

REC'D. BY JAN 13 2000
MMB

ORDINANCE 34, 3d

Introduced by Councilor Amundson

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ALBERT LEA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 60 ACRES IN AREA ABUTTING UPON THE CITY LIMITS

WHEREAS, a certain petition received March 31, 1999 requesting annexation of the territory hereinafter described and subsequently discussed with the Town of Albert Lea on numerous occasions and was duly presented to the City Council for annexation under the 60-acre rule on the 27th day of December, 1999; and

WHEREAS, an additional petition for annexation was received on September 7, 1999 from Jon and Terin Bangert and was duly presented to the City Council for annexation in conjunction with the property identified above on the 13th day of September, 1999; and

WHEREAS, the petitions are signed by all owners of property included in the annexation; and

WHEREAS, the City of Albert Lea has been unsuccessful at negotiating an orderly annexation with Albert Lea Township; and

WHEREAS, the land described in the petitions abuts upon the city limits at a southeasterly boundary thereof and consists of 59.82 acres more or less; now, therefore

THE CITY OF ALBERT LEA ORDAINS:

Sec. 1. That the City Council hereby determines that the territory described herein abuts upon the City Limits and is about to become urban or suburban in character and is less than 60 acres in area; and that none of the territory is now included within the limits of any city.

Sec. 2. That a public hearing shall be held on January 10, 2000.

Sec. 3. That the corporate limits of the city are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

The NE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22-T102N-R21W less the east 66.00 feet, together with that part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22-T102N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the southeast corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22; thence North 00°27'46" West a distance of 1324.67 feet, on an assumed bearing on the east line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, to the northeast corner of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

thence south $89^{\circ}55'29''$ West a distance of 953.49 feet, on the north line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, to the east right-of-way line of Trunk Highway No. 65 described as Line No. 1 in Document No. 364204, recorded in the Freeborn County Records Office;

thence Southerly on said east right-of-way line (Line No. 1), as follows:

South $49^{\circ}30'27''$ East a distance of 75.60 feet;

Southeasterly a distance of 331.59 feet, on a nontangential curve, concave to the southwest, with a radius of 3566.48 feet, a central angle of $05^{\circ}20'46''$ and a chord bearing of South $20^{\circ}40'39''$ East;

South $58^{\circ}55'45''$ East a distance of 309.57 feet, on a nontangential line;

Southeasterly a distance of 233.95 feet, on a nontangential curve, concave to the southwest, with a radius of 3776.50 feet, a central angle of $03^{\circ}32'58''$, and a chord bearing of South $12^{\circ}41'16''$ East;

South $79^{\circ}05'13''$ West a distance of 186.81 feet, on a radial line on said Line No. 1, leaving Line No. 1; thence as follows:

thence South $00^{\circ}11'05''$ East a distance of 252.74 feet, to a point on a line parallel with and 290.2 feet north of the south line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

thence North $89^{\circ}48'55''$ East a distance of 331.12 feet, on said line parallel with and 290.2 feet north of the south line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

thence South $00^{\circ}27'$ East a distance of 140.20 feet;

thence South $89^{\circ}48'55''$ West a distance of 232.31 feet, to a point on the east line of a Township Road;

thence North $08^{\circ} 47'$ West a distance of 10.11 feet, on the east line of said Township Road;

thence south $89^{\circ}48'55''$ West a distance of 602.72 feet, to a point on the east line of Lot 93, Jobs Building Second Subdivision, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence Southeasterly a distance of 161.84 feet, on the east line of said Jobs Building Second Subdivision, to the south line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$;

thence Easterly a distance of 1135 feet more or less, on the south line of said NW $\frac{1}{4}$ SW $\frac{1}{4}$, to the point of beginning;

containing 59.46 acres more or less.

AND

Commencing 290.2 feet north and 547.6 feet West of SE corner NW ¼ SW ¼ thence south 140.2 feet thence West 100 feet to road right-of-way thence north/northwesterly 142.2 feet of road right-of-way to point due west of point of beginning thence East 120 feet to point of beginning, Section 22-T102-R21

containing .36 acres.

Sec. 4. That the City agrees to investigate the possibility of sharing facilities, equipment and personnel with the township to forestall the duplication of facilities and to reduce the overall costs of government in the area.

Sec. 5. That the area proposed for annexation contains one household and the owners of that property have petitioned the City for annexation.

Sec. 6. That any person owning lands annexed to the City shall have all rights provided by Statute and Resolution 94-173 of the City of Albert Lea governing special assessments including any subsequent amendments. That the customary hookup charges approved for property in the city shall be used for connection to City utilities.

Sec. 7. That there will be no change in electric utility service as the result of the proposed annexation.

Sec. 8. That the City Clerk shall file a certified copy of this ordinance with the Minnesota Planning Office, Albert Lea Township, the Freeborn County Auditor/Treasurer and the Secretary of State.

Sec. 9. That this ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 8 and approval of the ordinance by the Minnesota Planning Office.

Sec. 10. That reading of this ordinance is waived by Council consent.

Introduced and read the first time December 27, 1999.

Read the second time and passed January 10, 2000.


Mayor

Filed and attested January 11, 2000.


Secretary of the Council

paj: 1/11/00

STATE OF MINNESOTA }
COUNTY OF FREEBORN } ss
CITY OF ALBERT LEA }

I hereby certify that I have compared the within instrument with the original now on file in my office and that it is a true and correct copy of the same and of the whole thereof.

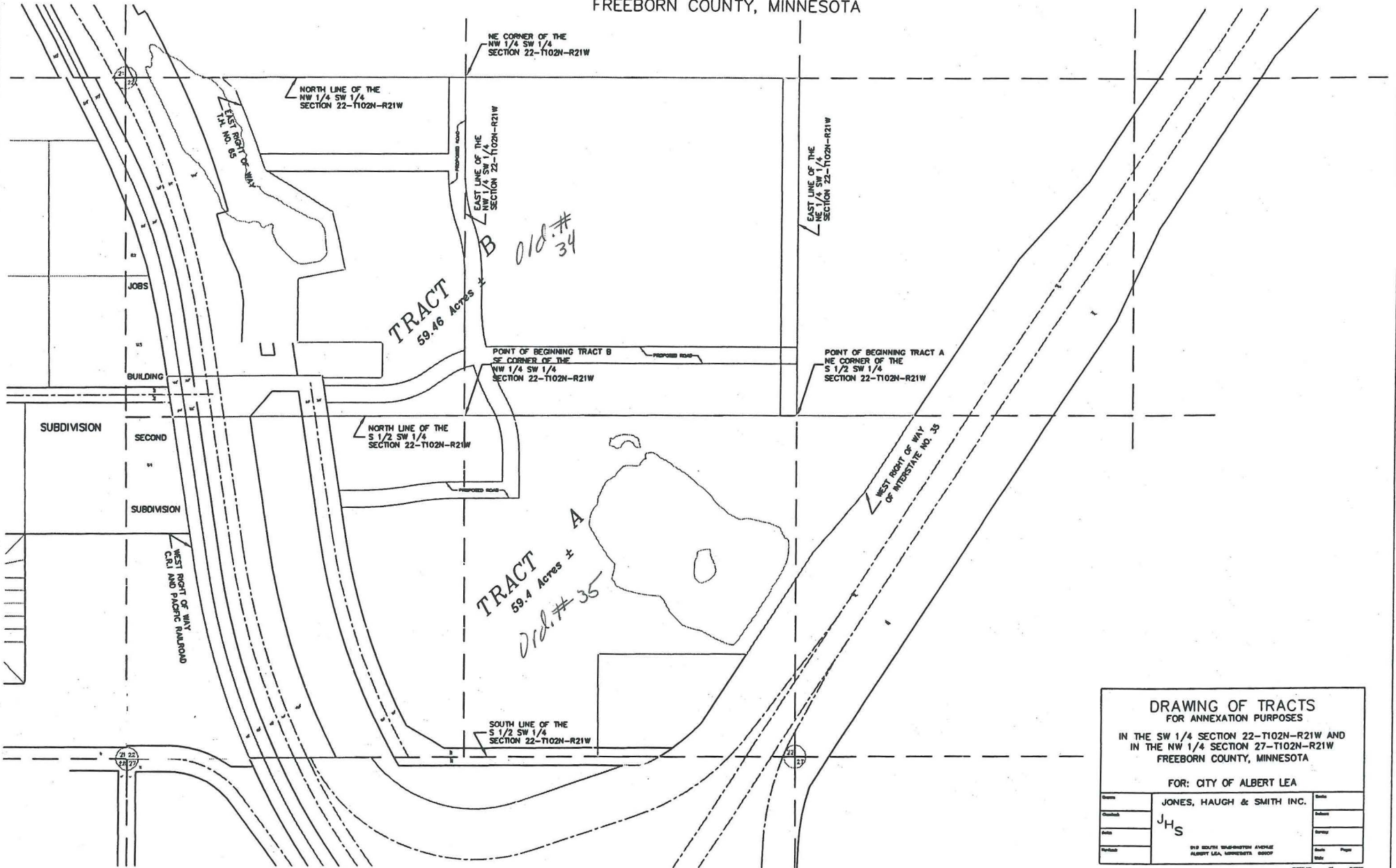
Dated February 7, 2000

City Clerk Sandi Behrens

By authorized deputy _____

REC'D. BY
MMB JAN 13 2000

DRAWING OF TRACTS FOR ANNEXATION PURPOSES
IN THE SW 1/4 SECTION 22-T102N-R21W AND IN THE NW 1/4 SECTION 27-T102N-R21W
FREEBORN COUNTY, MINNESOTA



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FOR ANNEXATION PURPOSES

IN THE SW 1/4 SECTION 22-T102N-R21W AND
IN THE NW 1/4 SECTION 27-T102N-R21W
FREEBORN COUNTY, MINNESOTA

FOR: CITY OF ALBERT LEA

JONES, HAUGH & SMITH INC.

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Checked		Author	
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Revised		Date	
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210 SOUTH WASHINGTON AVENUE
ALBERT LEA, MINNESOTA 56007

SHEET NO. 1 OF 1



MAP OF ALBERT LEA

REC'D. BY
MMS JAN 13 2000



TOWNSHIP: 102 N

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RANGE: 21 W

CODE: AB

