

JOINT RESOLUTION NO. 13672

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY
OF AUSTIN AND THE TOWNSHIP OF LANSING
PURSUANT TO MINNESOTA STATUTES §414.0325**

WHEREAS, the City of Austin and the Township of Lansing designate for orderly annexation, the following described lands located within the Town of Lansing, County of Mower, Minnesota:

LEGAL DESCRIPTION (SEE ATTACHED EXHIBIT "A")

and,

WHEREAS, the City of Austin (the "City") and the Township of Lansing (the "Township") are in agreement as to the orderly annexation of the unincorporated land described; that both believe it will be to their benefit and to the benefit of their respective residents; and

WHEREAS, Minnesota Statutes §414.0325 provides a procedure whereby the City of Austin and the Township of Lansing may agree on a process of orderly annexation of a designated area; and

WHEREAS, on August 3, 2009, the City of Austin and on August 5, 2009, the Township of Lansing conducted a public hearing pursuant to the requirements of Minnesota Statutes §414.0333, preceded by a Notice of Intent to Designate an Area duly published pursuant to the requirements of Minnesota Statutes §414.0325 Subd. 1b; and

WHEREAS, the City of Austin and the Township of Lansing have agreed to all the terms and conditions for the annexation of the above-described lands within this document and the signatories hereto agree that no consideration by the Office of Administrative hearings - Municipal Boundary Adjustments is necessary; that the Office may review and comment, but shall within 30 days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Austin and the Township Board of the Township of Lansing as follows:

1. That the following described lands in the Township of Lansing are subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:

LEGAL DESCRIPTION (SEE ATTACHED EXHIBIT "A")

2. That the designated area consists of approximately 1.11 acres, the population in the subject area is 2, and the land type is urban.
3. That the Township of Lansing does, upon passage of this resolution and its adoption by the City Council of the City of Austin, and upon acceptance by the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings,

confer jurisdiction upon Municipal Boundary Adjustments so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. That the above-described property is urban or suburban or about to become so, and since the City of Austin is capable of providing services to this area within a reasonable time, the annexation would be in the best interest of the area.
5. Property in the area would not be annexed immediately upon the final approval of the Minnesota Department of Administration Boundary and Adjustments.
6. The City of Austin would provide municipal services as determined when it is financially feasible.
7. The City shall reimburse the Township for the taxable property of parcel 1/A. and 2/B. (as described above) lost by annexation for a period of six (6) years following the last year in which the Township would receive real estates for this property following annexation, and shall be paid according to the schedule as follows:

Year 1:	100% of the Real Estate Tax paid to the Township in the year of annexation
Year 2:	80% of the Real Estate Tax paid to the Township in the year of annexation
Year 3:	60% of the Real Estate Tax paid to the Township in the year of annexation
Year 4:	40% of the Real Estate Tax paid to the Township in the year of annexation
Year 5:	20% of the Real Estate Tax paid to the Township in the year of annexation
Year 6:	10% of the Real Estate Tax paid to the Township in the year of annexation
Year 7 and thereafter	0%
8. The City of Austin and the Township of Lansing agree that upon receipt of this resolution, passed and adopted by each party, the Office of Administrative Hearings/ Municipal Boundary Adjustments, or its successor, may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this resolution.
9. The real estate shall zoned "R-1" Single-Family Residence District.

Adopted by affirmative vote of all the members of the Lansing Township Board of Supervisors this 5th day of August, 2009.

TOWNSHIP OF LANSING

By: _____

Chairperson
Board of Supervisors

By: _____

Clerk
Lansing Township

REC'D BY
MEA

FEB 09 2010

Adopted by affirmative vote of the City Council of Austin, this 3rd day of August, 2009.

7 YEARS

0 DAYS

CITY OF AUSTIN

By: [Signature]
Mayor

ATTEST:

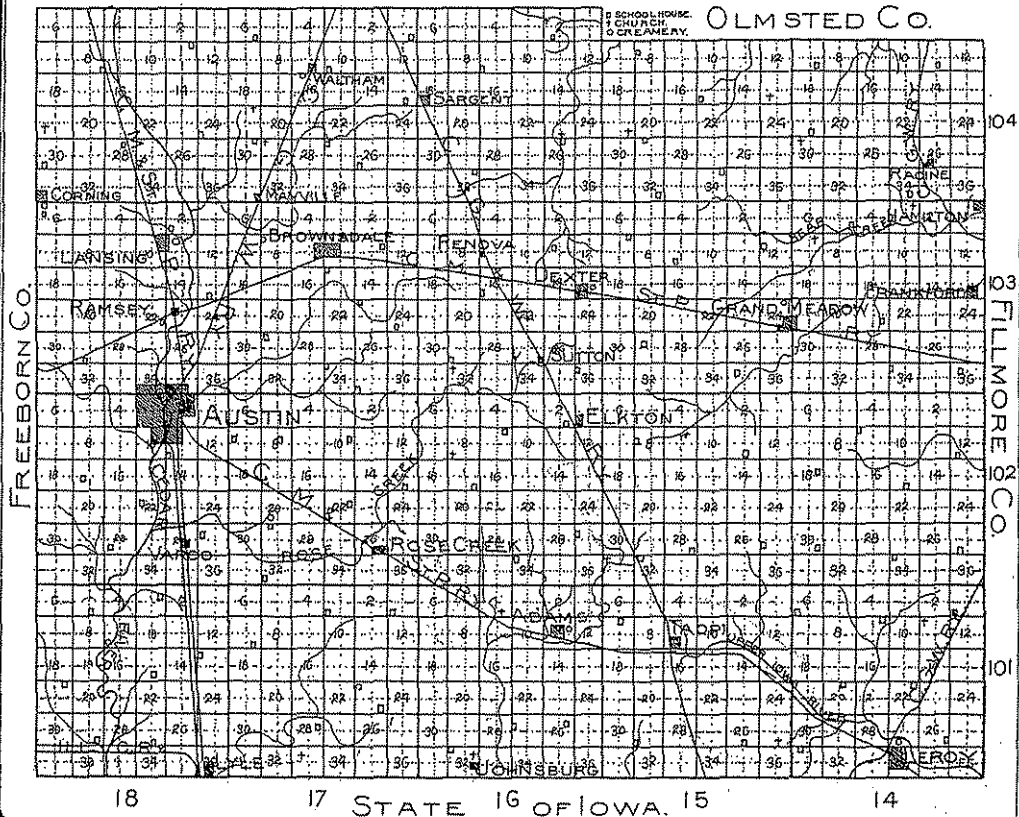
By: [Signature]
City Administrator
Recorder



Outline Map of MOWER COUNTY, MINNESOTA.

DODGE Co.

OLMSTED Co.

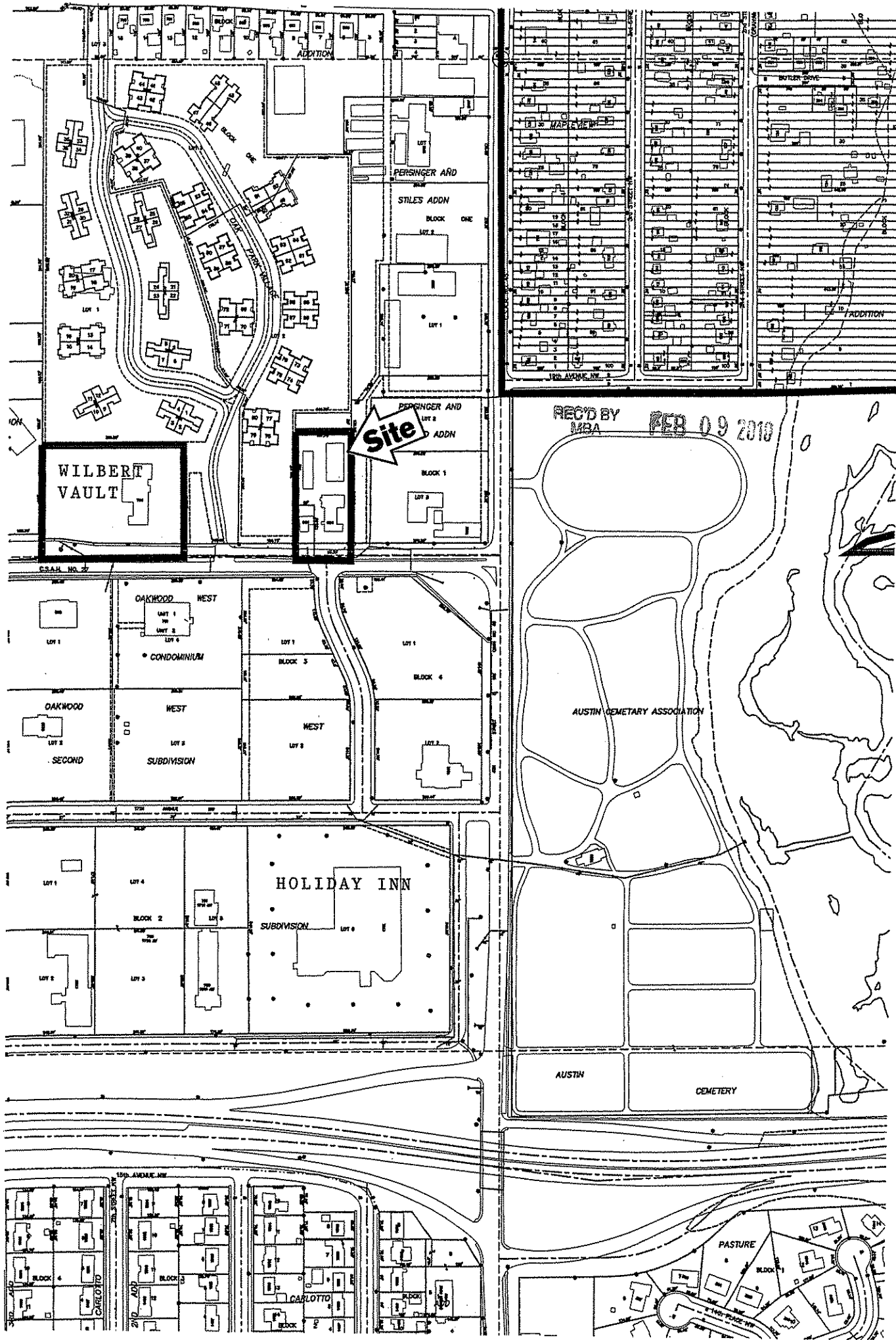


AN ABSTRACT OF THE RECORD TITLE

To the following described premises, in the County of Mower, and State of Minnesota, to-wit:
That part of the East 44 acres of the North Half of the Northwest Quarter of Section 34, in Township 103, Range 18, described as follows:

Starting at the southeast corner of the above tract of land, thence going west along the south line of the North Half of said Northwest Quarter, 403 feet to the point of beginning, thence west along said line, 147.7 feet; thence north 328 feet; thence east 147.7 feet; thence south to the point of beginning.

the



34-103-18
08-034-0120
Water

91-3610-002

2002 Project

Francine Davidson
604 18th Ave. N.W.
Austin, MN 55912

REC'D BY
MBA

FEB 09 2010

W. 50' 147.7' E. 550.7' S. 1°33' NE¼ NW¼

Code 91-1210-002

\$1,400.00

34-103-18
08-034-0120
Sanitary Sewer Services
Stub In

49-3610-002

2002 Project

Francine Davidson
604 18th Ave. N.W.
Austin, MN 55912

W. 50' 147.7' E. 550.7' S. 1°33' NE¼ NW¼

Code 49-1210-002

\$1,314.42

34-103-18
08-034-0120
Sanitary Sewer

34-3610-002

1992 Project

Francine Davidson
604 18th Ave. N.W.
Austin, MN 55912

W. 50' E. 550.7' S. 133' NE¼ NW¼

Code 358

\$4,464.00

Project 1-B-90

34-103-18
08-034-0090
Sanitary Sewer

34-3610-002

1992 Project

Francine Davidson
604 18th Ave. N.W.
Austin, MN 55912

REC'D BY
MBA

FEB 09 2010

W 147.7' E 550.7' S 328.0' NE $\frac{1}{4}$ NW $\frac{1}{4}$ exc. W. 50' S 133'

Code 358

\$5,028.03

Project 1-B-90

34-103-18
08-034-0090
Sanitary Sewer Service
Stub In

49-3610-002

2002 Project

Francine Davidson
604 18th Ave. N.W.
Austin, MN 55912

W 147.7' E 550.7' S 328.0' NE $\frac{1}{4}$ NW $\frac{1}{4}$ exc. W. 50' S 133'

Code 49-1210-002

\$1,639.32

34-103-18
08-034-0090
Water Main

91-3610-002

2002 Project

Francine Davidson
604 18th Ave. N.W.
Austin, MN 55912

W 147.7' E 550.7' S 328.0' NE $\frac{1}{4}$ NW $\frac{1}{4}$ exc. W. 50' S 133'

Code 91-1210-002

\$2,735.60