

REC'D BY
MMR OCT 17 1996

RESOLUTION 96-144

Introduced by Councilor Mathison

Seconded by Councilor Schulte

A RESOLUTION OF BANCROFT TOWNSHIP AND THE CITY OF ALBERT LEA 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 Township of Bancroft and the City of Albert Lea hereby jointly agree to the following; 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:

All that part of the E 1/2 SE 1/4 Section 34 and the W 1/2 SW 1/4 Section 35-T103N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the southeast corner of said SE 1/4 Section 34; thence North a distance of 33 feet, on the east line of said SE 1/4 Section 34, to the point of beginning;

thence West a distance of 175 feet, on a line parallel with and 33 feet north of the south line of said SE 1/4 Section 34;

thence Northeasterly a distance of 257 feet more or less, to a point 50 feet west and 258 feet north of the southeast corner of said SE 1/4 Section 34;

thence North a distance of 1329 feet more or less, on a line parallel with and 50 feet west of the east line of said SE 1/4 Section 34;

thence East a distance of 50 feet, to a point on the east line of said SE 1/4 Section 34, which is 1587 feet 2 1/2 inches north of the southeast corner thereof;

thence East a distance of 245 feet, on a line parallel with the south line of the SW 1/4 of said Section 35;

thence South 95 feet, on a line parallel with the west line of said SW 1/4 Section 35;

thence West a distance of 195 feet, on a line parallel with the south line of said SW 1/4 Section 35, to a point 50 feet east of the west line thereof;

thence South a distance of 1234 feet more or less, on a line parallel with and 50 feet east of the west line of said SW 1/4 Section 35, to a point 258 feet north of the south line thereof;

thence Southeasterly a distance of 257 feet more or less, to a point 175 feet east and 33 feet north of the southwest corner of said SW 1/4 Section 35;

thence West a distance of 175 feet, on a line parallel with and 33 feet north of the south line of said SW 1/4 Section 35, to the point of beginning;

containing 4.6 acres more or less.

Sec. 2. 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. 3. That certain properties abutting the City of Albert Lea are presently urban or suburban in nature or 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 interests 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:

All that part of the E 1/2 SE 1/4 Section 34 and the W 1/2 SW 1/4 Section 35-T103N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the southeast corner of said SE 1/4 Section 34; thence North a distance of 33 feet, on the east line of said SE 1/4 Section 34, to the point of beginning;

thence West a distance of 175 feet, on a line parallel with and 33 feet north of the south line of said SE 1/4 Section 34;

thence Northeasterly a distance of 257 feet more or less, to a point 50 feet west and 258 feet north of the southeast corner of said SE 1/4 Section 34;

thence North a distance of 1329 feet more or less, on a line parallel with and 50 feet west of the east line of said SE 1/4 Section 34;

thence East a distance of 50 feet, to a point on the east line of said SE 1/4 Section 34, which is 1587 feet 2 1/2 inches north of the southeast corner thereof;

thence East a distance of 245 feet, on a line parallel with the south line of the SW 1/4 of said Section 35;

thence South 95 feet, on a line parallel with the west line of said SW 1/4 Section 35;

thence West a distance of 195 feet, on a line parallel with the south line of said SW 1/4 Section 35, to a point 50 feet east of the west line thereof;

thence South a distance of 1234 feet more or less, on a line parallel with and 50 feet east of the west line of said SW 1/4 Section 35, to a point 258 feet north of the south line thereof;

thence Southeasterly a distance of 257 feet more or less, to a point 175 feet east and 33 feet north of the southwest corner of said SW 1/4 Section 35;

thence West a distance of 175 feet, on a line parallel with and 33 feet north of the south line of said SW 1/4 Section 35, to the point of beginning;

containing 4.6 acres more or less.

Sec. 4. That the City agrees to investigate the possibility of sharing facilities, equipment, and personnel with the township to forestall the duplication of facilities and to reduce the overall costs of government in the area.

Sec. 5. 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. 6. That no alteration of the area is appropriate, that this resolution sets conditions for annexation and municipal board consideration is not necessary.

Sec. 7. 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.

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 reading of this resolution is waived by Council consent.

REC'D BY OCT 17 1996
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Introduced, read and passed July 22, 1996.

ATTEST:

Sandi Behrens
City Clerk

By: *Marvin Wangs*
Mayor

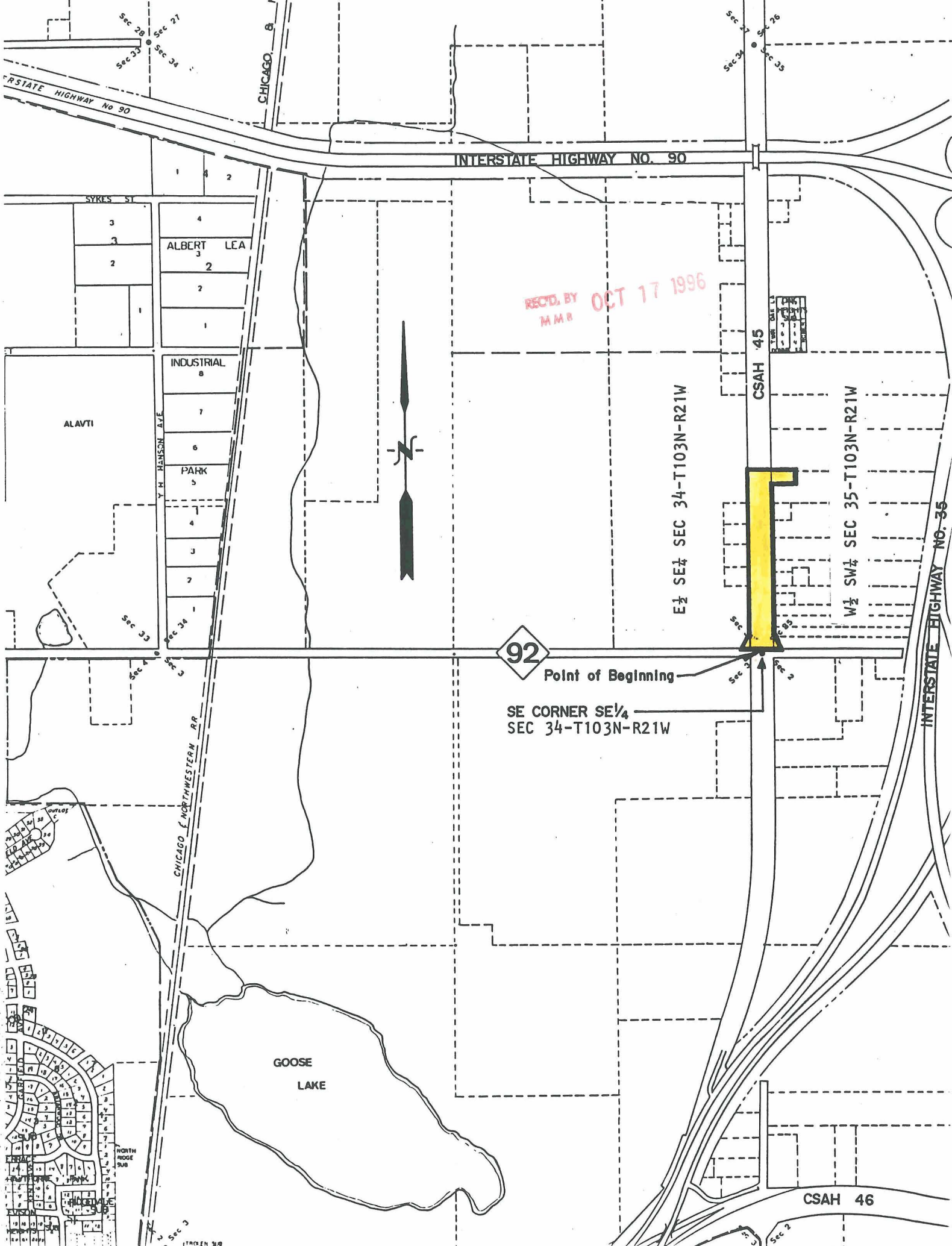
TOWNSHIP OF BANCROFT

Passed and adopted by the Township Board of the Township of Bancroft this 3rd day of September, 1996.

ATTEST:

Judith Hellie
Township Clerk

By: *St. James*
Chair



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Point of Beginning

SE CORNER SE 1/4 SEC 34-T103N-R21W

E 1/4 SEC 34-T103N-R21W

W 1/4 SEC 35-T103N-R21W

CSAH 45

CSAH 46

CHICAGO ST

SYKES ST

ALBERT LEA

INDUSTRIAL

ALAVTI

PARK

GOOSE LAKE

CHICAGO & NORTHWESTERN RR

INTERSTATE HIGHWAY NO. 35

Sec 20 Sec 21 Sec 33 Sec 34

Sec 27 Sec 26 Sec 34 Sec 35

Sec 33

Sec 34

Sec 34

Sec 35

NORTH ROUGE SUB

EVISON

CHICAGO & NORTHWESTERN RR

Sec 35

CITY OF ALBERT LEA, MINNESOTA

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