



Byron – RESOLUTION 15-36

Kalmar – RESOLUTION _____

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

WHEREAS, on November 24, 2015 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 Byron and Kalmar Township jointly agree to designate and request the immediate annexation of the following described land located within Kalmar Township to the City of Byron, County of Olmsted, Minnesota;

The West 50 feet of the Northeast Quarter of Section 33, Township 107 North, Range 15 West, lying southerly of the Chicago Northwestern Railroad Right of Way.

and

WHEREAS, the City of Byron and Kalmar Township are in agreement as to the orderly annexation of the unincorporated land described; and

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

WHEREAS, the City of Byron and Kalmar Township have agreed to all the terms and conditions for the annexation of the above-described lands; and 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, 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 Byron and the Township Board of Kalmar Township as follows:

1. **Property.** That the following described land is subject to orderly annexation pursuant to Minnesota Statutes § 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed:

The West 50 feet of the Northeast Quarter of Section 33, Township 107 North, Range 15 West, lying southerly of the Chicago Northwestern Railroad Right of Way.

2. **Acreage/Population/Usage.** That the orderly annexation area consists of approximately .61 acres, the population in the area is 0, and the land use type is as a roadway.

3. **Jurisdiction.** That Kalmar Township and the City of Byron, 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. **Municipal Reimbursement.** Minnesota Statutes § 414.036. Parties agree that no reimbursement arrangements will be made as the property generates no tax dollars.

5. **Review and Comment.** The City of Byron and Kalmar 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, order the annexation in accordance with the terms of the resolution.

Adopted by affirmative vote of all the members of the Kalmar Township Board of Supervisors this 21 day of December 2015.

KALMAR TOWNSHIP

By: James Hanson
Chairperson
Board of Supervisor

ATTEST:

By: Terrence L. Beirens
Township Clerk


Adopted by affirmative vote of the City Council of Byron this 8th day of December 2015.

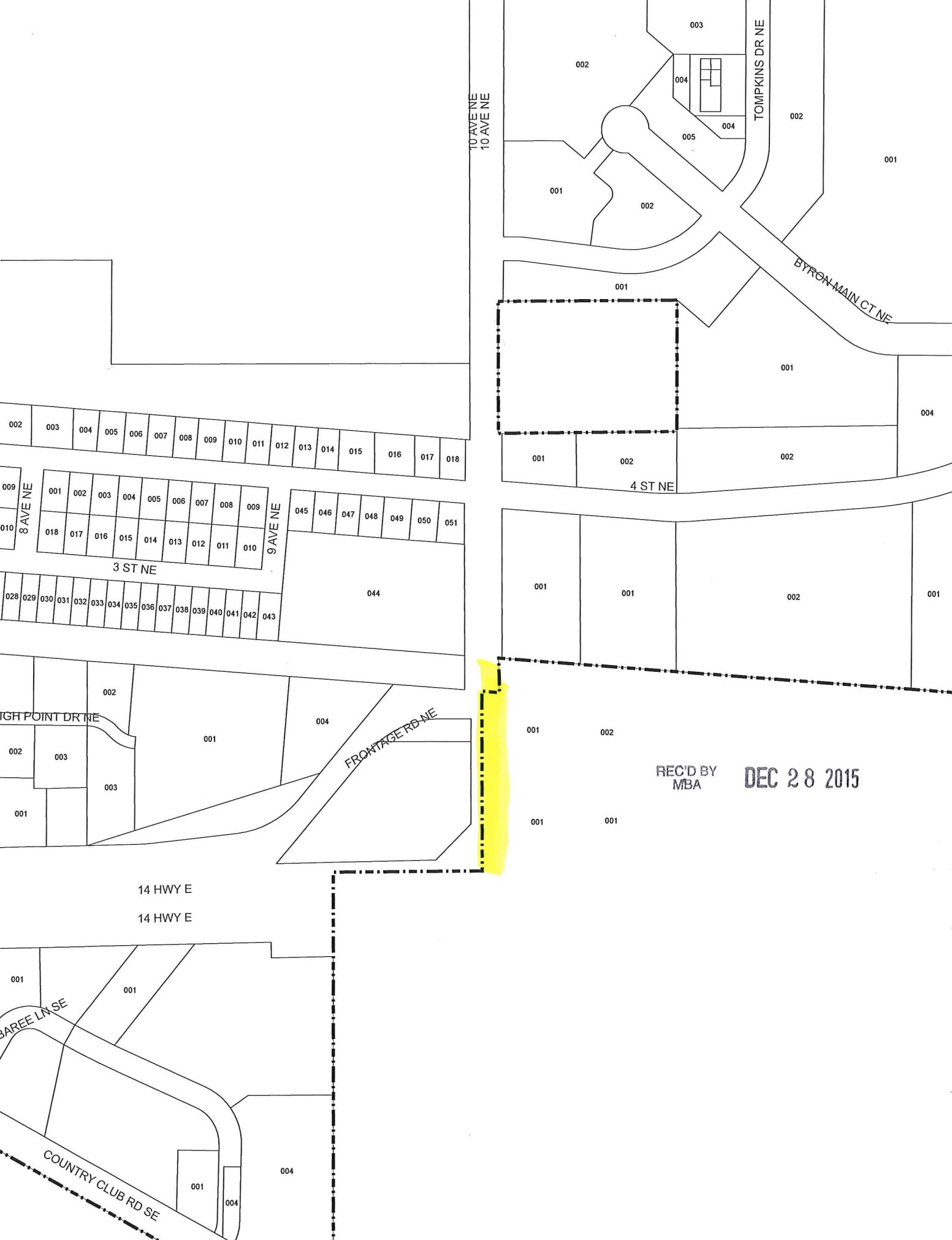
CITY OF BYRON

By: Ann Diercks
Ann Diercks, Mayor

ATTEST:

By: Mary K. Blair-Hoeft
Mary K. Blair-Hoeft, City Administrator

Approved this 8th day of December 2015



10 AVE NE
10 AVE NE

TOMPKINS DR NE

BYRON MAIN CT NE

8 AVE NE

9 AVE NE

3 ST NE

4 ST NE

HIGH POINT DR NE

FRONTASE RD NE

14 HWY E

14 HWY E

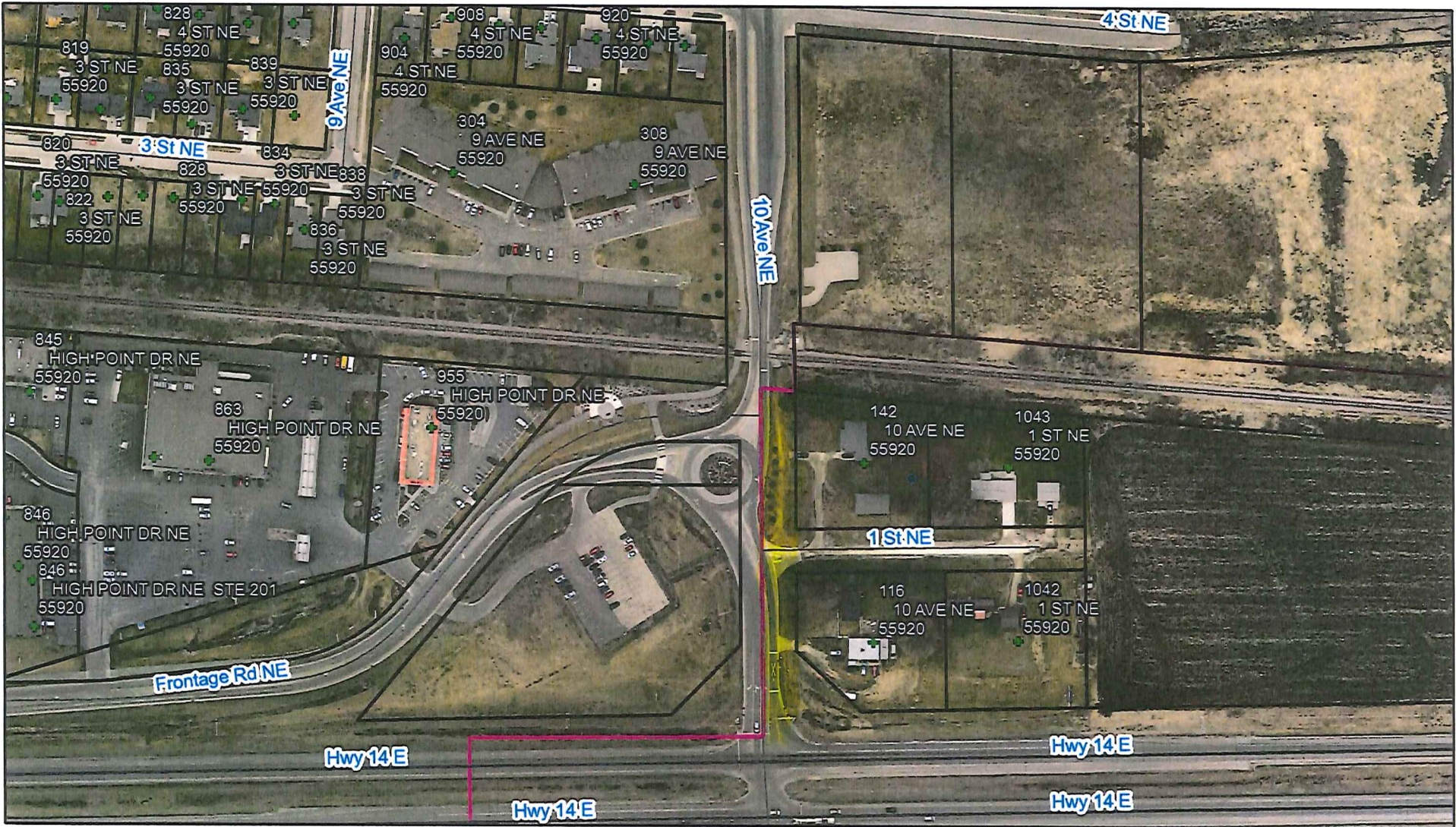
BARRE LN SE

COUNTRY CLUB RD SE

REC'D BY
MBA

DEC 28 2015

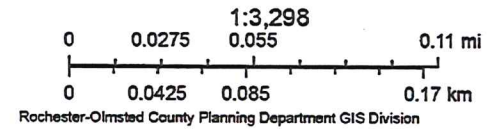
10th Avenue Annexation



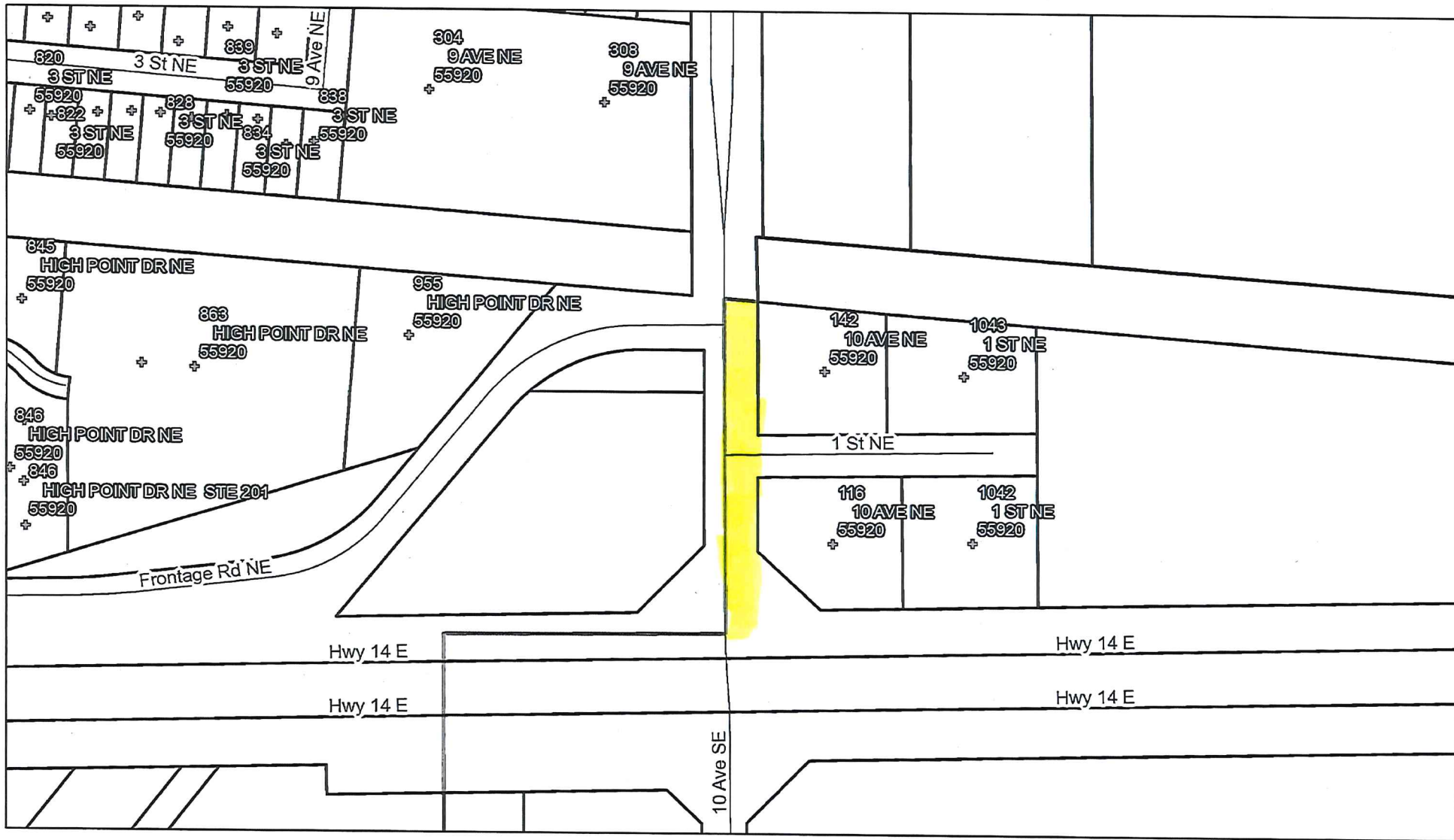
January 5, 2016

➤ E911 Addresses

REC'D BY
MBA
JAN 05 2016



10th Avenue Annexation



January 5, 2016

⊕ E911 Addresses

REC'D BY
MBA

JAN 05 2016

