

RESOLUTION NO. 15579**CITY RESOLUTION RESPONDING TO A
PETITION INITIATED BY PROPERTY OWNER
FOR DETACHMENT OF PROPERTY FROM A CITY****RESOLUTION OF THE CITY OF AUSTIN CONCERNING DETACHMENT OF
CERTAIN LAND PURSUANT TO MINNESOTA STATUTES § 414.06**

Whereas, The City of AUSTIN received a petition for detachment of certain property on January 5, 2018 for the following described property:

All that part of the NE1/4 NE1/4 Section 35-T103N-R18W, Mower County, Minnesota; described as follows:

Beginning at the northeast corner of the NE1/4 of said Section 35;

Thence South 01°30'00" East a distance of 1316.19 feet on an assumed bearing on the east line of said NE1/4, to the southeast corner of said NE1/4 NE1/4;

thence South 89°05'25" West a distance of 614.69 feet on the south line of said

NE1/4 NE1/4, to the easterly line of the Chicago and Northwestern Transportation Company, now abandoned;

thence North 20°47'43" East a distance of 1416.06 feet on the easterly line of said railroad, to the north of line of said NE1/4;

thence North 88°45'11" East a distance of 77.44 feet, on the north line of said NE1/4, to the point of beginning.

Now therefore, the City of AUSTIN:

- Supports the petition for detachment; or
 Opposes the petition for detachment.

See attached Petition.

Passed by a vote of yeas and nays this 16th day of January, 2018.

YEAS 7

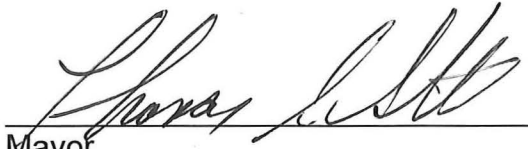
NAYS 0

ATTEST:



City Recorder

APPROVED:



Mayor

**PROPERTY OWNER PETITION FOR DETACHMENT
OF PROPERTY FROM A CITY**

IN THE MATTER OF THE PETITION FOR DETACHMENT OF
CERTAIN LAND FROM THE CITY OF AUSTIN, MINNESOTA
PURSUANT TO MINNESOTA STATUTES § 414.06

TO: Office of Administrative Hearings
Municipal Boundary Adjustment Unit
P. O. Box 64620
St. Paul, MN 55164-0620

Pursuant to the 2012 amendment to Minn. Stat. § 414.06, the petitioner(s) shall also provide a copy of this petition to:

- 1) the city from which the land may be detached;*
- 2) all property owners who have not signed this petition;*
- 3) the clerk of the town to which the property may be attached if granted;*
- 4) the clerk of any other abutting town or city; and*
- 5) the county recorder in the county in which the land is located.*

PETITIONERS STATE: The number of petitioners required by Minnesota Statutes § 414.06, Subd. 1, to commence this proceeding is: all of the property owners if the area is less than 40 acres; or 75% or more of the property owners in number if the area is more than 40 acres.

It is hereby requested by all of the property owners, the area is less than 40 acres; to detach certain properties described herein from the City of Austin and make a part of the Township of Lansing.

1. There is one property owner of the area proposed for detachment.
2. The property is situated within the City of Austin, abuts the municipal boundary, and is located in the County of Mower.
The petitioned area abuts on the city's West boundary.
3. The property proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
4. The reason detachment is requested is that another parcel approximately 25 acres will be annexed into the City of Austin and approximately 11 acres will be detached from the City to Lansing Township.
5. Summarize what efforts were taken prior to filing this petition to resolve the issues: The municipality owns the property through the Port Authority and it is

part of a land sale/trade that benefits the City. The detached parcel will be combined with another parcel that is in the Township.

6. The number of acres in the property proposed for detachment is 10.45 and is described as:

All that part of the NE1/4 NE1/4 Section 35-T103N-R18W, Mower County, Minnesota; described as follows:

Beginning at the northeast corner of the NE1/4 of said Section 35;

Thence South 01°30'00" East a distance of 1316.19 feet on an assumed bearing on the east line of said NE1/4, to the southeast corner of said NE1/4 NE1/4;

thence South 89°05'25" West a distance of 614.69 feet on the south line of said NE1/4 NE1/4, to the easterly line of the Chicago and Northwestern Transportation Company, now abandoned;

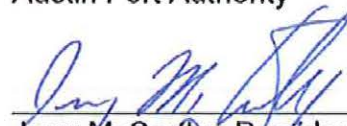
thence North 20°47'43" East a distance of 1416.06 feet on the easterly line of said railroad, to the north of line of said NE1/4;

thence North 88°45'11" East a distance of 77.44 feet, on the north line of said NE1/4, to the point of beginning.


7. The number and character of buildings on said property is: None.
8. There are no residents in the area proposed for detachment.
9. There are no public improvements on said property.

Austin Port Authority

Date: 1.5.2018



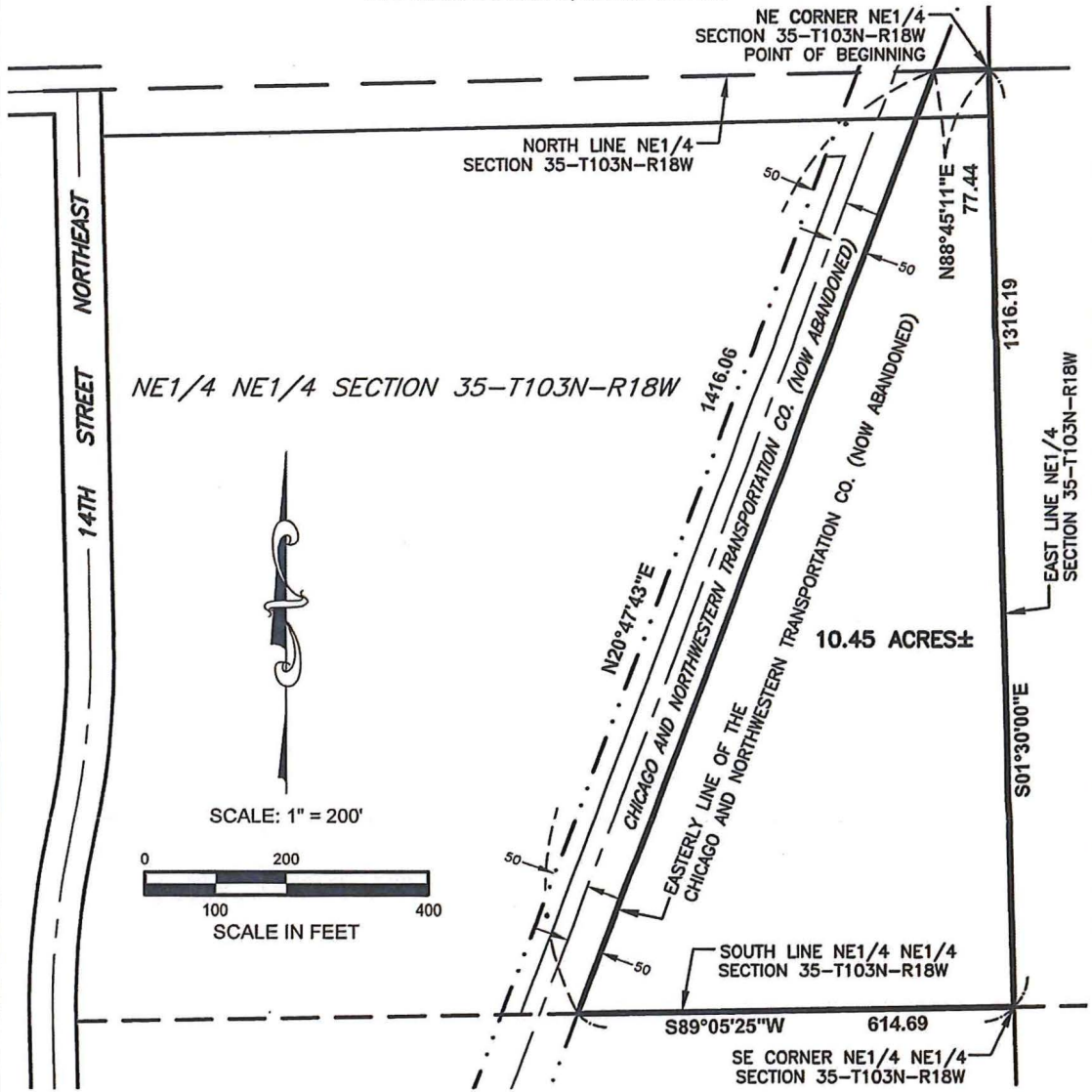
Jerry McCarthy, President



Tom Dankert, Secretary

DRAWING OF TRACT

IN NE1/4 NE1/4 SECTION 35-T103N-R18W
MOWER COUNTY, MINNESOTA



PREPARED LEGAL DESCRIPTION

All that part of the NE1/4 NE1/4 Section 35-T103N-R18W, Mower County, Minnesota; described as follows:

Beginning at the northeast corner of the NE1/4 of said Section 35;

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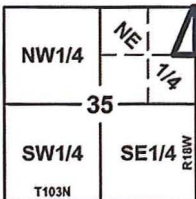
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FOR: CITY OF AUSTIN

LOCATION MAP



Date: 11/8/2017
Revised date: -
Drawn by: ADM
Survey: -
Coord-System: MNDOT CO. NAD83 2011
Page 1 of 1
Job No: 17-431.DWG
1

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I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Steven J. Thompson 11-9-17
Steven J. Thompson, Date
L.S. No. 22705



**JONES
HAUGH
SMITH**
Engineers + Surveyors

515 South Washington Ave.
Albert Lea, MN 56007
507-373-4876

415 West North Street
Owatonna, MN 55060
507-451-4598

FIGURE 2-3.



FUTURE LAND USE

-  Public / Civic
-  Parks / Open Space (280 acres)
-  Suburban Low Density Residential Neighborhood (299 acres)
-  Traditional Moderate Density Residential Neighborhood (175 acres)
-  Mixed High Density Residential Neighborhood
-  Mixed Use (46 acres)
-  Commercial / Retail (101 acres)
-  Public / Institutional
-  Office/Light Industrial (317 acres)
-  Industrial (93 acres)
-  City Limits
-  Water

