

**BALDWIN TOWNSHIP  
SHERBURNE COUNTY  
STATE OF MINNESOTA**

**RESOLUTION NO. 22-26**

**RESOLUTION TO CREATE THE NORDWALL ESTATES  
AND NORDWALL ESTATES SECOND ADDITION  
SUBORDINATE SERVICE DISTRICT**

**WHEREAS**, a Petition was filed with the Baldwin Township Clerk on June 20, 2022 requesting wastewater services and to consider the creation of a Subordinate Service District pursuant to Minnesota Statutes § 115.50, 365A, 444 & 429 (“Petition”) for the Plats known as Nordwall Estates and Nordwall Estates Second Addition (hereinafter collectively known as Nordwall Estates) as graphically depicted on the Plats attached hereto as Exhibit A; and

**WHEREAS**, on July 18, 2022, the Town Clerk re-verified that the required percentage (50%) of property owners signing the Petition had legally been met; and

**WHEREAS**, a Public Hearing was set for August 18, 2022 at 7:00 p.m. at the Baldwin Town Hall located at 30239 128<sup>th</sup> Street, Baldwin Township, Minnesota 55371; and

**WHEREAS**, all legal notices and publication requirements have been met; and

**WHEREAS**, the Baldwin Township Board of Supervisors held a Public Hearing on August 18, 2022 at the Baldwin Town Hall located at 30239 128<sup>th</sup> Street, Baldwin Township, MN 55371. At the public hearing all comments were heard and considered by the Town Board; and

**WHEREAS**, Baldwin Township has met all the statutory requirements and has determined that the creation of the proposed Subordinate Service District for the above services would be in the best interests for the landowners of said subject area identified below.

**BE IT THEREFORE RESOLVED** that the Baldwin Township Board of Supervisors, Sherburne County, Minnesota hereby creates the Nordwall Estates Subordinate Service District pursuant to Minnesota Statutes § 365A, 115.50, 444 and 429 with the following stipulations:

- A. The following Subordinate Service District is created and established for the areas shown on the Plat of Nordwall Estates and Nordwall Estates Second Addition as recorded in the Office of the Sherburne County Recorder and graphically depicted on the plats attached as Exhibit A.
- B. The Purpose of the Nordwall Estates Subordinate Service District is for the design, construction, operations, management, repair, replacement, reconstruction, renovation and long-term accountability for the community wastewater treatment collection systems (CSTS) in the above-described area for all of the properties included in the plats attached as Exhibit A.
- C. The Subordinate Service District will be financed as follows:

Capitalization and construction for the initial expansion and repair of the community wastewater collection system, provided the Township chooses to undertake such project, will be through bonds and

loans which will be repaid through user fees, assessments, property tax charges, service charges or any combination of the above against the benefited landowners.

Costs related to the ongoing operations, maintenance and management services for the community wastewater collection system will be financed through user fees, assessments, property tax charges, service charges or any combination of the above against the benefited landowners.

- D. The establishment of the Nordwall Estates Subordinate Service District shall not obligate the Township to take responsibility for, improve, operate, be liable for, or otherwise perform any work on the existing or any future community wastewater collection system serving Nordwall Estates.
- E. As of the date of the approval of this Resolution, the Township is in the process of gathering information regarding the current wastewater collection system serving Nordwall Estates for purposes of determining whether it is feasible and desirable for the Township to potentially improve and/or manage such system. The Township reserves the right to determine at some point in the future whether it will undertake an improvement project to or undertake management of the community wastewater collection system serving Nordwall Estates. In the event the Township undertakes an improvement project to or undertakes management of the community wastewater collection system serving Nordwall Estates, the Township reserves the right to implement rules and regulations for the operation and maintenance of the District that shall apply to the Nordwall Estates Subordinate Service District.
- F. The Nordwall Estates Subordinate Service District shall be effective sixty (60) days after the publication of this Resolution.
- G. The Town Clerk shall cause this Resolution to be published and shall give mailed notice as required by law.

Passed this 6<sup>th</sup> day of September, 2022.

**BALDWIN TOWNSHIP**

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Cathy Stevens, Clerk

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Jay Swanson, Chairman

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