence East and parallel with the East line of said Section 29, a distance of 18 rods to the point of beginning; thence East and parallel with the East line of said Section 29, a distance of 18 rods to the point of beginning.

EXCEPTION 3: Beginning at a point on the East line of Section 29, Township 115, Range 26, a distance of 506.625 feet North of the southwest corner thereof; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West, parallel with the south line of said Section 137 feet; thence South parallel with the South line of said Section 137 feet; thence East parallel with the South line of said Section 137 feet.

EXCEPTION 4: Commencing at a point 25 1/2 rods North of the Southeast corner of Section 29, Township 115, Range 26; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, parallel with said east line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing South 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along said east line 34.655 feet to the point of beginning.

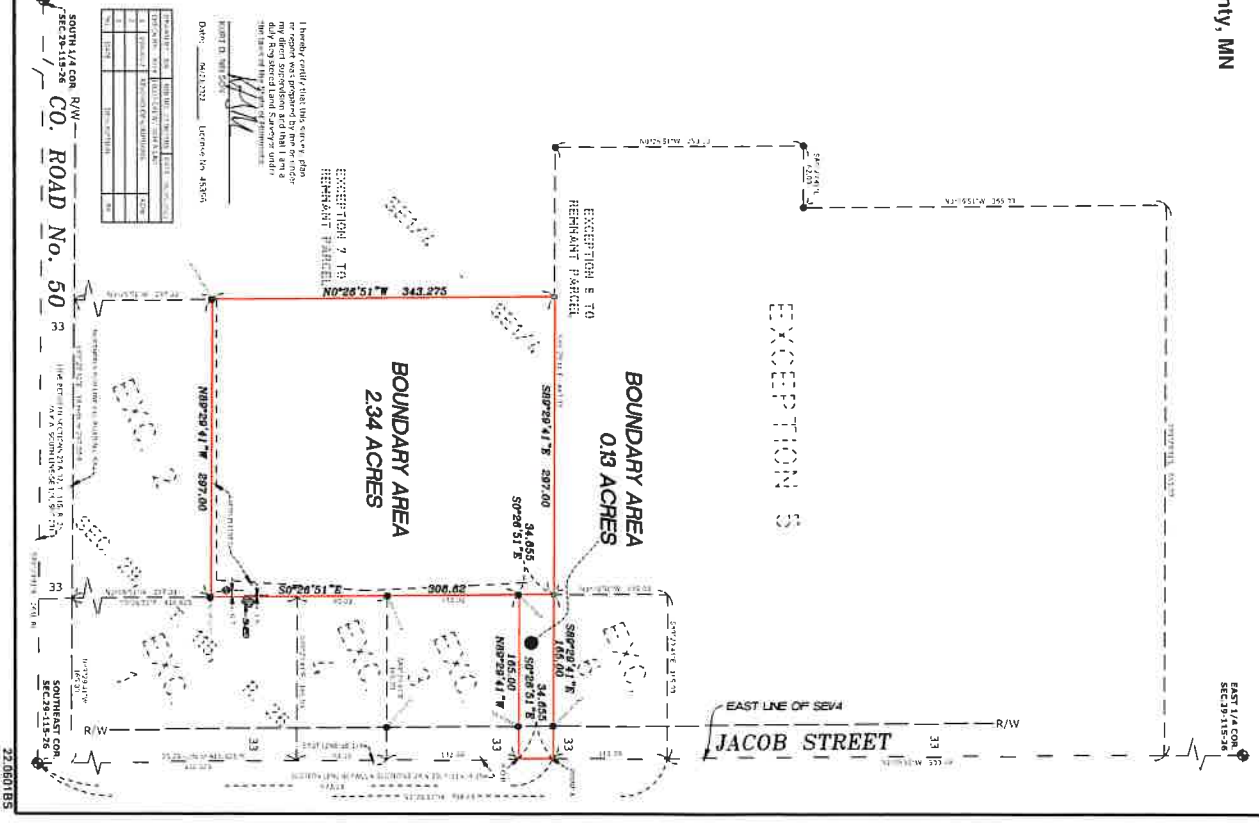
EXCEPTION 5: Commencing at the southeast corner of said Southeast Quarter; thereon an assumed bearing of North along the east line of said Southeast Quarter for a distance of 798.28 feet to the actual point of beginning of the tract to be described; thence an assumed bearing of North 00 degrees 26 minutes 51 seconds West, parallel with the south line of said Southeast Quarter for a distance of 500.00 feet; thence an assumed bearing of North 00 degrees 26 minutes 51 seconds West, parallel with the south line of said Southeast Quarter for a distance of 500.00 feet; thence a bearing of South parallel with said east line of the Southeast Quarter for a distance of 350.00 feet; thence a bearing of North 89 degrees 29 minutes 41 seconds West, parallel with said south line of the Southeast Quarter for a distance of 65.00 feet; thence a bearing of North 89 degrees 29 minutes 41 seconds West, parallel with said south line of the Southeast Quarter for a distance of 65.00 feet; thence a bearing of North 89 degrees 29 minutes 41 seconds West, parallel with said south line of the Southeast Quarter for a distance of 447.00 feet; thence a bearing of North parallel with said east line of the Southeast Quarter for a distance of 115.00 feet; thence a bearing of South 89 degrees 29 minutes 41 seconds East, parallel with said south line of the Southeast Quarter for a distance of 165.00 feet to the actual point of beginning.

EXCEPTION 6: Commencing at the southeast corner of said Section 29, Township 115, Range 26; thereon an assumed bearing of North along the East line of said Southeast Quarter for a distance of 788.28 feet to the actual point of beginning of the tract to be described; thence South parallel with the South line of said Section 29 and 32, a distance of 165 feet to a point; thence South parallel with the East line of said Southeast Quarter a distance of 135 feet; thence East, parallel to the Section line between Section 29 and 32, a distance of 165 feet to a point on the East line of said Southeast Quarter; thence North 89 degrees 29 minutes 41 seconds West, parallel with said south line of the Southeast Quarter for a distance of 165 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing South 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along the East line of said Section 29, Township 115, Range 26, Carver County, Minnesota, a distance of 165 feet to the actual point of beginning.

EXCEPTION 7: Part of the southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, Carver County, Minnesota, described as follows:
 Commencing at the southeast corner of said Section 29; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, along said east line 34.655 feet; thence returning South 09 degrees 29 minutes 51 seconds East, parallel with the south line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West, parallel with said south line 297.00 feet; thence North 89 degrees 26 minutes 51 seconds West, parallel with said south line of the Southeast Quarter for a distance of 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing North 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along the East line of said Section 29, Township 115, Range 26, Carver County, Minnesota, a distance of 34.655 feet to the point of beginning.

EXCEPTION 8: Part of the southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, Carver County, Minnesota, described as follows:
 Commencing at the southeast corner of said Section 29; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, along said east line 34.655 feet to the point of beginning of the tract to be described; thence South 09 degrees 29 minutes 51 seconds East, parallel with the south line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West, parallel with said south line 297.00 feet; thence North 89 degrees 26 minutes 51 seconds West, parallel with said south line of the Southeast Quarter for a distance of 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing North 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along the East line of said Section 29, Township 115, Range 26, Carver County, Minnesota, a distance of 34.655 feet to the point of beginning.

EXCEPTION 9: Part of the southeast Quarter of the Southeast Quarter of Section 29, Township 115, Range 26, Carver County, Minnesota, described as follows:
 Commencing at the southeast corner of said Section 29; thereon an assumed bearing of North 00 degrees 26 minutes 51 seconds West along the east line of said Southeast Quarter 673.28 feet to a point hereinafter referred to as Point A; thence returning South 09 degrees 29 minutes 51 seconds East, along said east line 34.655 feet to the point of beginning of the tract to be described; thence South 09 degrees 29 minutes 51 seconds East, parallel with the south line of said Southeast Quarter 105.00 feet to the point of beginning of the tract to be described; thence South 00 degrees 26 minutes 51 seconds East, parallel with said east line 308.62 feet; thence North 89 degrees 29 minutes 41 seconds West, parallel with said south line 297.00 feet; thence North 89 degrees 26 minutes 51 seconds West, parallel with said south line of the Southeast Quarter for a distance of 343.275 feet to the intersection of a line bearing North 89 degrees 29 minutes 41 seconds West, parallel with said southeast line from said Point A; thence South 89 degrees 29 minutes 41 seconds East 297.00 feet to the intersection of a line bearing North 00 degrees 26 minutes 51 seconds West from the point of beginning; thence South 00 degrees 26 minutes 51 seconds East, along the East line of said Section 29, Township 115, Range 26, Carver County, Minnesota, a distance of 34.655 feet to the point of beginning.



NO.	SECTION	TOWNSHIP	RANGE	COUNTY	STATE
1	29	115	26	Carver	MN
2	29	115	26	Carver	MN
3	29	115	26	Carver	MN
4	29	115	26	Carver	MN
5	29	115	26	Carver	MN
6	29	115	26	Carver	MN
7	29	115	26	Carver	MN
8	29	115	26	Carver	MN
9	29	115	26	Carver	MN
10	29	115	26	Carver	MN
11	29	115	26	Carver	MN
12	29	115	26	Carver	MN
13	29	115	26	Carver	MN
14	29	115	26	Carver	MN
15	29	115	26	Carver	MN
16	29	115	26	Carver	MN
17	29	115	26	Carver	MN
18	29	115	26	Carver	MN
19	29	115	26	Carver	MN
20	29	115	26	Carver	MN
21	29	115	26	Carver	MN
22	29	115	26	Carver	MN
23	29	115	26	Carver	MN
24	29	115	26	Carver	MN
25	29	115	26	Carver	MN
26	29	115	26	Carver	MN
27	29	115	26	Carver	MN
28	29	115	26	Carver	MN
29	29	115	26	Carver	MN
30	29	115	26	Carver	MN
31	29	115	26	Carver	MN
32	29	115	26	Carver	MN
33	29	115	26	Carver	MN
34	29	115	26	Carver	MN
35	29	115	26	Carver	MN
36	29	115	26	Carver	MN
37	29	115	26	Carver	MN
38	29	115	26	Carver	MN
39	29	115	26	Carver	MN
40	29	115	26	Carver	MN
41	29	115	26	Carver	MN
42	29	115	26	Carver	MN
43	29	115	26	Carver	MN
44	29	115	26	Carver	MN
45	29	115	26	Carver	MN
46	29	115	26	Carver	MN
47	29	115	26	Carver	MN
48	29	115	26	Carver	MN
49	29	115	26	Carver	MN
50	29	115	26	Carver	MN

EXHIBIT C

Form of Receipt

YOUNG AMERICA TOWNSHIP

RECEIPT FOR REIMBURSEMENT TO TOWNSHIP

FOR ANNEXATION OF TAXABLE PROPERTY

September 23th, 2022

Pursuant to Minnesota Statutes Section 414.036, the Township of Young America (the "Township") hereby acknowledges the receipt of a single payment of \$590.00 as reimbursement for all the taxable property being annexed to the City of Hamburg, as described on Exhibit A and depicted on Exhibit B attached to the joint resolution for orderly annexation, and approves the annexation of such land. There are no special assessments assigned by the Township to the annexed property and no debt incurred by the Township prior to the annexation attributable to the property annexed.

Young America Township


Bradley Schrupp, Chairman