

RESOLUTION 2012-29

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. 12AG)

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:

SEE EXHIBIT 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:

SEE EXHIBIT 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. 2011 property taxes \$174.23) for a total of \$261.35; and


BE IT FURTHER RESOLVED, that the current population in said property is two (2), with a total area of 1.62 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 Office of Administrative Hearings, 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 Office of Administrative Hearings, 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 Office of Administrative Hearings 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 2nd day of April, 2012.



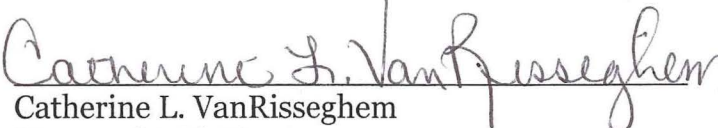
Don Klinker
Council President

ATTEST:



Lori Kasella
Acting City Administrator

Approved this 2nd day of April, 2012.



Catherine L. VanRisseghem
Mayor of Said City

(SEAL)

EXHIBIT A

REC'D BY
MBA

APR 30 2012

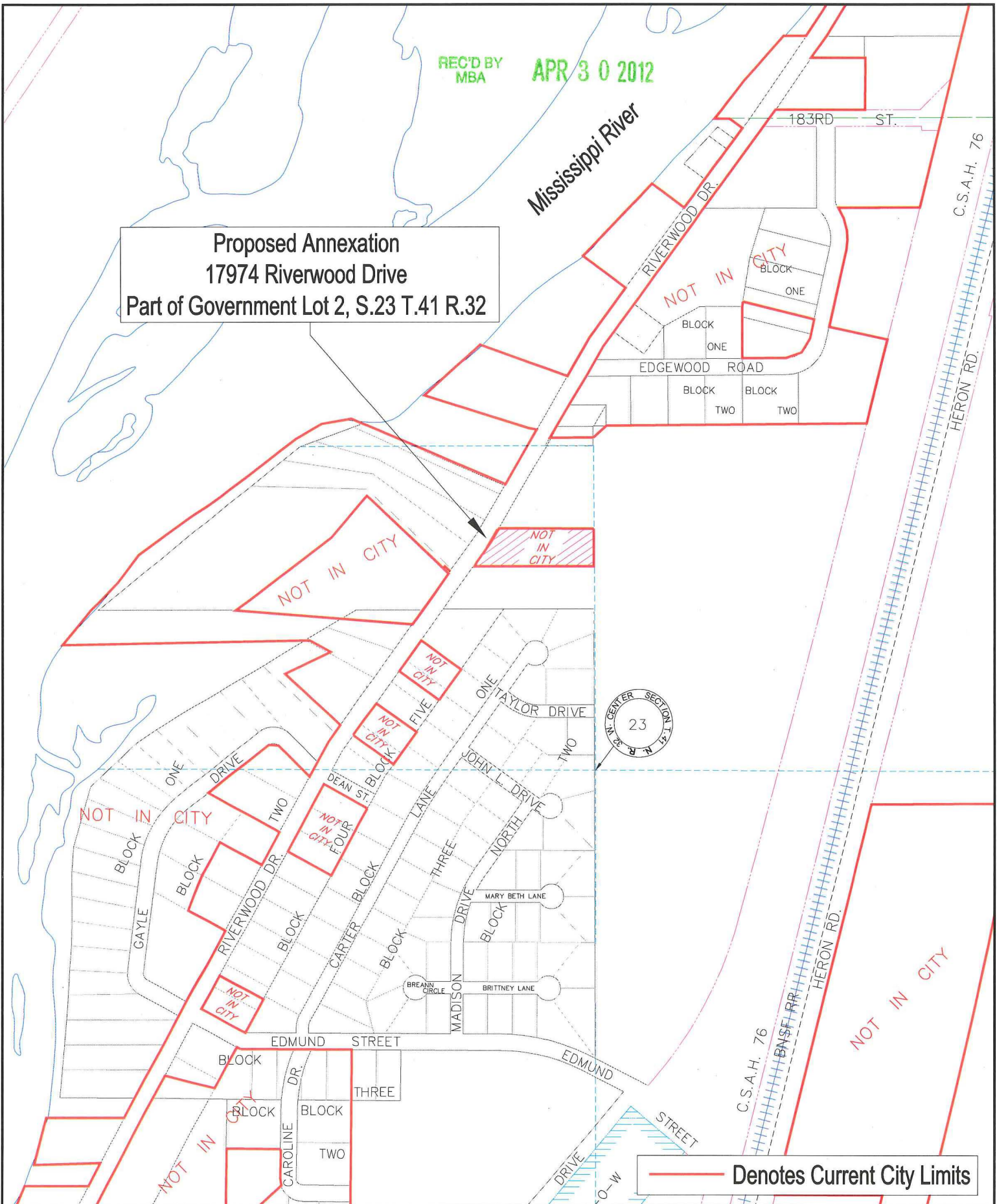
Legal description of property owned by Robert and Sherry Andres, 17974 Riverwood:

That part of Government Lot 2, Section 23, Township 41, Range 32, described as follows: commencing at a 1/2 inch iron pipe monument, capped RLS 3091, marking the northeast corner of said Government Lot 2; thence southerly along the easterly line of said Government Lot 2 a distance of 335.00 feet to a 1/2 inch iron pipe monument capped RLS No. 10832, the point of beginning; thence westerly, deflecting to the right 90 degrees 32 minutes 02 seconds, on a line parallel with the north line of said Government Lot 2, a distance of 200.00 feet to a 1/2 inch iron pipe monument capped RLS No. 10832; thence continuing on said line, parallel with the north line of said Government Lot 2, a distance of 191.07 feet to a 1/2 inch iron pipe monument capped RLS No. 10832 on the easterly line of said County Road 260; thence southwesterly, angle to right 120 degrees 11 minutes 14 seconds along said easterly line of County Road 260 a distance of 159.16 feet to a 1/2 inch iron pipe monument capped RLS No. 10832; thence southwesterly continuing along said easterly line of County Road 260, angle to right 185 degrees 38 minutes 43 seconds, a distance of 15.32 feet to a 1/2 inch iron pipe monument capped RLS No. 10832; thence easterly on a line parallel with the north line of said Government Lot 2, angle to right 54 degrees 10 minutes 03 seconds a distance of 281.47 feet to a 1/2 inch iron pipe monument capped RLS No. 10832; thence continuing on said line parallel with the north line of said Government Lot 2 a distance of 200.00 feet to a 1/2 inch iron pipe monument capped RLS No. 10832 on the east line of said Government Lot 2; thence northerly, angle to right 89 degrees 27 minutes 58 seconds along the east line of said Government No. 2 a distance of 150.00 feet to the point of beginning, subject to reservations, restrictions and easements, if any, of record, and beginning approximately 1.62 acres more or less.

REC'D BY MBA APR 30 2012

Mississippi River

Proposed Annexation
17974 Riverwood Drive
Part of Government Lot 2, S.23 T.41 R.32



SHEET NO.
1
OF
1

CITY OF LITTLE FALLS
LITTLE FALLS, MINNESOTA



JOB NUMBER:
SCALE: 1"=500'
DRAWN BY: B.D.R.
CHECKED BY: D.H.S.
PLOTTED: 3/28/2012 10:50 AM

