

**RESOLUTION NO. 14776**

**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 Township of Lansing, County of Mower, Minnesota:

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 July 8, 2014, the City and the Township of Lansing conducted public hearings 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**, joint 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:

See Attached Exhibit "A"

2. That the designated areas consist of approximately 5.72 acres; the subject areas are single-family and commercial development sites.
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 properties are 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. The City of Austin has municipal services in place to service this property to be annexed.

6. The City shall reimburse the Township for the taxable property of parcel as described herein lost by annexation for a period of eight (8) years following the last year in which the Township would receive real estate 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:	90%	of the Real Estate Tax paid to the Township in the year of annexation
Year 3:	80%	of the Real Estate Tax paid to the Township in the year of annexation
Year 4:	70%	of the Real Estate Tax paid to the Township in the year of annexation
Year 5:	60%	of the Real Estate Tax paid to the Township in the year of annexation
Year 6:	50%	of the Real Estate Tax paid to the Township in the year of annexation
Year 7:	40%	of the Real Estate Tax paid to the Township in the year of annexation
Year 8:	30%	of the Real Estate Tax paid to the Township in the year of annexation
Year 9 and thereafter	0%	

7. 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.

8. The real estate shall be zoned "R-1" Single-Family Residence District.

9. Parcels with private septic tanks, wells or other utility systems shall have one year from the date of the Minnesota Office of Administrative Hearings Municipal Boundary Adjustments final approval of these annexations to connect to the necessary municipal utility systems.

Adopted by affirmative vote of all the members of the Lansing Township Board of Supervisors this 9<sup>th</sup> day of July, 2014.

TOWNSHIP OF AUSTIN

By: [Signature]  
Chairperson  
Board of Supervisors

By: [Signature]  
Clerk  
Lansing Township

Passed by a vote of yeas and nays this 9 day of July, 2014.

YEAS 5 NAYS 0

CITY OF AUSTIN

By: [Signature]  
Mayor

ATTEST:

By: [Signature]  
City Recorder

Passed by a vote of yeas and nays this 7th day of July, 2014.

YEAS 5 NAYS 0



## EXHIBIT A

### Legal Descriptions

**08-027-0081**

#### **Morem Properties**

The following described portion of the E 1/2 SW 1/4 of Sec. 27, Twp. 103 North, Range 18 West, to-wit: Starting at the south quarter corner of said Sec. 27, thence North 1266.00 feet along the north-south quarter line of said section; thence West 555.72 feet at a deflection angle of 89 degrees 36.5 minutes left, to the point of beginning of tract being described, which point is the southwest corner of the land conveyed to Parrish (hereinafter called the Parrish Tract) by deed recorded in Book 266 of Deeds, page 208;

thence North 250.00 feet at a deflection angle of 89 degrees 36.5 minutes right along the west line of said Parrish Tract to the northwest corner thereof; thence West 522.72 feet at a deflection angle of 89 degrees 36.5 minutes left; thence South 250.00 feet at a deflection angle of 90 degrees 23.5 minutes left; thence east 522.72 feet at a deflection angle of 89 degrees 36.5 minutes left to the point of beginning; containing three acres more or less, less the West 174.23 feet thereof. Together with rights and benefits conferred and subject to duties and liabilities imposed and reservations "and" agreements contained, in easements appearing in deed recorded in Book 311 of Deeds, page 200, Mower County, Minnesota.

**08-027-0084**

#### **Kent Harrington**

The West 174.23 feet of the following described tract located in the East Half of the Southwest Quarter of Section 27, Township 103 North, Range 18 West, Mower County, Minnesota:

Starting at the South Quarter corner of said Section 27, thence North 1266.00 feet along the North-South Quarter line of said section; thence West 555.72 feet at a deflection angle of 89 degrees 36.5 minutes left, to the point of beginning of tract being described, which point is the Southwest corner of the land conveyed to Parrish (hereinafter called the Parrish Tract) by deed recorded in Book 266 of Deeds, page 208; thence North 250.00 feet at a deflection angle of 89 degrees 36.5 minutes right, along the West line of said Parrish Tract to the Northwest Corner thereof; thence West 522.72 feet at a deflection angle of 89 degrees 36.5 minutes left; thence South 250.00 feet at a deflection angle of 90 degrees 23.5 minutes left; thence East 522.72 feet at a deflection angle of 89 degrees 36.5 minutes left, to the point of beginning.

**08-034-0110**

#### **Brown Wilbert Inc.**

The following portion of the Northeast Quarter of the Northwest Quarter of Section 34, Township 103 North, Range 18 West to-wit: Beginning of the South line of said quarter-quarter section at a point 850.7 feet West of the Southeast corner thereof, which point lies 300 feet West of the Southwest corner of land conveyed to Collins by the deed recorded in Book 16 of Deeds page 349; in the office of the Register of Deeds of said county; thence West along the South line of said quarter-quarter section for 380.8 feet more or less, to a point 218.7 feet East of the Southwest corner of the East 44 acres of the North Half of said quarter section; thence North 295.00 feet; thence East 380.8 feet more or less, to a point 295.00 feet North of the point of beginning; thence South 295.00 feet to the point of beginning; subject to the public highway easement upon the South 33.00 feet of said tract.

08-050-0030

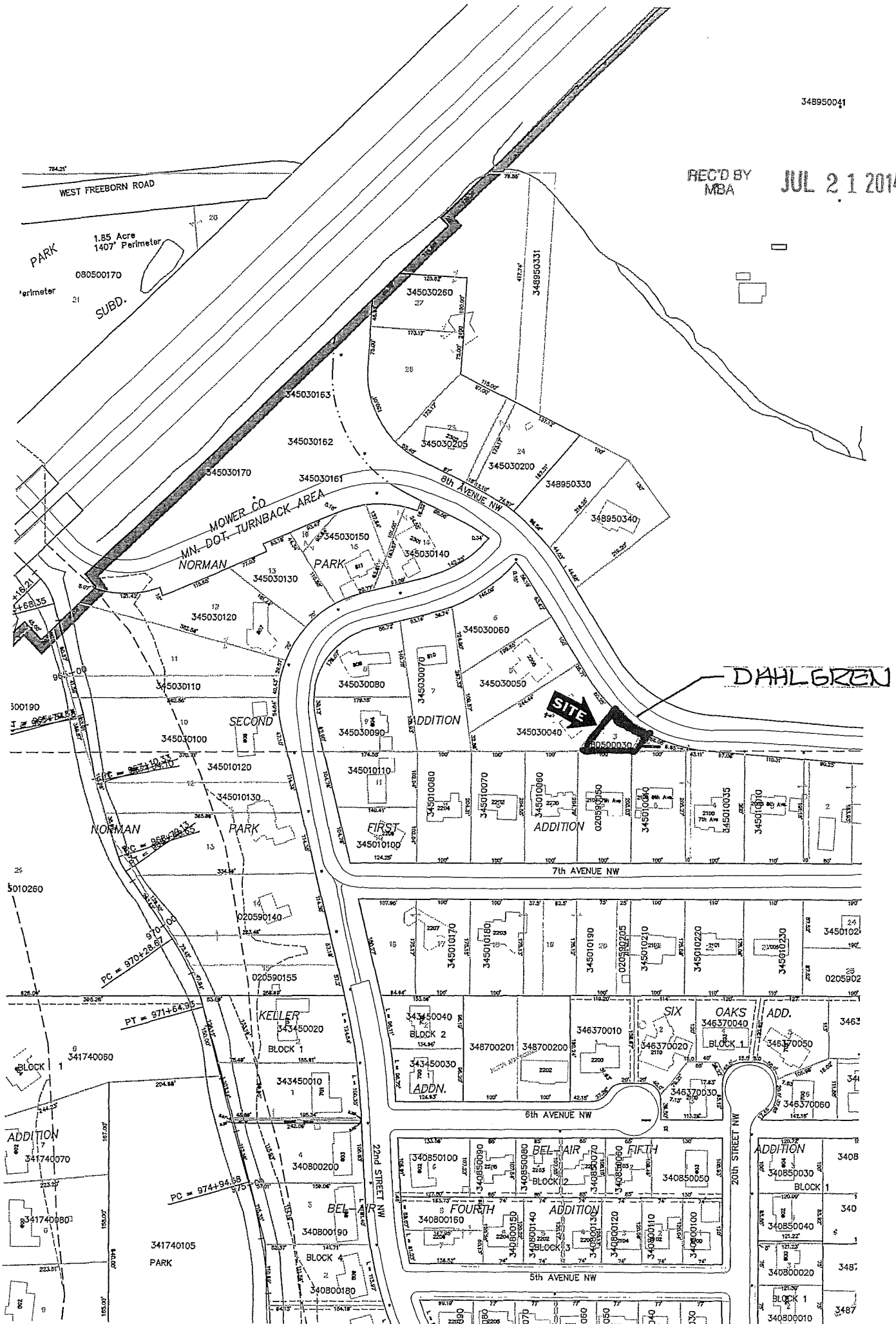
Kenneth Dahlgren

Outlot 6, Norman Park First Addition of Outlots in the North one- third of the West three-fourths of the North Half of the Northwest Quarter of Section 4, Township 102 North, Range 18 West; and Outlot 3 in Norman Park Second Addition of Outlots in the South Half of the West three-quarters of the Southwest Quarter of Section 33, Township 103 North, Range 18 West, Mower County, Minnesota, except no warranties shall be included on the following described tract: Beginning at the Northwest corner of said Outlot 3; thence along the North line of said Outlot 3, a distance of 10 feet; thence Southwesterly in a line parallel to the Westerly side of said Outlot 3 to the South line of said Outlot 3; thence along the South line of Outlot 3 to the Southwesterly corner of said Outlot; thence Northeasterly along the Westerly side of said Outlot 3 to the place of beginning.

348950041

REC'D BY  
MBA

JUL 21 2014



HARRINGTON

SITE

SITE

MOREM

POINTE

BURBANK

SITE

WILBERT VAULT

PERSINGER AND

STILES ADDN

PERSINGER AND

SCHIED ADDN

REC'D BY  
MBA  
JUL 21 2014