

CITY OF LUVERNE RESOLUTION NO. 39-03

LUVERNE TOWNSHIP RESOLUTION NO. _____

A JOINT RESOLUTION OF THE CITY OF LUVERNE AND LUVERNE TOWNSHIP
AMENDING THE ORDERLY ANNEXATION RESOLUTION AND PROVIDING FOR THE
IMMEDIATE ANNEXATION OF A PARCEL WITHIN THE AREA APPROVED FOR
ORDERLY ANNEXATION

WHEREAS, since the adoption of the 1975 orderly annexation joint resolution of the City of Luverne and Luverne Township, there have been numerous statutory changes which have made some portions of the orderly annexation agreement outdated.

WHEREAS, Minnesota Statutes Chapter 414 provides several alternative procedures for annexation; and

WHEREAS, the City of Luverne adopted Ordinance #13-75 annexing certain property in accordance with such statutory procedures after a public hearing September 23, 2003; and

WHEREAS, the Department of Administration has informed administrative staff of the City of Luverne that the annexation should proceed via amendment to the Joint Resolution of the City and Township (MBA Docket OA-116), rather than by ordinance.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF LUVERNE, MINNESOTA, AND THE BOARD OF SUPERVISORS OF THE TOWNSHIP OF LUVERNE as follows:

1. That the Joint Resolution of the City and Township (MBA Docket OA-116) is hereby amended to include the two additional provisions shown below and to be considered as paragraphs 11 and 12 of the Joint Resolution respectively:

11. The City and Town mutually state that no alteration by the Board of the boundaries of the orderly annexation area is necessary, appropriate or allowed. The Board may review and comment, but shall, within thirty (30) days, order any and all annexations as proposed under this resolution.

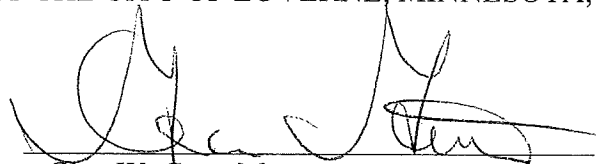
12. The City may initiate the annexation of land within the agreed upon area for orderly annexation by a resolution under the terms of this resolution, or land within the area may be annexed by any other process authorized by law and the jurisdiction conferred upon the Board by this orderly annexation resolution is specifically NOT intended to be exclusive and limit the ability to use other procedures.

2. That pursuant to the Joint Resolution, certain real estate within the area designated for orderly annexation and more specifically located in the County of Rock, State of Minnesota, described as follows:

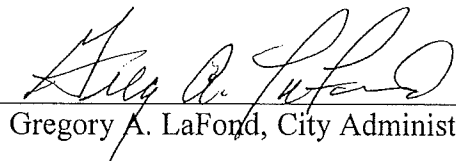
Beginning at the Northwest corner of Lot 1 in Block 1 Juhl's Addition to the City of Luverne Minnesota; Thence North 00 Degrees 41 Minutes 33 Seconds East (Geodetic Bearing) a distance of 531.80 feet to an iron stake; Thence South 48 Degrees 39 Minutes 26 Seconds East a distance of 362.48 feet to an iron stake; Thence continuing South 48 Degrees 39 Minutes 26 Seconds East a distance of 61.57 feet to an iron stake; Thence South 28 Degrees 21 Minutes 21 Seconds West a distance of 242.39 feet to an iron stake; Thence along a tangential curve, concave to the East, having a radius of 70.00 feet, a central angle of 27 Degrees 58 Minutes 04 Seconds a distance of 34.17 feet to an iron stake; Thence South 00 Degrees 46 Minutes 26 Seconds West a distance of 3.04 feet to an iron stake on the Northwest corner of Lot 1 Block 1; Thence South 89 Degrees 21 Minutes 42 Seconds West along the North line of Juhl's Addition a distance of 59.97 feet to an iron stake; Thence continuing South 89 Degrees 14 Minutes 27 Seconds West along said North line a distance of 141.28 feet to said Point of Beginning,

is hereby annexed to the City of Luverne and the zoning for the parcel once annexed shall be R-A under the City's Zoning Code.

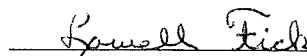
ADOPTED BY THE CITY COUNCIL OF THE CITY OF LUVERNE, MINNESOTA,
this 23rd day of October, 2003.


Glen W. Gust, Mayor

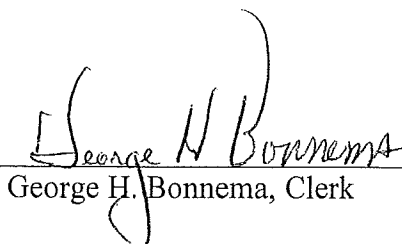
ATTEST:


Gregory A. LaFond, City Administrator

ADOPTED BY THE TOWNSHIP OF LUVERNE, this 23rd day of October, 2003.




Lowell Fick, Chairperson

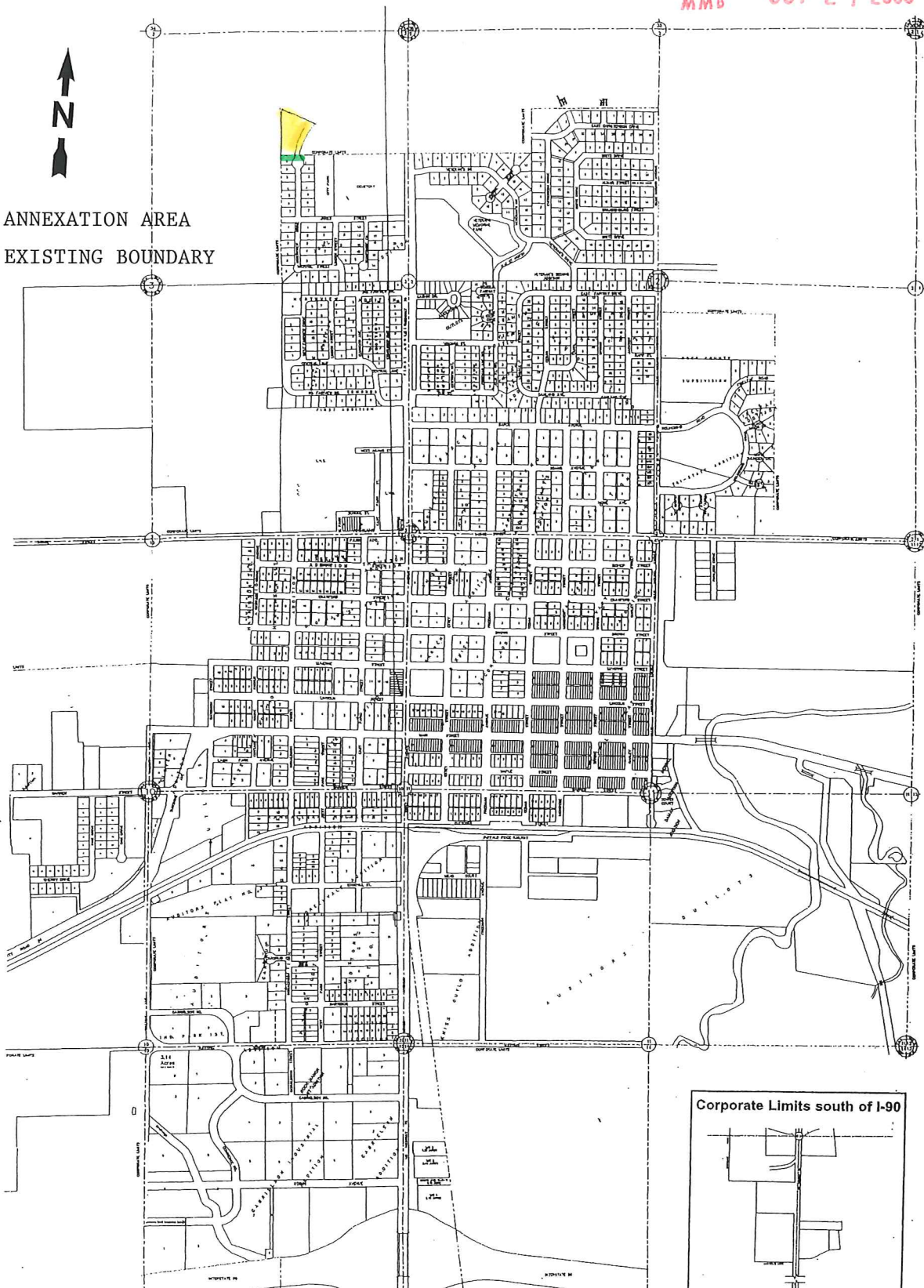
ATTEST:


George H. Bonnema, Clerk

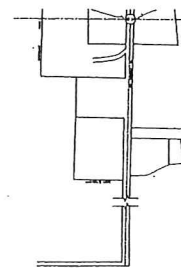
REC'D BY
MMB OCT 27 2003



 ANNEXATION AREA
 EXISTING BOUNDARY



Corporate Limits south of I-90



MAP OF CITY OF LUVERNE