

RESOLUTION 12-168**Introduced by Councilor Brooks****RESOLUTION OF ALBERT LEA TOWNSHIP AND THE CITY OF ALBERT LEA DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF ALBERT LEA AND THE TOWNSHIP OF ALBERT LEA FOR UNORGANIZED TERRITORY) PURSUANT TO MINNESOTA STATUTES § 414.0325**

WHEREAS, the City of Albert Lea and the Township of Albert Lea designate for orderly annexation, the following described lands located within the Township of Albert Lea, County of Freeborn, Minnesota:

1311 Crossroads Blvd. – 1.80 Acres

**DESCRIPTION FOR ANNEXATION PURPOSES
IN NW1/4 OF SW1/4 SECTION 22-T102N-R21W
ALBERT LEA, FREEBORN COUNTY, MN**

CITY OF ALBERT LEA

That part of the Northwest Quarter of the Southwest Quarter of Section 22, Township 102 North, Range 21 West, Freeborn County, Minnesota, described as follows:

Beginning at a point 290.2 feet North of the South line of the said Northwest Quarter of the Southwest Quarter, said point being also the East right of way line of old Trunk Highway 65;

Thence North 89 degrees 46 minutes 15 seconds East, assumed bearing, parallel with the South line of the said Northwest Quarter of the Southwest Quarter 56.64 feet to the easterly right of way line of Trunk Highway 65; Thence continuing North 89 degrees 46 minutes 15 seconds East 215.00 feet;

Thence North 00 degrees 13 minutes 45 seconds West 392.80 feet; thence South 89 degrees 46 minutes 15 seconds West 282.71 feet to the easterly right of way line of new Trunk Highway 65; thence continuing South 89 degrees 46 minutes 15 seconds West 69.15 feet to the Easterly right of way line of old Trunk Highway 65; thence Southerly 347.46 feet along a nontangential curve in said line, concave to the west, having a central angle of 6 degrees 42 minutes 54 seconds and a radius of 2964.79 feet and a chord bearing of South 12 degrees 13 minutes 16 seconds East; thence South 08 degrees 51 minutes 49 seconds East 53.72 feet along said right of way line to the point of beginning.

Reserving an access easement for ingress and egress over and across the South 25.00 feet of the East 60.00 feet of the above-described tract. Said easement being for the benefit of the owner of the tract adjoining and Easterly of the above described tract. Also being subject to highway and access control easements and other easements of record.

LESS:

That part of Tract A described below:

Tract A. That part of the Northwest Quarter of the Southwest Quarter of Section 22, Township 102 North, Range 21 West, Freeborn County, Minnesota, described as follows: Beginning at a point 290.2 feet North of the South line of the said Northwest Quarter Southwest Quarter, said point being also on the East right of way line of old Truck Highway 65; thence North 89 degrees 46 minutes 15 seconds East, assumed bearing, parallel with the south line of the said Northwest Quarter of the Southwest Quarter, 56.64 feet to the Easterly right of way line of Trunk Highway 65; thence continuing North 89 degrees 46 minutes 15 seconds east 215 feet; thence North 00 degrees 13 minutes 45 seconds West 392.80 feet; thence South 89 degrees 46 minutes 15 seconds West 282.17 feet to the Easterly right of way line of new Trunk Highway 65; thence continuing South 89 degrees 46 minutes 15 seconds West 69.15 feet to the Easterly right of way line of old Trunk Highway 65; thence Southerly 347.46 feet along a nontangential curve in said line, concave to the West having a central angle of 06 degrees 42 minutes 54 seconds and a radius of 2964.79 feet and a chord bearing of South 12 degrees 13 minutes 16 seconds East; thence South 08 degrees 51 minutes 49 seconds East 53.27 feet along said right of way line to the point of beginning; excepting therefrom the right of way Trunk Highway No. 65 as now located and established:

Which lies Northerly of Line 1 described below;

Line 1. Beginning at a point of Line 2 described below, distant 119.3 feet northerly of its point of termination; thence run Easterly at right angles to said Line 2 for 400 feet and there terminating;

Line 2. Beginning at a point on the north line of Section 21, Township 102 North, Range 21 West, distant 700.8 feet East of the North quarter corner thereof; thence run Southeasterly at an angle of 32 degrees 54 minutes 35 seconds from said North section line (measured from East to South) for 592.3 feet; thence deflected to the right at an angle of 23 degrees 57 minutes 00 seconds for 2400.6 feet; thence deflect to the right on an 01 degree 46 minutes 9 second curve (delta angle 24 degrees 40 minutes 00 seconds) for 1389.9 feet and there terminating; Containing 0.97 acre, more or less.

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

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

WHEREAS, on August 1st, 2012, a Notice of Intent to include property in an orderly annexation area was published pursuant to the requirements of Minnesota Statutes § 414.0325 Subd. 1b; and

WHEREAS, the City of Albert Lea and the Town of Albert Lea 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 Albert Lea and the Town Board of the Town of Albert Lea as follows:

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

That part of the Northwest Quarter of the Southwest Quarter of Section 22, Township 102 North, Range 21 West, Freeborn County, Minnesota, described as follows:

Beginning at a point 290.2 feet North of the South line of the said Northwest Quarter of the Southwest Quarter, said point being also the East right of way line of old Trunk Highway 65;

Thence North 89 degrees 46 minutes 15 seconds East, assumed bearing, parallel with the South line of the said Northwest Quarter of the Southwest Quarter 56.64 feet to the easterly right of way line of Trunk Highway 65; Thence continuing North 89 degrees 46 minutes 15 seconds East 215.00 feet;

Thence North 00 degrees 13 minutes 45 seconds West 392.80 feet; thence South 89 degrees 46 minutes 15 seconds West 282.71 feet to the easterly right of way line of new Trunk Highway 65; thence continuing South 89 degrees 46 minutes 15 seconds West 69.15 feet to the Easterly right of way line of old Trunk Highway 65; thence Southerly 347.46 feet along a nontangential curve in said line, concave to the west, having a central angle of 6 degrees 42 minutes 54 seconds and a radius of 2964.79 feet and a chord bearing of South 12 degrees 13 minutes 16 seconds East; thence South 08 degrees 51 minutes 49 seconds East 53.72 feet along said right of way line to the point of beginning.

Reserving an access easement for ingress and egress over and across the South 25.00 feet of the East 60.00 feet of the above-described tract. Said easement being for the benefit of the owner of the tract adjoining and Easterly of the above described tract. Also being subject to highway and access control easements and other easements of record.

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That part of Tract A described below:

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beginning; excepting therefrom the right of way Trunk Highway No. 65 as now located and established:

Which lies Northerly of Line 1 described below;

Line 1. Beginning at a point of Line 2 described below, distant 119.3 feet northerly of its point of termination; thence run Easterly at right angles to said Line 2 for 400 feet and there terminating;

Line 2. Beginning at a point on the north line of Section 21, Township 102 North, Range 21 West, distant 700.8 feet East of the North quarter corner thereof; thence run Southeasterly at an angle of 32 degrees 54 minutes 35 seconds from said North section line (measured from East to South) for 592.3 feet; thence deflected to the right at an angle of 23 degrees 57 minutes 00 seconds for 2400.6 feet; thence deflect to the right on an 01 degree 46 minutes 9 second curve (delta angle 24 degrees 40 minutes 00 seconds) for 1389.9 feet and there terminating; Containing 0.97 acre, more or less.

Sec.2. That the designated area consists of approximately 1.80 acres and the population in the subject area is 2.

Sec. 3. That no alteration of the area is appropriate, that this resolution provides for annexation of a designated area, and no consideration by the Municipal Boundary Adjustments Office of the Office of Administrative Hearings is necessary, no alteration of the agreed upon boundaries is appropriate, all conditions for annexation have been stated in this resolution and the Municipal Boundary Adjustments Office of the Office of Administrative Hearings may review and comment, but shall, within 30 days of receipt of the joint resolution, order the annexation.

Sec. 4. That planning throughout the orderly annexation area shall be pursuant to Minnesota Statutes 414.0325. Planning and zoning for the area shall be provided by the City of Albert Lea. That the property included in this annexation shall be zoned R-1.

Sec. 5. That the City of Albert Lea agrees to pay the Township of Albert Lea an amount equal to five years of existing taxes derived from the area subject to annexation.

Sec. 6. That reading of this resolution is waived by Council consent.

Sec. 7. That publication of this resolution shall be dispensed with under provisions of Section 3.08 of the Charter of the City of Albert Lea.

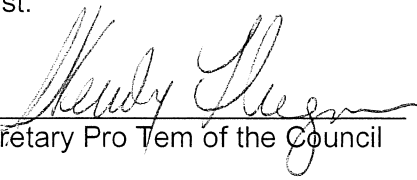
That the motion for the adoption of the foregoing resolution was duly seconded by Councilor Baker and upon a vote being taken thereon, the following voted in favor thereof: Councilors Schulte V, Baker, Kehr, Olson, Anderson, Brooks and Mayor Rasmussen Jr.; and the following voted against the same: None.

Introduced, read and passed August 27, 2012

REC'D BY
MBA

OCT 01 2012

Attest:

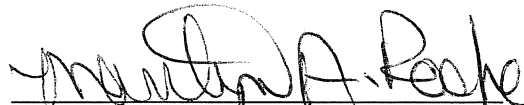

Secretary Pro Tem of the Council

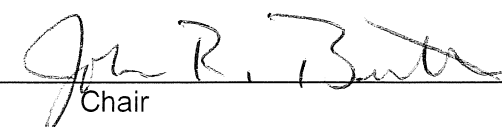
By: 
Mayor Vern Rasmussen Jr.

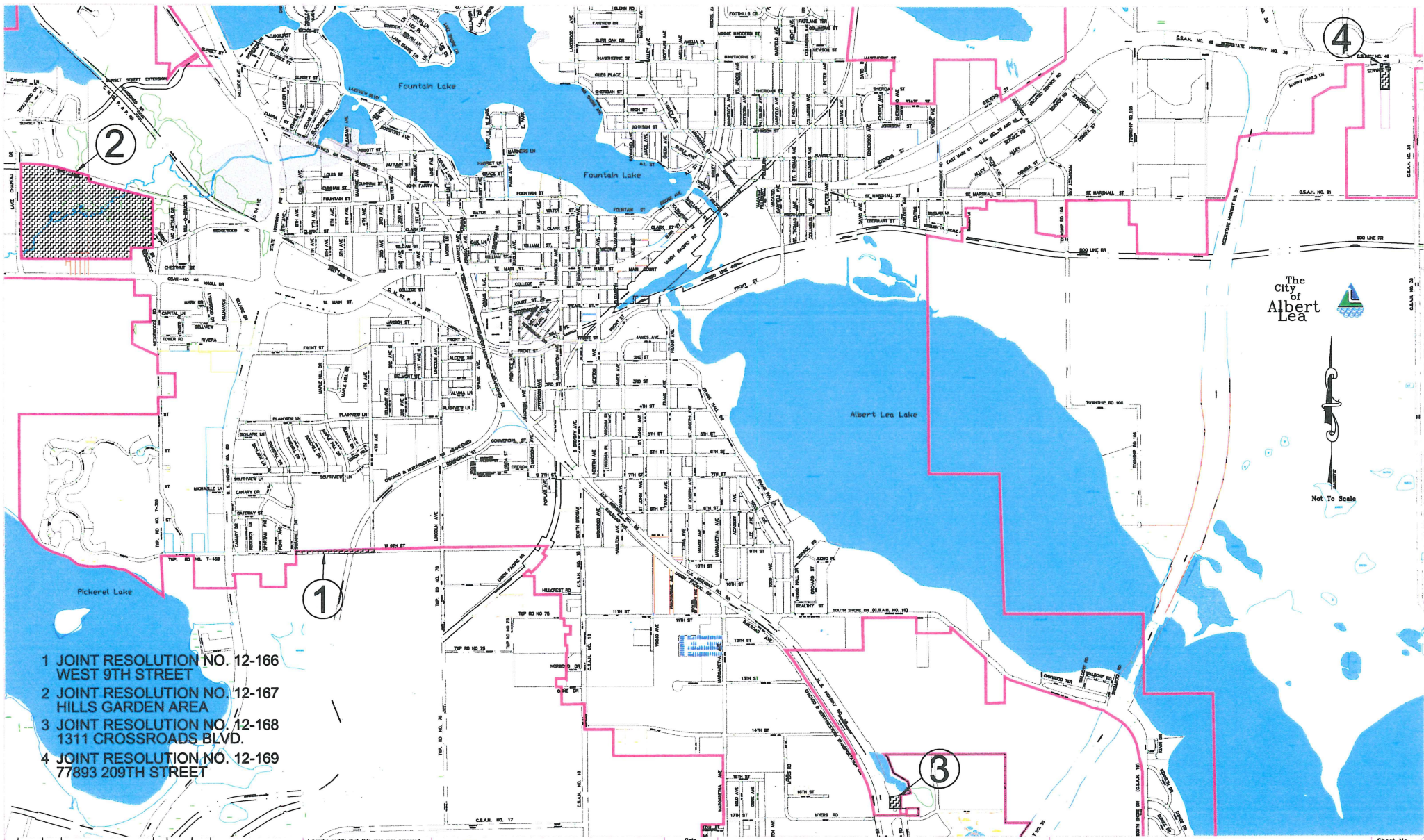
TOWNSHIP OF ALBERT LEA

Passed and adopted by the Township Board of the Township of Albert Lea this 11th
day of Sept., 2012.

Attest:


Township Clerk

By: 
Chair



- 1 JOINT RESOLUTION NO. 12-166
WEST 9TH STREET
- 2 JOINT RESOLUTION NO. 12-167
HILLS GARDEN AREA
- 3 JOINT RESOLUTION NO. 12-168
1311 CROSSROADS BLVD.
- 4 JOINT RESOLUTION NO. 12-169
77893 209TH STREET

NO.	DATE	BY	REVISION	NO.	DATE	BY	REVISION

I hereby certify that this plan was prepared by me or under my direct supervision and that I am a duly Licensed Professional Engineer under the laws of the State of Minnesota.



Date: 9/26/2012
 Drawn By: CGH
 Dep. No.:

CITY OF ALBERT LEA
 MINNESOTA

AREA
 CITY ANNEXATION MAP
 2012

Sheet No. 1 of 1
 Sheets

REC'D BY
 MBA
 OCT 01 2012