

City of Little Falls

RESOLUTION 2007-132

RECD BY  
MAM B

DEC 07 2007

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. 07-W)

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. The only change anticipated is the addition of a monthly City franchise fee, 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. 2007 property taxes \$298.04 for a total of \$447.06; and

BE IT FURTHER RESOLVED, that the current population in said property is zero (0), with a total area of 1.21 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 "Heavy Industrial, I-2" on August 18, 2003; and

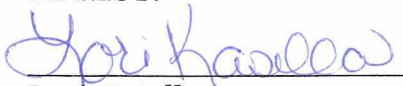
BE IT FURTHER RESOLVED, that the Acting City Administrator is directed to forward copies of this Resolution to the Minnesota Department of Administration, Minnesota Secretary of State, Belle Prairie Town Clerk, and the Morrison County Auditor, Assessor and Recorder; and

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.

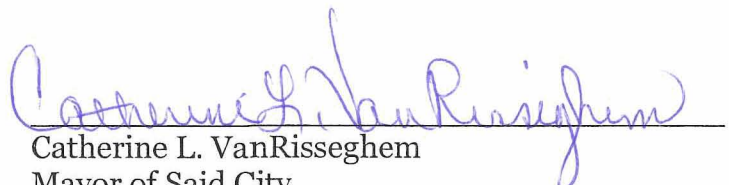
Passed this 19<sup>th</sup> day of November, 2007.

  
Mike LeMieur  
Council President

ATTEST:

  
Lori Kasella  
Acting City Administrator

Approved this 19<sup>th</sup> day of November, 2007.

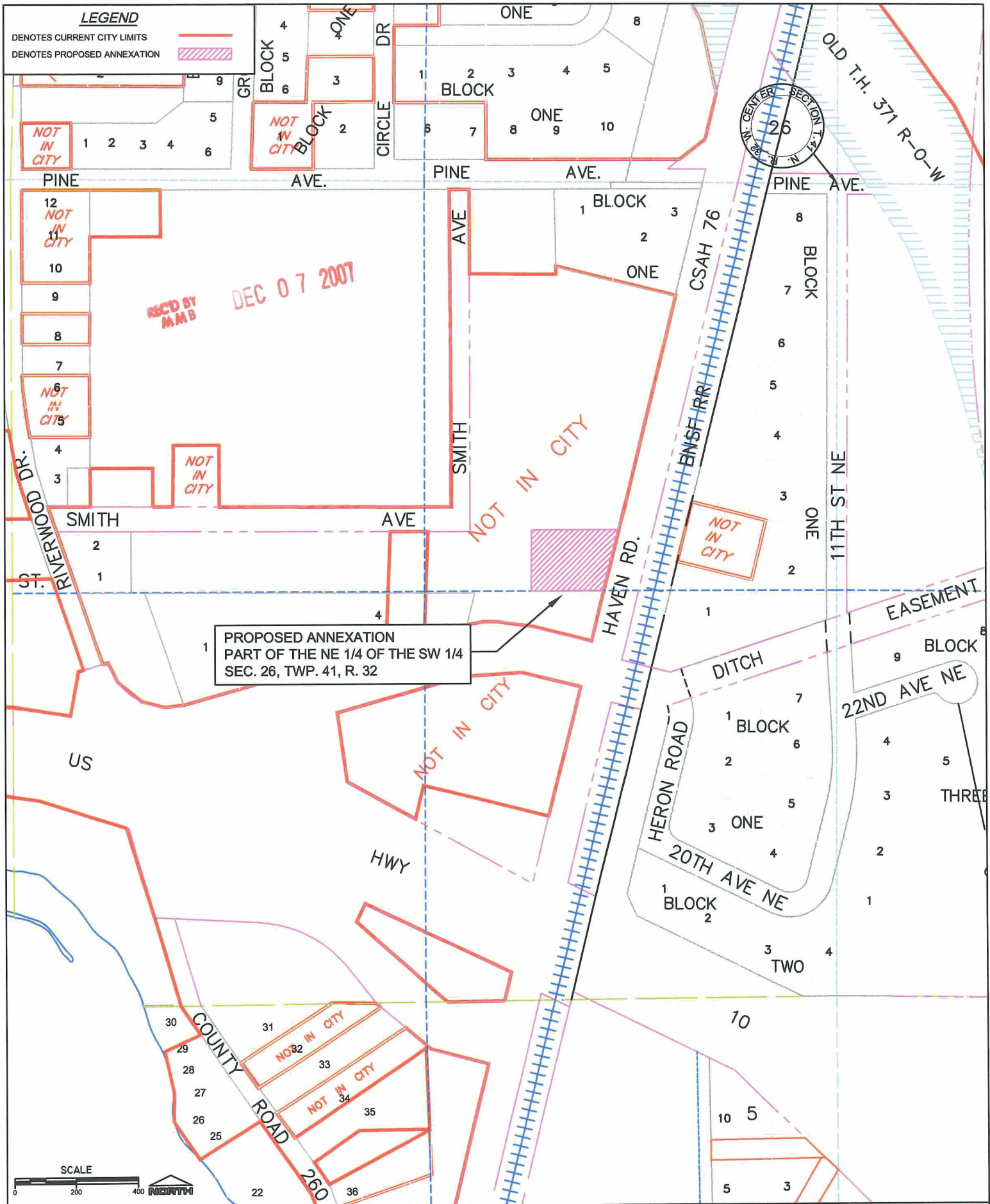
  
Catherine L. VanRisseghem  
Mayor of Said City

(SEAL)

## **ATTACHMENT "A"**

That part of the Northeast Quarter of the Southwest Quarter (NE1/4 SW1/4), Section 26, Township 41, Range 32, described as follows: beginning at a point on the agreed south line of the aforesaid Northeast Quarter of the Southwest Quarter (NE1/4 SW1/4), a distance of 1,536.00 feet East of the southeast corner of Lot 1, Swanson's Addition, said point also being on the westerly right-of-way line of County Road 76, (formerly known as Trunk Highway 371); thence West a distance of 236.00 feet to an iron pipe monument; thence North 200.00 feet to an iron pipe monument; thence East a distance of 283.40 feet to the westerly right-of-way line of said County Road 76; and thence South 13 degrees 43 minutes 00 seconds West, a distance of 205.90 feet along said right-of-way line to the point of beginning, being approximately 1.21 acres in size, more or less.





SHEET NO.  
**1**  
OF  
**1**

CITY OF LITTLE FALLS  
LITTLE FALLS, MINNESOTA  
PROPOSED ANNEXATION

JOB NUMBER: N/A  
SCALE: 1"=400'  
DRAWN BY: B.D.R.  
CHECKED BY: D.H.S.

