

RESOLUTION 89-67

Introduced by Councilmember Schulte

Seconded by Councilmember Wangen

A RESOLUTION FOR JOINT ANNEXATION WITH
BANCROFT TOWNSHIP
DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF
ORDERLY ANNEXATION AND CONFERRING JURISDICTION
OVER SAID AREA TO THE
MINNESOTA MUNICIPAL BOARD PURSUANT TO M.S. 414.0325

WHEREAS, the Bancroft Township and the City of Albert Lea jointly agree that the following described area is in need of orderly annexation; now, therefore

THE CITY OF ALBERT LEA RESOLVES:

Sec. 1. That the following described area in Bancroft Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation:

BANCROFT TOWNSHIP
(Good Samaritan and Landfill Area)

Beginning at a point on the east right-of-way line of Bridge Avenue, said point being 234 feet north of the north R/W line of Plaza St. thence north along the east R/W line of Bridge Avenue to a point 1038.54' north and 50' east of the center of Sec. 28, T103N, R21W, thence west 50' to the center line of Bridge Avenue (CSAH No 22), thence north and easterly along the centerline of said CSAH No 22 as the same is shown on Freeborn County Highway R/W plat No.4 to the north line of said Sec 28, thence west along the centerline of CSAH No.14 (north line of Sec. 28, T103N, R21W to a point 819.3' west of the north 1/4 corner of said Section 28; thence south 408.4'; thence east 160'; thence south along a line parallel to and 659.3' west of the east line of the NW 1/4 of said Section 28 to the north line of Blk 2, Samaritan Subd.; thence easterly along the north line of said Samaritan Subd. to the N.E. corner of Lot 1, Blk 2, Samaritan Subd.; thence south along the east line of said Lot 1, Blk 2 to the north R/W of Hoeger Lane; thence east along the north line of Hoeger Lane to the west R/W line of Bridge Avenue (CSAH No 22) as shown on the Freeborn County Highway R/W Plat No. 4. Thence south along the west R/W line of Bridge Avenue to north R/W line of I-90; thence westerly along the north R/W of I-90 to the east line of SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec 28, T103N R21W; thence south along the east line of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec 28 to the south R/W line of I-90; thence northwesterly along the south R/W of I-90 to a point 50' east of the west line of Sec 29, T103N, R21W said point being on the east R/W line of CSAH No 20; thence south along the east R/W line of CSAH 20 and 50' east of the west line of Sec 29 & 32 of T103N, R21W to a point 400' north of the west quarter corner of Sec 32, thence east 167.8'; thence south 400' to the south line of the NW $\frac{1}{4}$ of Sec 32; thence east along said said line to the east line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec 32; thence north along the east line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the NE corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$; thence east along the south line of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of Sec 32 to the SW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 32; thence north along the west line NE $\frac{1}{4}$, of the NE $\frac{1}{4}$ to the north line of Sec 32; thence east along the north line of Sec 32 and Sec 33 T103N R21W to the right-of-way line of I-90; thence south and easterly along the south R/W of I-90 to its intersection with the west right-of-way line of Bridge Avenue (CSAH No 22); thence north along the west right-of-way of Bridge Avenue to a point 100' west of the point of beginning; thence east 100' to the point of beginning. Containing 345 acres more or less.

Sec. 2. That the area described is in need of orderly annexation and no alteration of the stated boundaries is appropriate.

Sec. 3. That the Township of Bancroft does, upon passage of this resolution and its adoption by the City Council of the City of Albert Lea, Minnesota, and upon acceptance by the Municipal Board, confer jurisdiction upon the Minnesota Municipal Board over the various provisions contained in this agreement.

Sec. 4. That the certain properties abutting the City of Albert Lea are presently urban or suburban in nature or are about to become so. Further, the City of Albert Lea is capable of providing services to this area within a reasonable time, or the existing township form of government is not adequate to protect the public health, safety or welfare or the annexation would be in the best interest of the area proposed for annexation. Therefore, these properties would be immediately annexed to the City of Albert Lea. This area is described as follows:

BANCROFT TOWNSHIP
(Good Samaritan and Landfill Area)

Beginning at a point on the east right-of-way line of Bridge Avenue, said point being 234 feet north of the north R/W line of Plaza St. thence north along the east R/W line of Bridge Avenue to a point 1038.54' north and 50' east of the center of Sec. 28, T103N, R21W, thence west 50' to the center line of Bridge Avenue (CSAH No 22), thence north and easterly along the centerline of said CSAH No 22 as the same is shown on Freeborn County Highway R/W plat No.4 to the north line of said Sec 28, thence west along the centerline of CSAH No.14 (north line of Sec. 28, T103N, R21W to a point 819.3' west of the north 1/4 corner of said Section 28; thence south 408.4'; thence east 160'; thence south along a line parallel to and 659.3' west of the east line of the NW 1/4 of said Section 28 to the north line of Blk 2, Samaritan Subd.; thence easterly along the north line of said Samaritan Subd. to the N.E. corner of Lot 1, Blk 2, Samaritan Subd.; thence south along the east line of said Lot 1, Blk 2 to the north R/W of Hoeger Lane; thence east along the north line of Hoeger Lane to the west R/W line of Bridge Avenue (CSAH No 22) as shown on the Freeborn County Highway R/W Plat No. 4. Thence south along the west R/W line of Bridge Avenue to north R/W line of I-90; thence westerly along the north R/W of I-90 to the east line of SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec 28, T103N R21W; thence south along the east line of the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Sec 28 to the south R/W line of I-90; thence northwesterly along the south R/W of I-90 to a point 50' east of the west line of Sec 29, T103N, R21W said point being on the east R/W line of CSAH No 20; thence south along the east R/W line of CSAH 20 and 50' east of the west line of Sec 29 & 32 of T103N, R21W to a point 400' north of the west quarter corner of Sec 32, thence east 167.8'; thence south 400' to the south line of the NW $\frac{1}{4}$ of Sec 32; thence east along said said line to the east line of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec 32; thence north along the east line of the SW $\frac{1}{4}$ NW $\frac{1}{4}$ to the NE corner of the SW $\frac{1}{4}$ NW $\frac{1}{4}$; thence east along the south line of the N $\frac{1}{2}$ of the N $\frac{1}{2}$ of Sec 32 to the SW corner of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Sec 32; thence north along the west line NE $\frac{1}{4}$, of the NE $\frac{1}{4}$ to the north line of Sec 32; thence east along the north line of Sec 32 and Sec 33 T103N R21W to the right-of-way line of I-90; thence south and easterly along the south R/W of I-90 to its intersection with the west right-of-way line of Bridge Avenue (CSAH No 22); thence north along the west right-of-way of Bridge Avenue to a point 100' west of the point of beginning; thence east 100' to the point of beginning. Containing 345 acres more or less.

Sec. 5. That the City agrees to investigate the possibility of sharing facilities, equipment, and personnel within the township to fore-stall the duplication of facilities and to reduce the overall costs of government in the area.

Sec. 6. That the effect of annexations on population shall be resolved whenever possible by agreement of parties. If there is failure to reach such agreement, the question shall be resolved by the Minnesota Municipal Board.

Sec. 7. That planning throughout the orderly annexation area shall be pursuant to Minnesota Statutes 414.0325: Planning and Zoning for the area above described shall be provided by the City of Albert Lea.

Sec. 8. That any person owning lands annexed to the City pursuant to this agreement shall have all rights provided by statute and Resolution 87-46 of the City of Albert Lea governing special assessments. That the customary hookup charges approved for property in the City shall be used for connection to city utilities.

Sec. 9. That no consideration of the terms of this joint resolution by the Board is necessary.

CITY OF ALBERT LEA

Passed and adopted by the City Council of the City of Albert Lea this 10th day of April, 1989.

Attest:

Sandi Behrend
City Clerk

By: *Harlan M. Nelson*
Mayor

TOWNSHIP OF BANCROFT

Passed and adopted by the Town Board of the Town of Bancroft this 13th day of April, 1989.

Attest:

Judith Helie
Town Clerk

By: *Jack Gaiser*
Its: Chairman

