

RESOLUTION 2004-70

RESOLUTION APPROVING ANNEXATION OF CERTAIN "NON-DESIGNATED NEIGHBORHOODS" IN BELLE PRAIRIE TOWNSHIP IN ACCORDANCE WITH THE TERMS OF THAT ORDERLY ANNEXATION AGREEMENT, NO. OA-916, (NO. 04-M)

WHEREAS, in accordance with Minnesota Statutes 414.0325, the City of Little Falls ("City") and the Township of Belle Prairie ("Township") have signed an Orderly Annexation Agreement, No. OA-916, ("Agreement") on February 10, 2003, and February 3, 2003, respectively; and

WHEREAS, Paragraph 1.b, of said Agreement designates certain properties as the Belle Prairie Suburban Orderly Annexation Area ("Designated Area") for annexation; and

WHEREAS, Paragraph 3.e of said Agreement indicates the City has notified Minnesota Power Company on January 13, 2003, of our intent to annex said territory and requested notification if there is a change in the cost of electric utility service as a result of the annexation of the properties within the Designated Area. No change is anticipated, since the following described properties are and will remain within the Minnesota Public Utilities Commission's Service Area of Minnesota Power; and

WHEREAS, Paragraph 4.c of said Agreement outlines provisions for annexation of "Non-Designated Neighborhoods" in said Designated Area, by City Council resolution, if a petition is received by the City from an individual property owner(s) requesting annexation; and

WHEREAS, Paragraph 4.g of said Agreement outlines provisions for annexation of the following properties by resolution of the City Council:

Attachment "A".

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Little Falls, in accordance with the provisions of said Agreement, that the following described properties are designated for immediate annexation to the City of Little Falls:

Attachment "A"; and

BE IT FURTHER RESOLVED, that in accordance with Paragraph 3.d of said Agreement, the City shall share a one-time payment at 150% of the property taxes for said parcel(s) due and payable in the last year that the Township collected taxes, (i.e. 2004 property taxes \$28.39 and \$2.35) for a total of \$44.94; and

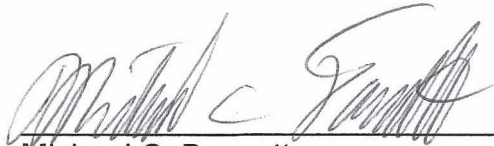
BE IT FURTHER RESOLVED, that the current population in said property is zero, with a total area of 1.17 acres more or less; and

BE IT FURTHER RESOLVED, that in accordance with Chapter 11.03, Subd. 6 of the City Code, a public hearing was held on the proposed zoning of said territory on June 30, 2003 and on August 18, 2003, and said property was zoned "One and Two Family Residential, Country Homes, 'R-1.C'" on August 18, 2003; and

BE IT FURTHER RESOLVED, that the City Administrator is directed to forward copies of this Resolution to the Minnesota Department of Administration, Minnesota Secretary of State, Belle Prairie Town Clerk, and the Morrison County Auditor, Assessor and Recorder; and

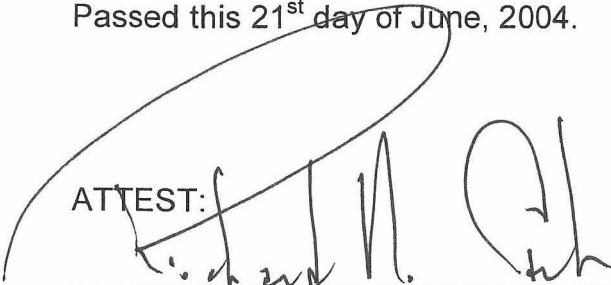
BE IT FURTHER RESOLVED, that in accordance with Paragraph 4.g, of said Agreement, the City of Little Falls agrees that no alteration of the stated boundaries as described herein is appropriate, that no consideration by the Minnesota Department of Administration, is necessary, and that all terms and conditions for annexation of the aforementioned properties are provided in that Orderly Annexation Agreement, OA-916. Pursuant to Minnesota Statutes, Section 414.0325, upon receipt of this Resolution, the Minnesota Department of Administration may review and comment, but shall within thirty (30) days order the annexation of the aforementioned properties in accordance with the terms and conditions contained in said Agreement.

Passed this 21st day of June, 2004.



Michael C. Doucette
Council President

ATTEST:



Richard N. Carlson
City Administrator

Approved this 21st day of June, 2004.



Brian D. Mackinac
Mayor of Said City

(SEAL)

“ATTACHMENT A”

REC'D BY
M M B

JUL 06 2004

(Thomes/Corrow): That part of Government Lot 2, Section 23, Township 41, Range 32, described as follows: beginning at a 1/2 inch iron pipe at the northeast corner of said Government Lot 2; thence South 00 degrees 52 minutes 39 seconds East, assumed bearing, along the east line of Government Lot 2, a distance of 170.00 feet to a 1/2 inch iron pipe; thence South 89 degrees 10 minutes 15 seconds West, parallel with the North line of said Government Lot 2, a distance of 292.47 feet to a 1/2 inch iron pipe on the easterly line of the East River Road; thence North 29 degrees 26 minutes 51 seconds East a long the easterly line of said East River Road, a distance of 196.85 feet to a 1/2 inch iron pipe on the north line of said Government Lot 2; thence North 89 degrees 10 minutes 15 seconds East along the north line of said Government Lot 2, a distance of 193.08 feet to the point of beginning; and That part of Government Lot 1, Section 23, Township 41, Range 32, described as the South 33.00 feet, as measured along the easterly boundary, of the following described parcel: beginning at the northeast corner of Government Lot 2, said Section 23; thence North 00 degrees 52 minutes 39 seconds West, assumed bearing, along the northerly projection of the east line of said Government Lot 2, a distance of 79.00 feet to the southerly line of the tract deeded to Bieganek by the deed recorded in Book 139 of Deeds, Page 465 in the Office of the Register of Deeds for Morrison County, Minnesota; thence South 88 degrees 44 minutes 57 seconds West a distance of 147.52 feet along the south line of said Bieganek tract to the easterly line of the East River Road; thence South 29 degrees 26 minutes 51 seconds West, a distance of 90.23 feet along said easterly line of the East River Road to the south line of said Government Lot 1; thence North 89 degrees 10 minutes 15 seconds East, a distance of 193.08 feet along the south line of said Government Lot 1 to the point of beginning; being 1.08 acres more or less; and

(Assembly of God Church): That part of Section 26, Township 41, Range 32, described as follows: that part of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) of said Section 26 described as follows: beginning at the northwest corner of Lot 1, Block 2, Second Addition to NB Norwood Lots; thence North 00 degrees 21 minutes 59 seconds East, a distance of 20.00 feet along the existing easterly line of Ryan Street; thence South 89 degrees 38 minutes 01 seconds East parallel with the north line of said Lot 1, a distance of 200.00 feet to the east line of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4); thence South 00 degrees 21 minutes 59 seconds West, a distance of 20.00 feet along the east line of the Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) to the northeast corner of said Lot 1; thence North 89 degrees 38 minutes 01 seconds West, a distance of 200.00 feet along the north line of said Lot 1, to the point of beginning, being 0.09 acres more or less.

FESTLER LAND SURVEYING

16096 173rd STREET, LITTLE FALLS, MN 56345 (320) 632- 4396

SURVEY FOR: JERRY THOMES AND MIKE CORROW

LEGAL DESCRIPTION BY OTHERS:

TRACT A:

That part of Government Lot 2, Section 23, Township 41, Range 32, described as follows: Beginning at a 1/2 inch iron pipe at the Northeast corner of said Government Lot 2, thence South 0 degrees 52 minutes 39 seconds East, assumed bearing, along the East line of Government Lot 2, a distance of 170.00 feet to a 1/2 inch iron pipe, thence South 89 degrees 10 minutes 15 seconds West, parallel with the North line of said Government Lot 2, a distance of 292.47 feet to a 1/2 inch iron pipe on the Easterly line of the East River Road, thence North 29 degrees 26 minutes 51 seconds East along the Easterly line of said East River Road, a distance of 196.85 feet to a 1/2 inch iron pipe on the North line of said Government Lot 2, thence North 89 degrees 10 minutes 15 seconds East along the North line of said Government Lot 2, a distance of 193.08 feet to the point of beginning

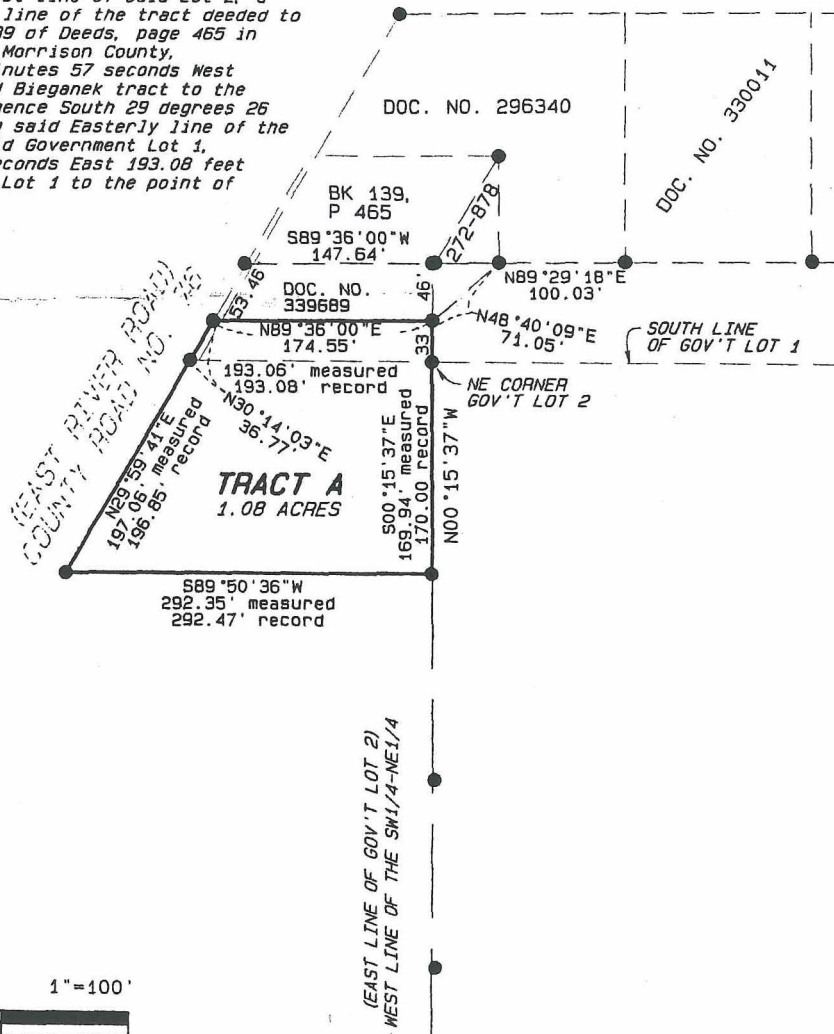
AND,

That part of Government Lot 1, Section 23, Township 41, Range 32, described as the South 33 feet, as measured along the easterly boundary, of the following described parcel: Beginning at the Northeast corner of Government Lot 2, said Section 23, thence North 0 degrees 52 minutes 39 seconds West, assumed bearing, along the Northerly projection of the East line of said Lot 2, a distance of 79.00 feet to the Southerly line of the tract deeded to Biegonek by the deed recorded in Book 139 of Deeds, page 465 in the Office of the Register of Deeds for Morrison County, Minnesota, thence South 88 degrees 44 minutes 57 seconds West 147.52 feet along the South line of said Biegonek tract to the Easterly line of the East River Road, thence South 29 degrees 26 minutes 51 seconds West 90.23 feet along said Easterly line of the East River Road to the South line of Said Government Lot 1, thence North 89 degrees 10 minutes 15 seconds East 193.08 feet along the South line of said Government Lot 1 to the point of beginning.

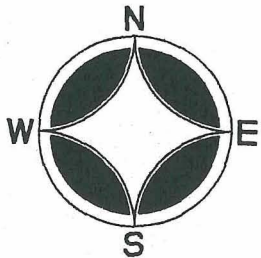
PART OF GOVERNMENT LOTS 1 AND 2,
SECTION 23, TOWNSHIP 41, RANGE 32,
MORRISON COUNTY, MINNESOTA.

REC'D BY
MMB

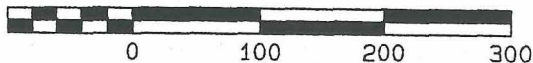
JUL 06 2004



● FOUND IRON PIPE MONUMENT



GRAPHIC SCALE 1"=100'



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.

Kevin Festler
Kevin Festler

22702
Reg. No.

JUNE 14, 2004
Date

2004-088
Job No.

31
Book No.

CITY OF LITTLE FALLS

GENERAL MAP
JUNE 28, 2004



SCALE 1 INCH = 1000 FEET

REC'D BY
MMB

JUL 06 2004

CURRENT CITY LIMITS 6/28/04

