

JOINT ORDERLY ANNEXATION RESOLUTION**CITY OF MONTGOMERY
RESOLUTION 14-2014****TOWNSHIP OF MONTGOMERY
RESOLUTION****IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF
MONTGOMERY AND MONTGOMERY TOWNSHIP PURSUANT TO MINNESOTA
STATUTES SECTION 414.0325**

WHEREAS, the City of Montgomery and the Township of Montgomery have met, conferred, considered and reached agreement relating to the annexation of an area located in the Township of Montgomery; and

WHEREAS, the area proposed for annexation is owned in fee by Neil J. Vlasak and Karen V. Vlasak, husband and wife, herein together referred to as "Owners"; and

WHEREAS, the City of Montgomery and Montgomery Township jointly agree to designate and request the immediate annexation of the following described land located within Montgomery Township to the City of Montgomery, County of Le Sueur, Minnesota: see Exhibit A attached hereto and incorporated herein for the specific legal description; and

WHEREAS, the City of Montgomery and Montgomery Township have agreed to all the terms and conditions for the annexation of the above described lands; and

WHEREAS, the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED AND AGREED jointly by the City Council of the City of Montgomery and the Township Board of Montgomery Township as follows:

1. **Property**. That the following described land is subject to orderly annexation pursuant to Minnesota Statutes Section 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed: see Exhibit A attached hereto and incorporated herein for said legal description.

2. **Acreage/Population/Usage**. That the orderly annexation area consists of approximately five (5) acres, the population in the area is zero (0), and the land use type is currently agricultural, but will be used as commercial property after annexation.

3. **Jurisdiction.** That Montgomery Township and the City of Montgomery, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.

4. **Reimbursement to Township for Lost Taxes on Annexed Property Pursuant to Minnesota Statutes Section 414.036.** In the first year following the year in which the City of Montgomery could first levy on the annexed area, an amount equal to \$473.55; and, in the second and final year, an amount equal to \$473.55. There are no special assessments due against the subject property.

5. **Review and Comment.** The City of Montgomery and Montgomery Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

6. **Waiver.** That the Owners of the property have waived the provisions of Minnesota Statutes Section 414.0325(1a), relative to notice of the costs of electric utility service.

7. **Severability.** Every provision of this resolution will be and hereby is declared severable, and if any part or portion is held invalid, it will not affect or invalidate the remaining parts or portions of this resolution.

8. **Zoning.** The property, upon annexation, will be zoned B-2, service business district.

Adopted by affirmative vote of all the members of the Montgomery Township Board of Supervisors this 15th day of April, 2014.

MONTGOMERY TOWNSHIP

ATTEST:

By: Dale T. Koebel
Chairperson
Board of Supervisor

By: Sue Pihl
Township Clerk

Adopted by affirmative vote of the City Council of Montgomery this 21st day of April, 2014.

CITY OF MONTGOMERY

ATTEST:

By: Juan M. Keogh
Mayor

By: [Signature]
City Administrator

Approved this 21 day of APRIL, 2014.

EXHIBIT A

LEGAL DESCRIPTION

That part of the Northwest Quarter of Section 15, Township 111 North, Range 23 West, Le Sueur County, Minnesota, described as follows:

Commencing at the Northwest corner of said Section 15; thence South 00 degrees 26 minutes 42 seconds West, (bearings based on Le Sueur County Coordinates System NAD83 1996 Adjustment), on the west line of said Northwest Quarter, a distance of 748.80 feet to the point of beginning; thence South 89 degrees 31 minutes 53 seconds East, parallel and 748.80 feet south of the north line of said Northwest Quarter, a distance of 570.15 feet; thence South 00 degrees 26 minutes 42 seconds West parallel with the west line of said Northwest Quarter, a distance of 382.00 feet; thence North 89 degrees 31 minutes 53 seconds West, a distance of 570.15 feet to the west line of said Northwest Quarter; thence North 00 degrees 26 minutes 42 seconds East on said west line, a distance of 382.00 feet to the point of beginning.

Contains 5.00 acres of land.

NO. 21

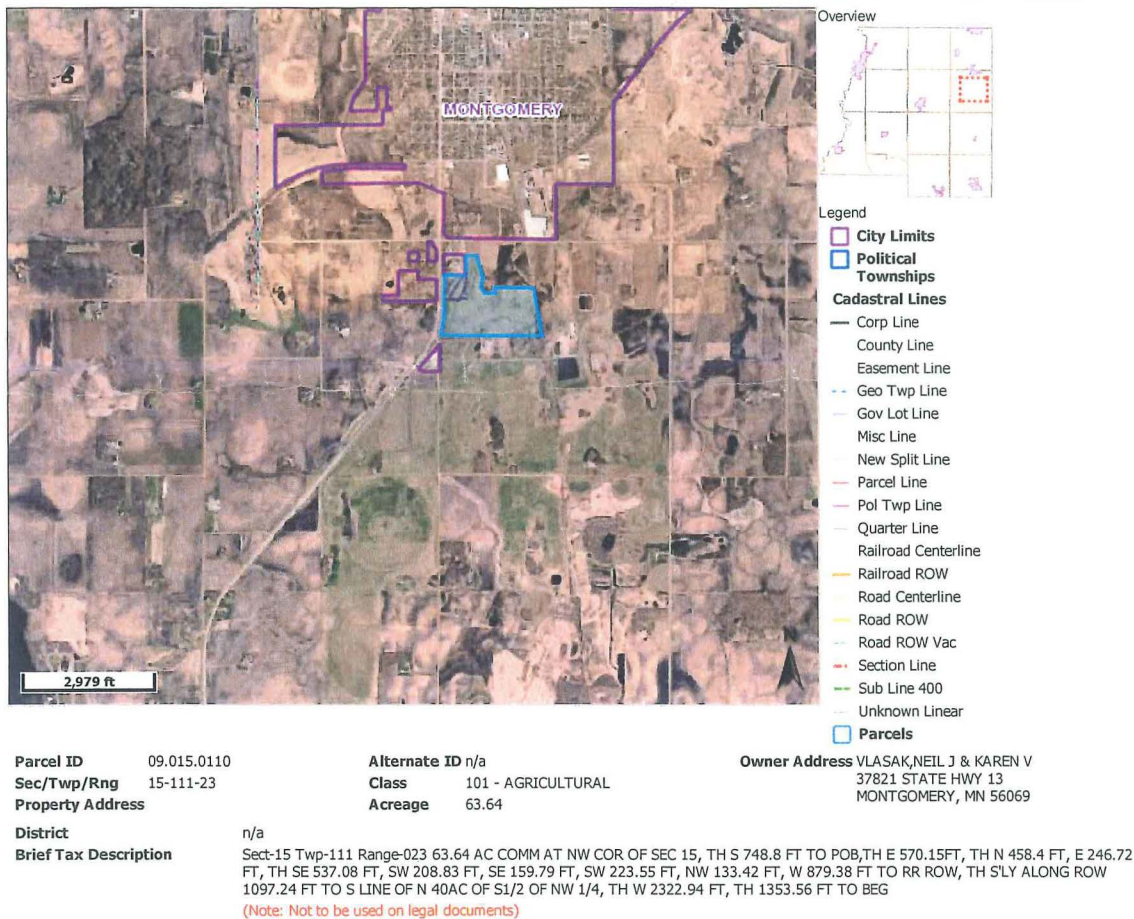
Print Setup

Le Sueur County, MN

REC'D
MBA

MAY 02 2014

Date Created: 4/11/2014



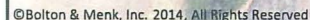
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MAY 02 2014



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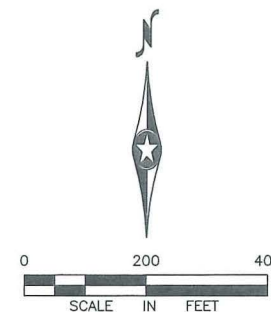
Contains 5.00 acres of land.

○ 3/4" IRON PIPE MONUMENT SET
MARKED BY REG. NO. 19789
● MONUMENT FOUND

I hereby certify that this survey 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.

Rory Jensen
License Number 19789

3-25-14
Date



1960 PREMIER DRIVE
MANKATO, MINNESOTA 56001
(507) 625-4171

PART OF THE NW 1/4 OF THE NW 1/4 OF SECTION
15, TOWNSHIP 111 NORTH, RANGE 23 WEST,
LE SUEUR COUNTY, MINNESOTA

FOR: NEIL VLASAK

Montgomery FEMA Floodplain

