

REC'D. BY AUG 18 1998
MMD

RESOLUTION 98-103

Introduced by Councilor Mathison

Seconded by Councilor Bachtle

A RESOLUTION OF ALBERT LEA 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 Albert Lea 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 Albert Lea Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation:

The W 1/2 NW 1/4 Section 15-T102N-R21W, Freeborn County, Minnesota; together with all that part of the W 1/2 SW 1/4 Section 10-T102N-R21W, Freeborn County, Minnesota; which lies south of the south right-of-way line of the former Chicago, Milwaukee, St. Paul & Pacific Railroad, Town of Albert Lea, Freeborn County, Minnesota, 134 acres, +/-.

Sec. 2. That the Township of Albert Lea 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 Minnesota 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:

The W 1/2 NW 1/4 Section 15-T102N-R21W, Freeborn County, Minnesota; together with all that part of the W 1/2 SW 1/4 Section 10-T102N-R21W, Freeborn County, Minnesota; which lies south of the south right-of-way line of the former Chicago, Milwaukee, St. Paul & Pacific Railroad, Town of Albert Lea, Freeborn County, Minnesota, 134 acres, +/-.

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 and the property shall be zoned with the City-owned property being a part of the biking/walking trail.

Sec. 8. That any person owning lands annexed to the City pursuant to this agreement shall have all rights provided by statute and Resolution 94-173 of the City of Albert Lea governing special assessments including any subsequent amendments. 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.

Introduced, read and passed April 27, 1998.

ATTEST:

Sandi Behrens
City Clerk

By: Maver Elvinger
Mayor

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TOWNSHIP OF ALBERT LEA

Passed and adopted by the Township Board of the Township of Albert
Lea this 7th day of July, 1998.

ATTEST:

Manlynn A. Roche
Township Clerk

By: Larry Lester
Chair



MAP OF

ALBERT LEA

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M.M.B.



TOWNSHIP: 102 N

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RANGE: 21 W

CODE: AB

