

**RESOLUTION 2002-03  
STANGLER/SEVERSON ANNEXATION REQUEST**

Section 1. The City of Byron has received a petition from all of the owners of record of the property described in Schedule A attached hereto and made a part hereof, requisition the annexation of said lands into the corporate limits of the City of Byron, which land is located in Kalmar Township, Olmsted County, Minnesota.

Section 2. The City having reviewed the petition and lands involved has made the following findings and determinations:

- A. The land is urban or suburban in nature;
- B. The land is contiguous corporate limits of the City of Byron;
- C. The land is 14 acres or less in size;
- D. The land is not served by City sewer/water and said facilities are not available at present time.

Section 3. The City of Byron has notified the supervisors of Kalmar Township, all owners of record of the property described in Schedule A attached hereto, and all land owners within and contiguous to the area to be annexed, of said annexation petition and a hearing thereon was held at the regularly scheduled meeting of the Planning Commission on 11<sup>th</sup> day of February, 2002 at 6:35 PM at which time the Planning Commission took testimony for and against said annexation.

Section 4. The City of Byron is empowered pursuant to Minnesota statute 414.3050 to annex the subject property by Orderly Annexation and by the execution of this resolution directs that said property be annexed into the City of Byron.

Section 5. As a result of this annexation the population of the City of Byron will not increase.

Section 6. The City of Byron hereby requests that the Minnesota Planning, Municipal Boundary Adjustments, immediately order and approve said annexation upon receipt of this resolution. The City further requests that no further consideration of said Board is necessary and that no alteration of the stated boundaries of the annexation be made by said Board.

Section 7. The City hereby directs that the zoning map described in Section 1.03 of the City of Byron's City Zoning Ordinance be amended to include property described in Schedule A. and further that the City amend its land use plan to conform to the City's Zoning and Land Use Ordinance as a result of this annexation.

Section 8. That Byron's City Clerk is directed to file a certified copy of this resolution with the following boards and agencies: Minnesota Planning, Kalmar Township, Olmsted County Auditor and the Minnesota Secretary of State.

The foregoing resolution was duly passed and adopted by the City Council of the City of Byron, Minnesota, at its meeting on the 13<sup>th</sup> day of February, 2002

By: Gregory H. Brandt  
Gregory H. Brandt  
Mayor

Attest: Mary K. Blair-Hoeft  
Mary K. Blair-Hoeft  
City Clerk/Treasurer

## SCHEDULE A

That part of the Southwest Quarter of Section 29, Township 107 North, Range 15 West, Olmsted County, described as follows:

Commencing at the southeast corner of said Southwest Quarter; thence North 00 degrees 40 minutes 24 seconds West (Note: All bearings are in relationship with the east line of said Southwest Quarter, which is assumed) along the east line of said Southwest Quarter a distance of 1976.35 feet to the south line of the North Half of the North Half of said Southwest Quarter and the POINT OF BEGINNING; thence continue North 00 degrees 40 minutes 24 seconds West along said east line for a distance of 82.75 feet; thence South 89 degrees 19 minutes 36 seconds West for a distance of 133.00 feet; thence North 00 degrees 40 minutes 24 seconds West for a distance of 95.00 feet; thence North 89 degrees 19 minutes 36 seconds East for a distance of 133.00 feet to the east line of said Southwest Quarter; thence North 00 degrees 40 minutes 24 seconds West along said east line for a distance of 481.03 feet to the northeast corner of said Southwest Quarter; thence South 89 degrees 55 minutes 45 seconds West along the north line of said Southwest Quarter for a distance of 850.00 feet; thence South 00 degrees 04 minutes 15 seconds East for a distance of 40.00 feet; thence South 17 degrees 23 minutes 59 seconds West for a distance of 140.90 feet; thence South 29 degrees 55 minutes 45 seconds West for a distance of 214.16 feet; thence South 00 degrees 04 minutes 15 seconds East a distance of 298.39 feet to the south line of the North Half of the North Half of said Southwest Quarter; thence North 89 degrees 57 minutes 24 seconds East along said south line for a distance of 1006.31 feet to the POINT OF BEGINNING.

Said Parcel contains 14.11 acres, more or less.

Said Parcel is Subject to an existing 70-foot gas easement.

Resolution #2002-01  
Town of Kalmar  
County of Olmsted

WHEREAS, the annexation of approximately 14 acres in Kalmar Township presented to the Kalmar Town Board by the City of Byron for their review and approval on February 19, 2002, described as follows:

That part of the Southwest Quarter of Section 29, Township 107 North, Range 13 West, Olmsted County, described as follows:

Commencing at the southeast corner of said Southwest Quarter; thence North 00 degrees 40 minutes 24 seconds West (Note: All bearings are in relationship with the east line of said Southwest Quarter, which is assumed) along the east line of said Southwest Quarter a distance of 1976.35 feet to the south line of the North Half of the North Half of said Southwest Quarter and the POINT OF BEGINNING; thence continue North 00 degrees 40 minutes 24 seconds West along said east line for a distance of 82.75 feet; thence South 89 degrees 19 minutes 36 seconds West for a distance of 133.00 feet; thence North 00 degrees 40 minutes 24 seconds West for a distance of 95.00 feet; thence North 89 degrees 18 minutes 36 seconds East for a distance of 133.00 feet to the east line of said Southwest Quarter; thence North 00 degrees 40 minutes 24 seconds West along said east line for a distance of 481.03 feet to the northeast corner of said Southwest Quarter; thence South 89 degrees 55 minutes 45 seconds West along the north line of said Southwest Quarter for a distance of 850.00 feet; thence South 00 degrees 04 minutes 15 seconds East for a distance of 40.00 feet; thence South 17 degrees 23 minutes 59 seconds West for a distance of 140.80 feet; thence South 29 degrees 55 minutes 45 seconds West for a distance of 214.16 feet; thence South 00 degrees 04 minutes 15 seconds East a distance of 298.39 feet to the south line of the North Half of the North Half of said Southwest Quarter; thence North 89 degrees 57 minutes 24 seconds East along said south line for a distance of 1006.31 feet to the POINT OF BEGINNING.

Said Parcel contains 14.11 acres, more or less.


Said Parcel is Subject to an existing 70 foot gas easement.

WHEREAS, the property owners have petitioned the City of Byron for annexation; and that the property is unincorporated; abuts the limits of the City of Byron; is not included within any municipality; and is within an area that has been designated for orderly annexation.

WHEREAS, the City of Byron is requesting the Township's approval of the annexation per "A Joint Resolution of the City of Byron and the Town of Kalmar Designating an Unincorporated Area as in Need of Orderly Annexation" as entered into by Kalmar Township on July 18, 2000 and the City of Byron on July 27, 2000.

NOW, THEREFORE, BE It RESOLVED, that the Town Board of Kalmar waves any waiting period.

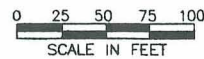
PASASED, ADOPTED, AND APPROVED BY THE KALMAR TOWN BOARD OF SUPERVISORS THIS 19<sup>TH</sup> DAY OF FEBRUARY 2002.

By:   
James Bier, Chairman

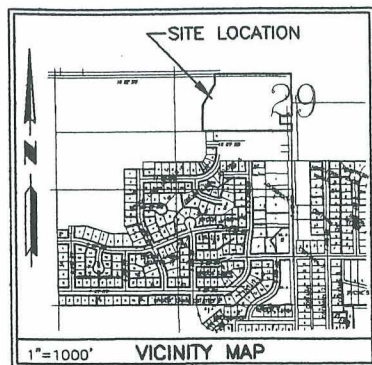
Attest:   
Pete Elam, Clerk

DISTRIBUTION:  
Township Clerk  
County Recorder  
County Planning  
Zoning Administrator  
Applicant

TCPA  
Box 339  
Rochester, MN 55903



**BASIS OF BEARINGS**  
 All Bearings are in relationship with the north line of the SW 1/4 Sec. 29-107-15 which is assumed to be S 89°55'45" W.



# WYNNSONG FIRST PRELIMINARY PLAT

**UTILITY EASEMENT DEFINED**

An unobstructed easement for the construction and maintenance of all necessary overhead, underground or surface public utilities, including rights to conduct drainage and trimming on said easement.

**DRAINAGE EASEMENT DEFINED**

An unobstructed easement for the construction and maintenance of underground and surface drainage facilities and utility easement.

U.E. = UTILITY EASEMENT  
 D.E. = DRAINAGE EASEMENT

**OWNER/DEVELOPER**  
 KEITH STANGLER/JIM SEVERSON

**PRELIMINARY DESCRIPTION**

That part of the Southwest Quarter of Section 29, Township 107 North, Range 15 West, Olmsted County, described as follows:

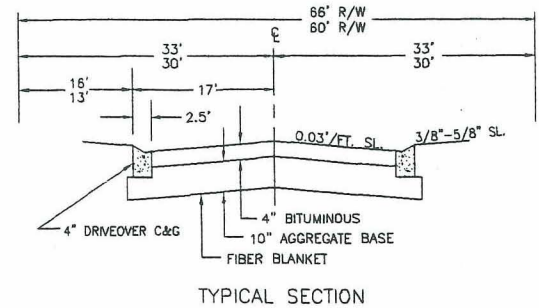
BEGINNING at the southeast corner of said Southwest Quarter; thence North 00 degrees 40 minutes 24 seconds West (Note: All bearings are in relationship with the east line of said Southwest Quarter, which is assumed) along the east line of said Southwest Quarter a distance of 1976.35 feet to the south line of the North Half of the North Half of said Southwest Quarter and the POINT OF BEGINNING; thence continue North 00 degrees 40 minutes 24 seconds West along said east line for a distance of 82.75 feet; thence South 89 degrees 19 minutes 36 seconds West for a distance of 133.00 feet; thence North 00 degrees 40 minutes 24 seconds West for a distance of 95.00 feet; thence North 89 degrees 19 minutes 36 seconds East for a distance of 133.00 feet to the east line of said Southwest Quarter; thence North 00 degrees 40 minutes 24 seconds West along said east line for a distance of 481.03 feet to the northeast corner of said Southwest Quarter; thence South 89 degrees 55 minutes 45 seconds West along the north line of said Southwest Quarter for a distance of 856.97 feet; thence South 00 degrees 04 minutes 15 seconds East for a distance of 113.20 feet; thence South 29 degrees 55 minutes 45 seconds West for a distance of 284.83 feet; thence South 00 degrees 04 minutes 15 seconds East a distance of 298.39 feet to the south line of the North Half of the North Half of said Southwest Quarter; thence North 89 degrees 57 minutes 24 seconds East along said south line for a distance of 1006.31 feet to the POINT OF BEGINNING.

Said Parcel contains 14.10 acres, more or less.

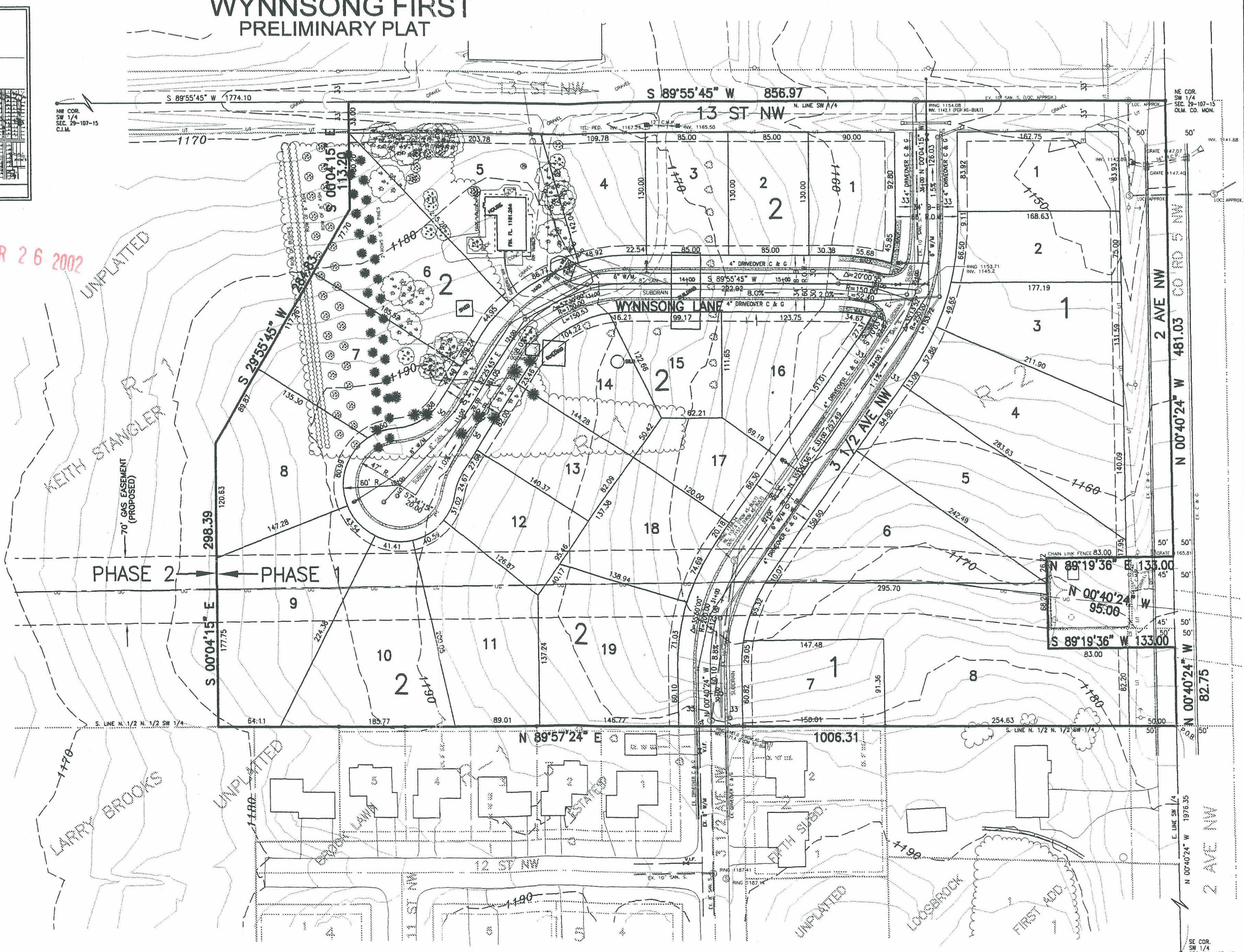
Said Parcel is subject to County Road No. 5 Right of Way Easement over the easterly 50 feet thereof, together with 13th Street Northwest Right of way Easement over the northerly 33 feet thereof.

Said Parcel is Subject to an existing 70 foot gas easement.

Said Parcel is Subject to any other easements or encumbrances of record.

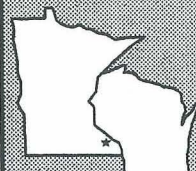


REC'D BY MMB  
 MAR 26 2002



I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.  
 Date \_\_\_\_\_  
 REG. NO.: \_\_\_\_\_

**BRAND & MASSEY SURVEYING, INC.**  
 1009 WHITEWATER AVENUE  
 ST. CHARLES, MN. 55972  
 PH. NO. 507-932-3895



**PRELIMINARY PLAT**  
 PART OF THE N 1/2 N 1/2 SW 1/4  
 SECTION 29, T 107 N, R 15 W  
 OLMDSTED COUNTY, MINNESOTA

	<b>MONUMENTS</b> ● FOUND (AS INDICATED) ○ SET (5/8" PIPE UNLESS NOTED OTHERWISE)	THIS DOCUMENT COPYRIGHTED BY: BRAND & MASSEY SURVEYING, INC. ST. CHARLES, MN. 55972 THIS SURVEY AND DRAWING WAS PREPARED FOR THE EXCLUSIVE USE OF: JIM SEVERSON & KEITH STANGLER BYRON, MINNESOTA
	SCALE: 1" = 50' DATE: 02/18/02 DRAWN BY: R.A.S. JOB NUMBER: 350 DWG. FILE: 0350SP01 REVISION DATE:	