

ORDINANCE 35, 3d

Introduced by Councilor Amundson

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ALBERT LEA TO INCLUDE CERTAIN UNINCORPORATED UNPLATTED LAND NOT EXCEEDING 60 ACRES IN AREA ABUTTING UPON THE CITY LIMITS

WHEREAS, a certain petition received March 31, 1999 requesting annexation of the territory hereinafter described and subsequently discussed with the Town of Albert Lea on numerous occasions and was duly presented to the City Council for annexation under the 60-acre rule on the 27th day of December, 1999; and

WHEREAS, the petition was signed by all owners of property included in the annexation; and

WHEREAS, the City of Albert Lea has been unsuccessful at negotiating an orderly annexation with Albert Lea Township; and

WHEREAS, the land described in the petitions abuts upon the city limits at a southeasterly boundary thereof and consists of 59.4 acres more or less; now, therefore

THE CITY OF ALBERT LEA ORDAINS:

Sec. 1. That the City Council hereby determines that the territory described herein abuts upon the City Limits and is about to become urban or suburban in character and is less than 60 acres in area; and that none of the territory is now included within the limits of any city.

Sec. 2. That a public hearing shall be held on January 10, 2000.

Sec. 3. That the corporate limits of the city are hereby extended to include the unplatted land described as follows and the same is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

Commencing at the northeast corner of the S ½ SW ¼ of said Section 22;

thence East a distance of 465 feet more or less, on the north line of the SW ¼ SE ¼ of said Section 22, to a point on the west right-of-way line of Interstate Highway No. 35;

thence Southwesterly a distance of 1134 feet more or less, on the westerly right-of-way line of said Interstate Highway No. 35, to a point 400 feet north of the south line of the SW ¼ of said Section 22;

thence West a distance of 591 feet, on a line parallel with and 400 feet north of the south line of said SW ¼;

thence south a distance of 400 feet, to a point on the south line of said SW ¼;

thence East a distance of 245 feet more or less, on the south line of said SW $\frac{1}{4}$, to a point on the west line of said Interstate Highway No. 35;

thence Southerly and Westerly on the westerly right-of-way line of said Interstate Highway No. 35, as follows:

southwesterly a distance of 71.56 feet;

Westerly a distance of 79.36 feet;

Southwesterly a distance of 446 feet;

Westerly and Northwesterly a distance of 638.3 feet, to a point on the south line of the SW $\frac{1}{4}$ of said Section 22;

thence Westerly a distance of 472.14 feet, to a point on the westerly right-of-way line of the Union Pacific Railroad (formerly Chicago, Rock Island & Pacific Railroad);

thence Northwesterly a distance of 1365 feet more or less, on the westerly right-of-way line of said Railroad, to a point on the north line of said S $\frac{1}{2}$ SW $\frac{1}{4}$;

thence East a distance of 2453 feet more or less, on the north line of the S $\frac{1}{2}$ of said SW $\frac{1}{4}$, to the point of beginning;

together with the East 66 feet of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 22;

containing 59.4 acres more or less.

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 area proposed for annexation contains no population.

Sec. 6. That any person owning lands annexed to the City 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. 7. That there will be no change in electric utility service as the result of the proposed annexation.

Sec. 8. That the City Clerk shall file a certified copy of this ordinance with the Minnesota Planning Office, Albert Lea Township, the Freeborn County Auditor/Treasurer and the Secretary of State.

Sec. 9. That this ordinance takes effect upon its passage and publication and the filing of the certified copies as directed in Section 8 and approval of the ordinance by the Minnesota Planning Office.

REC'D. BY JAN 13 2000
M/T/B

Sec. 10. That reading of this ordinance is waived by Council consent.

Introduced and read the first time December 27, 1999.

Read the second time and passed January 10, 2000.


Mayor

Filed and attested January 11, 2000.


Secretary of the Council

STATE OF MINNESOTA }
COUNTY OF FREEBORN } ss
CITY OF ALBERT LEA }

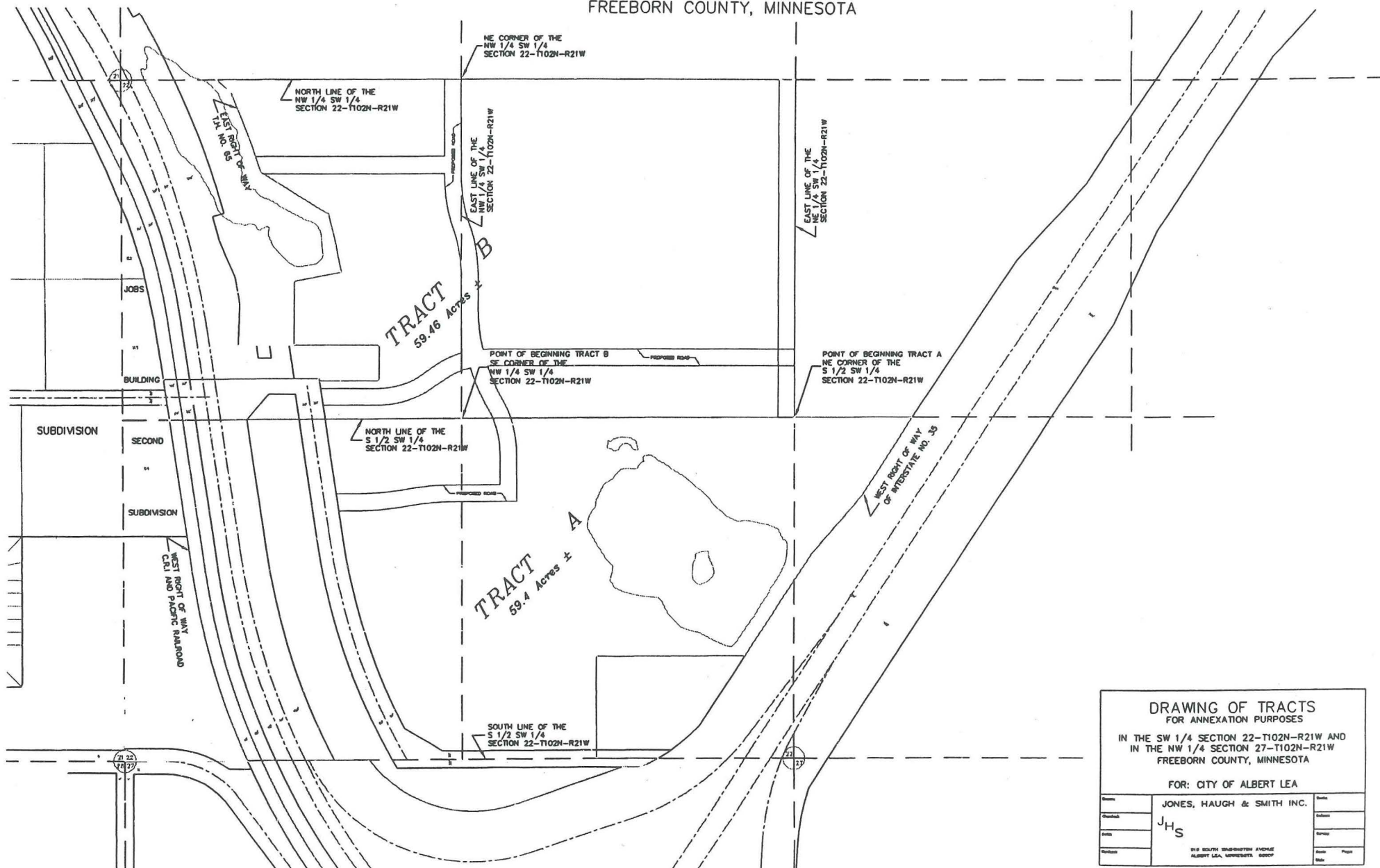
I hereby certify that I have compared the within instrument with the original now on file in my office and that it is a true and correct copy of the same and of the whole thereof.

Dated January 12, 2000
City Clerk Saeidi Behrens

By authorized deputy _____

REC'D BY JAN 13 2000

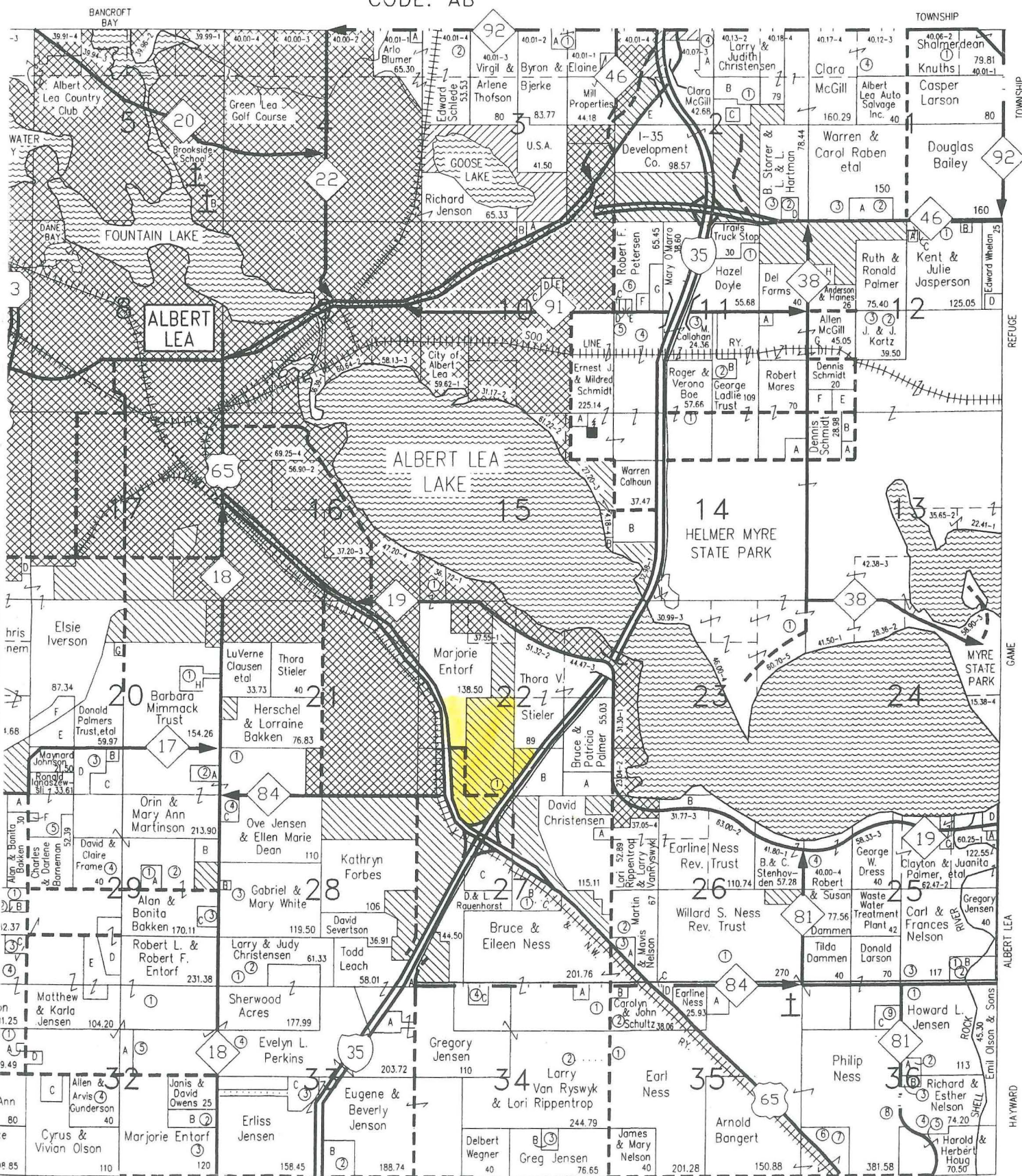
DRAWING OF TRACTS FOR ANNEXATION PURPOSES IN THE SW 1/4 SECTION 22-T102N-R21W AND IN THE NW 1/4 SECTION 27-T102N-R21W FREEBORN COUNTY, MINNESOTA



DRAWING OF TRACTS FOR ANNEXATION PURPOSES			
IN THE SW 1/4 SECTION 22-T102N-R21W AND IN THE NW 1/4 SECTION 27-T102N-R21W FREEBORN COUNTY, MINNESOTA			
FOR: CITY OF ALBERT LEA			
Drawn	JONES, HAUGH & SMITH INC.	Scale	
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