

#### **RESOLUTION 2021-41**



Annexing 19.88 Acres

### Right-of-Way along and abutting 10th Avenue NE and 20th Street NE

Section 1. The City of Byron has received a petition from all of the owners of record of property described in Attachment A attached hereto and made a part hereof, requisition the annexation of said lands in to 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 abuts the corporate limits of the City of Byron;
- C. The land is 19.88 acres more or less in size;

Section 3. The City of Byron has notified the supervisors of Kalmar Township described in Exhibit A attached hereto, shown in map in Exhibit B.

Section 4. The City of Byron is empowering pursuant to Minnesota statute 414.0325 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 Office of Administrative Hearings, immediately order and approve said annexation upon receipt of this Resolution. The City further requests that no further consideration is necessary and that no alteration of the stated boundaries of the annexation be made.

Section 7. The City hereby directs that the zoning map 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. No consideration by the Office of Administrative Hearings is necessary, the Office of Administrative Hearings may review and comment, but shall within 30 days order the annexation in accordance with the terms of this Resolution.

Section 9. The City hereby annexes the land noted in Schedule A according to provisions set forth in Resolution 2004-09 Paragraph 3 (Aii) and Paragraph 6, of OA-1073.

Section 10. Byron's City Clerk is directed to file a certified copy of this resolution with the following boards and agencies: Office of Administrative Hearings, Kalmar Township, Olmsted County Auditor and the Minnesota Secretary of State.

Approved the the Byron City Council this 14th day of December, 2021

CITY OF BYRON

Daryl Glassmaker

ATTEST:

Mary Blar-Hoeft

"To provide valued public service and guide the City with innovative thinking toward smart growth."

#### Exhibit A

#### DESCRIPTION PARCEL A - PID .035160

That part of the North Half of the Southeast Quarter of Section 20, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The south 50 feet of the following described parcel; Conveying the North Half of the Southeast Quarter, Sec. 20, Township 107 North, Range 15 West, less the following parcel; Commencing at the southeast corner of said North Half of the Southeast Quarter; thence South 89°49'11.13" West, along the south line of said North Half of the Southeast Quarter a distance of 1991.33 feet to the point of beginning of the tract to be described; thence continue South 89°49'11.13" West, along said south line, 280.00 feet; thence North 0°11'00.84" West, at right angles to said south line, 777.86 feet; thence North 89°48'59.16" West, parallel with said south line, 280.00 feet; thence South 00°11'00.84" East, 777.86 feet to the point of beginning; subject to township road right-of-way over the southerly side thereof; containing 5.00 acres, more or less including said roadway right-of-way.

Containing 2.58 acres, more or less and subject to any easement and restrictions of record.

AND

#### DESCRIPTION Parcel B - PID .035189

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet and the east 60 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of said Southwest Quarter of said section 21 a distance of 137.10 rods to the point of beginning; thence continuing on the same bearing to the east line of the North Half of the South Half of the Southwest Quarter of said section 21; thence southerly along the east line of said Southwest Quarter to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21; thence westerly along a line parallel to the south line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 137.10 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easements record, containing approximately 5.7 acres, more or less;

Containing 1.27 acres, more or less and subject to any easements and restrictions of record.

#### **AND**

#### DESCRIPTION Parcel C - PID .035182

The south 50 feet of the Northwest Quarter of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.47 acres, more or less and subject to any easements and restrictions of record.

AND

#### DESCRIPTION Parcel D - PID .038181

The south 50' of the Northeast Quarter of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.51 acres, more or less and subject to any easements and restrictions of record.

AND

#### **DESCRIPTION Parcel E - PID .035168**

The south 50 feet of the west 60 feet of the Northwest Quarter of the Southeast Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 0.07 acres, more or less and subject to any easements and restrictions of record.

**AND** 

#### DESCRIPTION Parcel F - PID .067893

The north 50 feet of the Southwest Quarter of the Southeast Quarter of Section 20, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.44 acres, more or less and subject to any easements or restrictions of record.

**AND** 

#### DESCRIPTION Parcel G - PID .035183

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Beginning at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of the Southwest Quarter of said section 21 a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 22.85 rods east of the west line of said section 21; thence westerly along a line parallel to the south line of said section 21 to the west line of said section 21; thence north along the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easements of record, containing approximately 5.7 acres, more or less.

Containing 0.43 acres, more or less and subject to any easements and restrictions of record.

#### **AND**

#### DESCRIPTION Parcel H - PID .035184

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of said Southwest Quarter of said section 21 a distance of 22.85 rods to the point of beginning; thence continuing on the same bearing a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 45.70 rods east of the west line of said section 21; thence westerly along a line parallel to the south line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 22.85 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in section 21, Township 107 North of Range 15 West, and subject to public highway easements of record, containing approximately 5.7 acres, more or less.

Containing 0.43 acres, more or less and subject to any easements and restrictions of record.

#### **AND**

#### DESCRIPTION Parcel I - PID .035185

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of said Southwest Quarter of said section 21 a distance of 45.70 rods to the point of beginning; thence continuing on the same bearing a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 68.55 rods east of the west line of said section 21; thence westerly along a line parallel to the south line of said section 21 to a point on the south line of the North Half of the South Quarter of the Southwest Quarter of said section 21, which is 45.70 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easement of record, containing approximately 5.7 acres, more or less.

Containing 0.43 acres, more or less and subject to any easements and restriction of record.

**AND** 

#### DESCRIPTION Parcel J - PID .035186

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of said Southwest Quarter of said section 21 a distance of 68.55 rods to the point of beginning; thence continuing on the same bearing a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 91.40 rods east of the west line of said section 21, thence westerly along a line parallel to the south line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21, which is 68.55 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easements of record, containing approximately 5.7 acres, more or less.

Containing 0.43 acres, more or less and subject to any easements and restrictions of record.

#### AND

#### DESCRIPTION Parcel K - PID .035187

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, thence east along the north line of the North Half of the South Half of said Southwest Quarter of said section 21 a distance of 91.40 rods to the point of beginning; thence continuing on the same bearing a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21, which is 114.25 rods east of the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21, which is 91.40 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easement of record, containing approximately 5.7 acres, more or less.

Containing 0.43 acres, more or less and subject to any easements and restrictions of record.

#### AND

#### DESCRIPTION Parcel L - PID .035188

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the South Quarter of the South Half of said Southwest Quarter of said section 21 a distance of 114.25 rods to the point of beginning; thence continuing on the same bearing a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21, which is 137.10 rods east of the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21, which is 114.25 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easements of record, containing approximately 5.7 acres, more or less.

Containing 0.43 acres, more or less and subject to any easements and restrictions of record.

**AND** 

#### DESCRIPTION Parcel M - PID .035161

That part of the North Half of the Southeast Quarter of Section 20, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The south 50 feet of the following described parcel; Commencing at the southeast corner of said North Half of the Southeast Quarter; thence South 89°49'11.13" West, along the south line of said North Half of the Southeast Quarter a distance of 1991.33 feet to the point of beginning of the tract to be described; thence continue South 89°49'11.13" West, along said south line, 280.00 feet; thence North 0°11'00.84" West, at right angles to said south line, 777.86 feet; thence North 89°48'59.16" West, parallel with said south line, 280.00 feet; thence South 00°11'00.84" East, 777.86 feet to the point of beginning; subject to township road right-of-way over the southerly side thereof; containing 5.00 acres, more or less including said roadway right-of-way.

Containing 0.32 acres, more or less and subject to any easements and restrictions of record.

**AND** 

#### DESCRIPTION Parcel N - PID .035256

The West 60 feet of the North 40 acres of the West 100 acres of the Southeast Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.45 acres, more or less and subject to any easements and restrictions of record.

AND

#### DESCRIPTION Parcel O - PID .035248

The West 60 feet of the West Half of the Northeast Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 3.63 acres, more or less and subject to any easements and restrictions of record.

AND

#### DESCRIPTION Parcel P - PID .035170

The West 60 feet of the Southwest Quarter of the Southeast Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota.

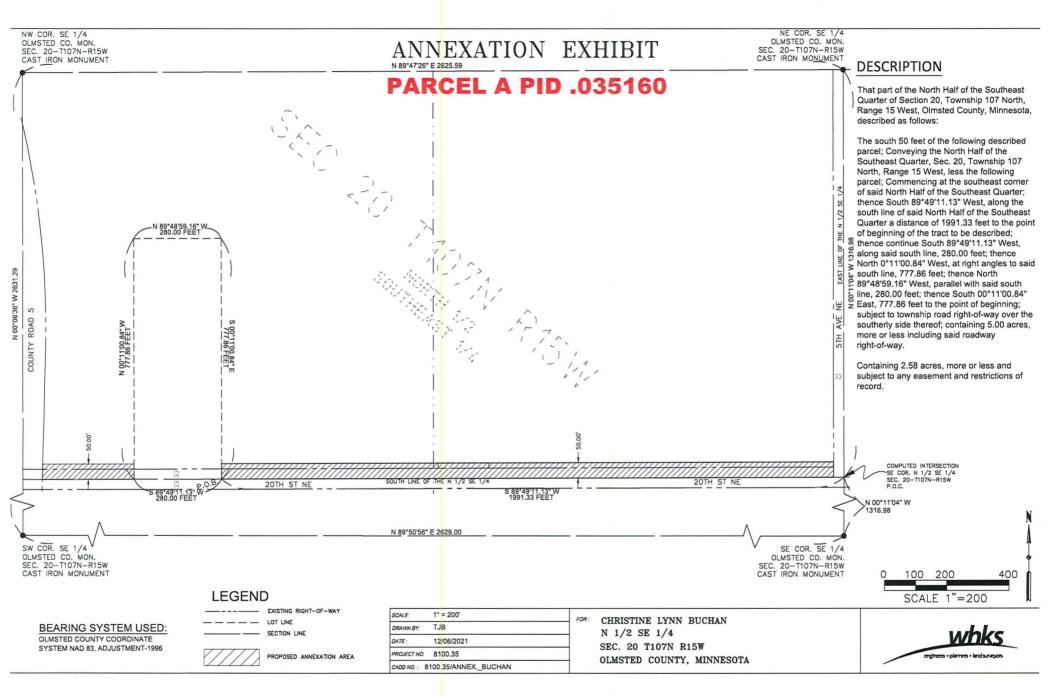
Containing 1.81 acres, more or less and subject to any easements and restrictions of record.

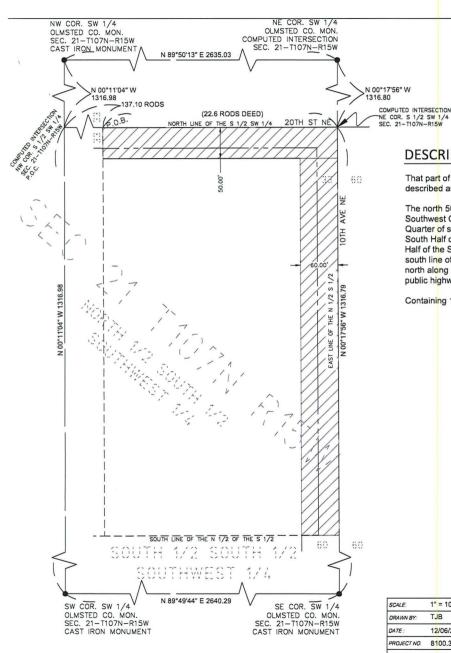
AND

#### DESCRIPTION Parcel Q - .079547

The east 60 feet of the South Half of the Southwest Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.75 acres, more or less and subject to any easements and restrictions of record.





### ANNEXATION EXHIBIT **PARCEL B PID .035189**

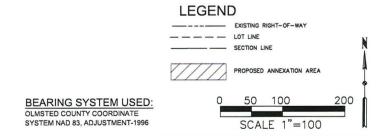
#### DESCRIPTION

COMPUTED INTERSECTION

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet and the east 60 feet of the following described parcel; Commencing at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of said Southwest Quarter of said section 21 a distance of 137.10 rods to the point of beginning; thence continuing on the same bearing to the east line of the North Half of the South Half of the Southwest Quarter of said section 21; thence southerly along the east line of said Southwest Quarter to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21; thence westerly along a line parallel to the south line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 137.10 rods east of the west line of said section 21; thence north along a line parallel to the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easements record, containing approximately 5.7 acres, more or less;

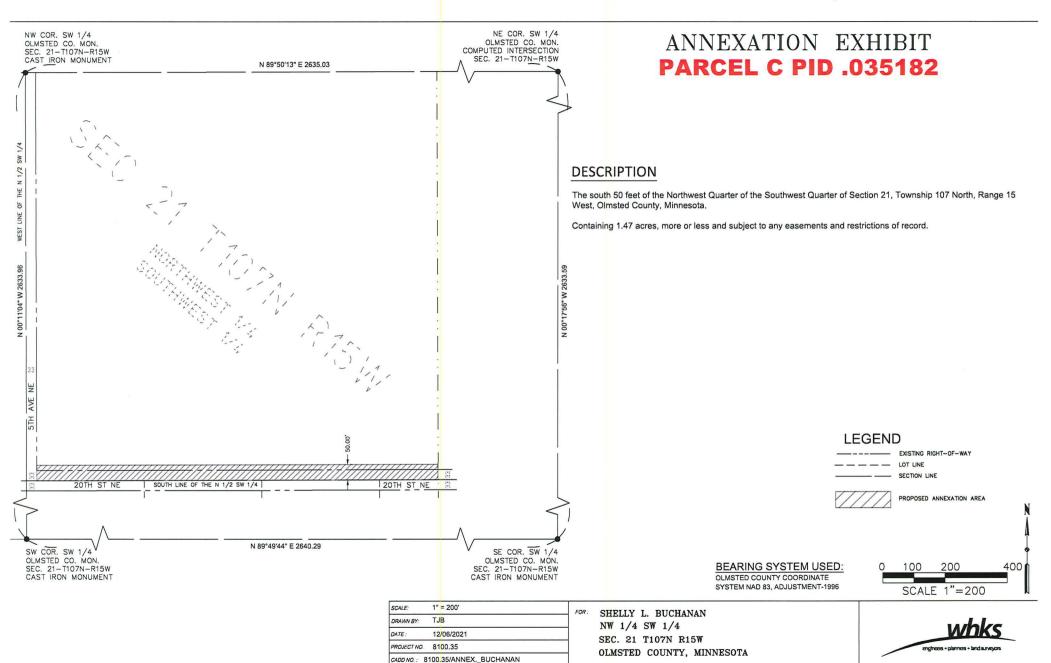
Containing 1,27 acres, more or less and subject to any easements and restrictions of record,

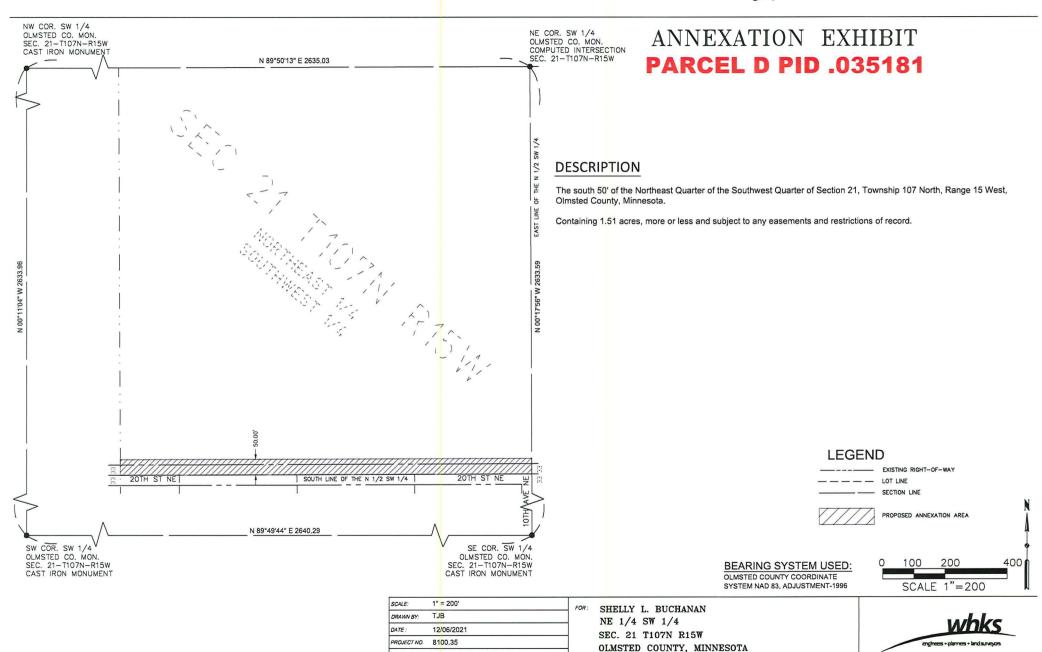


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DRAWN BY:	T <mark>J</mark> B	
DATE:	12/06/2021	
PROJECT NO.	8 <mark>1</mark> 00.35	
CADD NO.: 8	100.35/ANNEX, BUCHANAN	

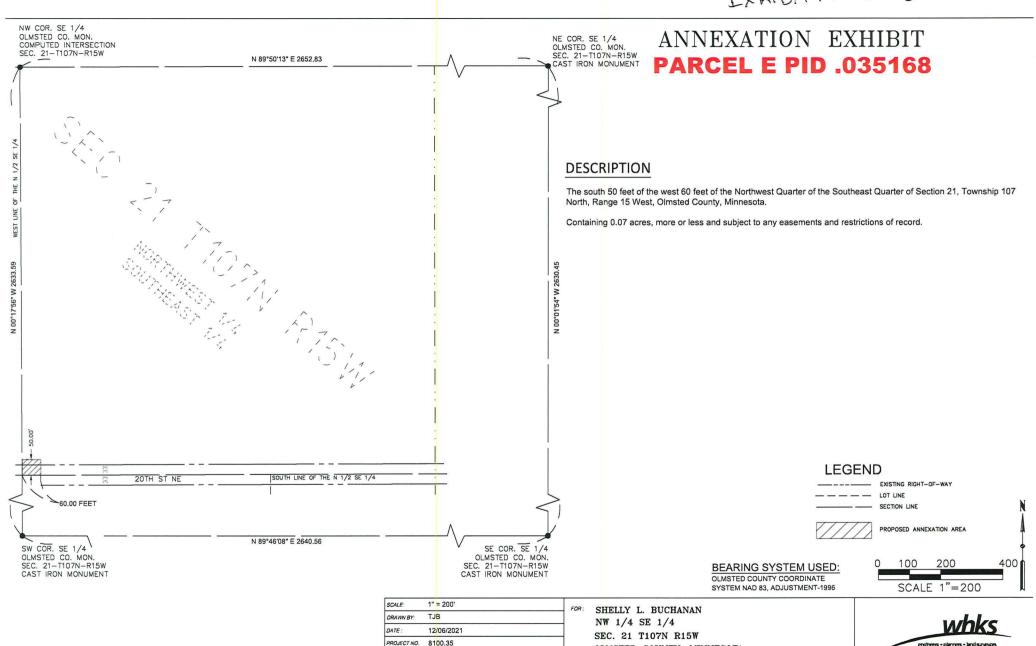
FOR: SHELLY BUCHANAN N 1/2 S 1/2 SW 1/4 SEC. 21 T107N R15W OLMSTED COUNTY, MINNESOTA





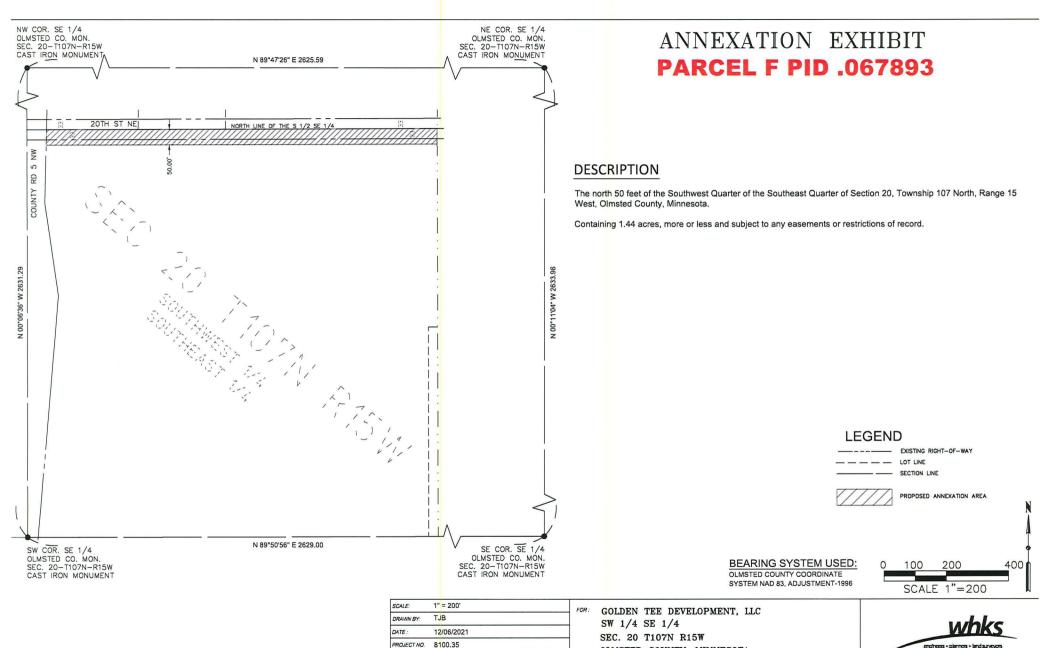


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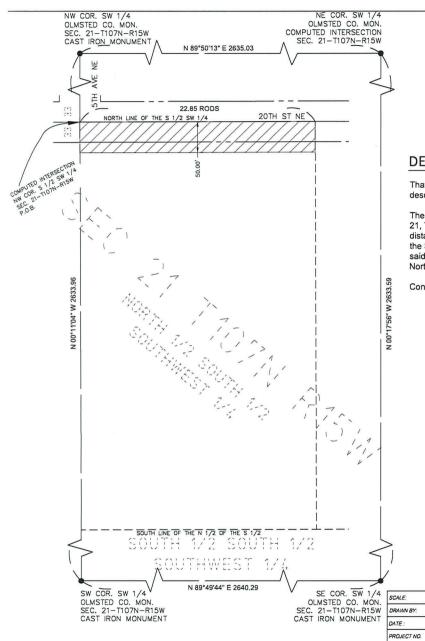
CADD NO.: 8100.35/ANNEX, BUCHANAN

OLMSTED COUNTY, MINNESOTA



CADD NO.: 8100.35/ANNEX.\_GOLDEN\_TEE\_DEVELOP.

OLMSTED COUNTY, MINNESOTA



### ANNEXATION EXHIBIT **PARCEL G PID .035183**

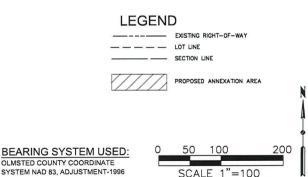
#### DESCRIPTION

1" = 100'

That part of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North Range 15 West, Olmsted County, Minnesota, described as follows:

The north 50 feet of the following described parcel; Beginning at the northwest corner of the North Half of the South Half of the Southwest Quarter of Section 21, Township 107 North, Range 15 West; thence east along the north line of the North Half of the South Half of the Southwest Quarter of said section 21 a distance of 22.85 rods; thence southerly along a line parallel to the west line of said section 21 to a point on the south line of the North Half of the South Half of the Southwest Quarter of said section 21 which is 22.85 rods east of the west line of said section 21; thence westerly along a line parallel to the south line of said section 21 to the west line of said section 21; thence north along the west line of said section 21 to the point of beginning, all in Section 21, Township 107 North of Range 15 West, and subject to public highway easements of record, containing approximately 5.7 acres, more or less.

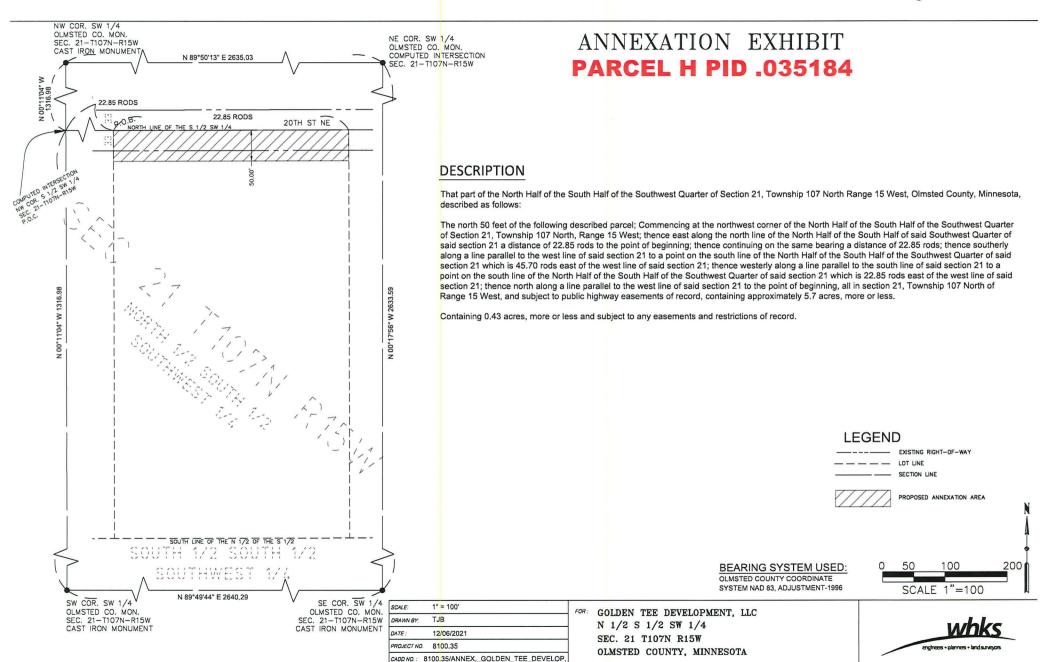
Containing 0.43 acres, more or less and subject to any easements and restrictions of record.

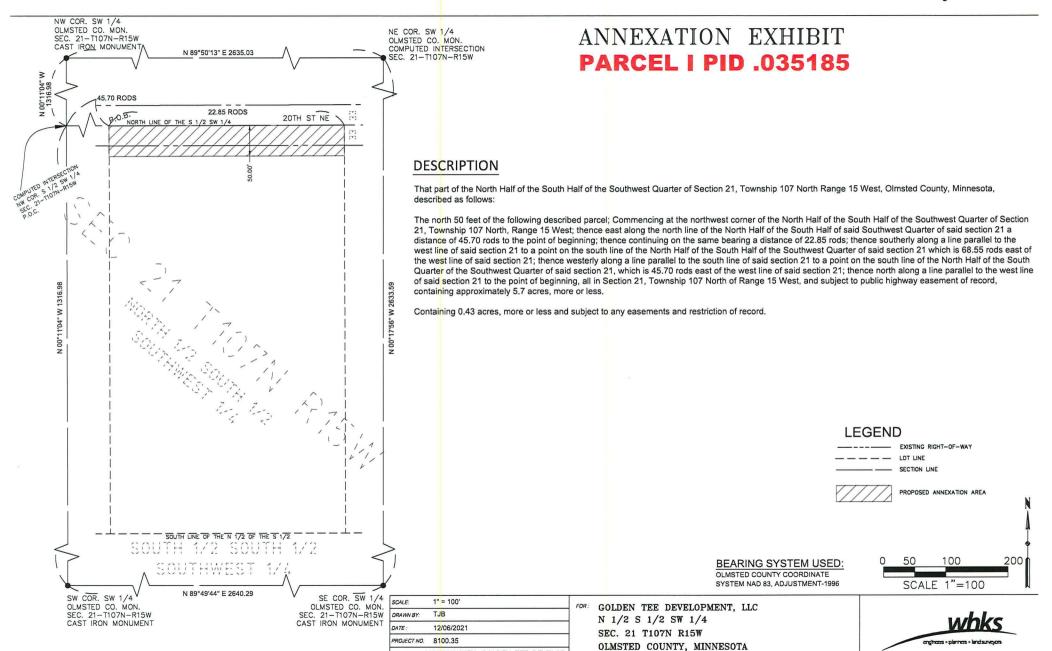


SCALE:	1" = 100'	FOR:	GOL
DRAWN BY:	TJB		N 1
DATE:	12/06/2021		SEC
PROJECT NO.	81 <mark>00.35</mark>		OLM
CADD NO.: 8	100.35/ANNEX. GOLDEN TEE DEVELOP.		OLIM

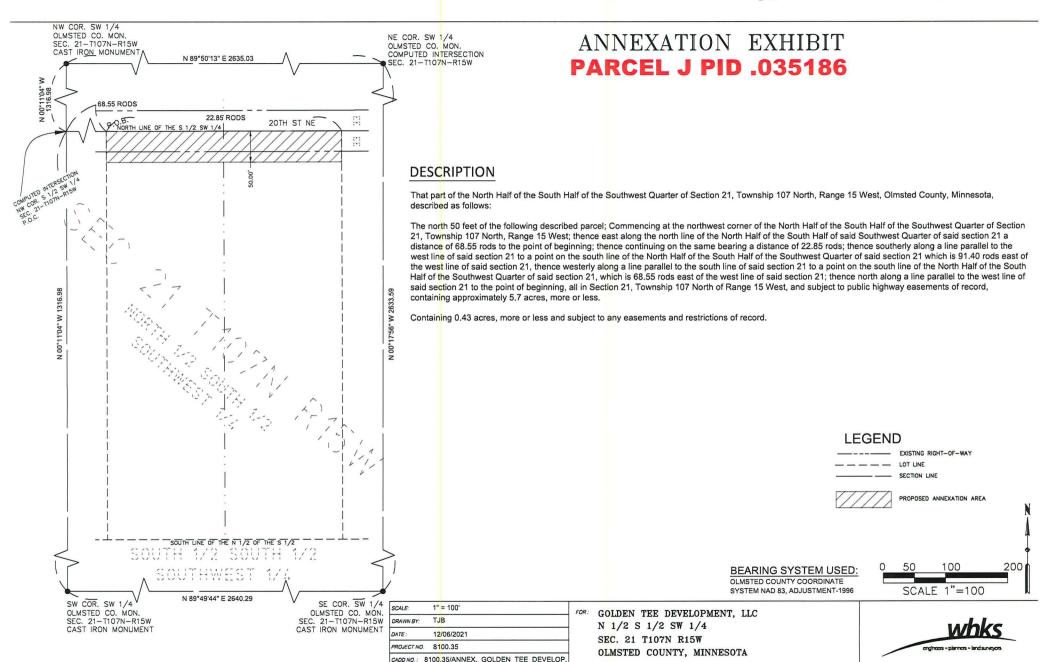
LDEN TEE DEVELOPMENT, LLC 1/2 S 1/2 SW 1/4 2. 21 T107N R15W ISTED COUNTY, MINNESOTA

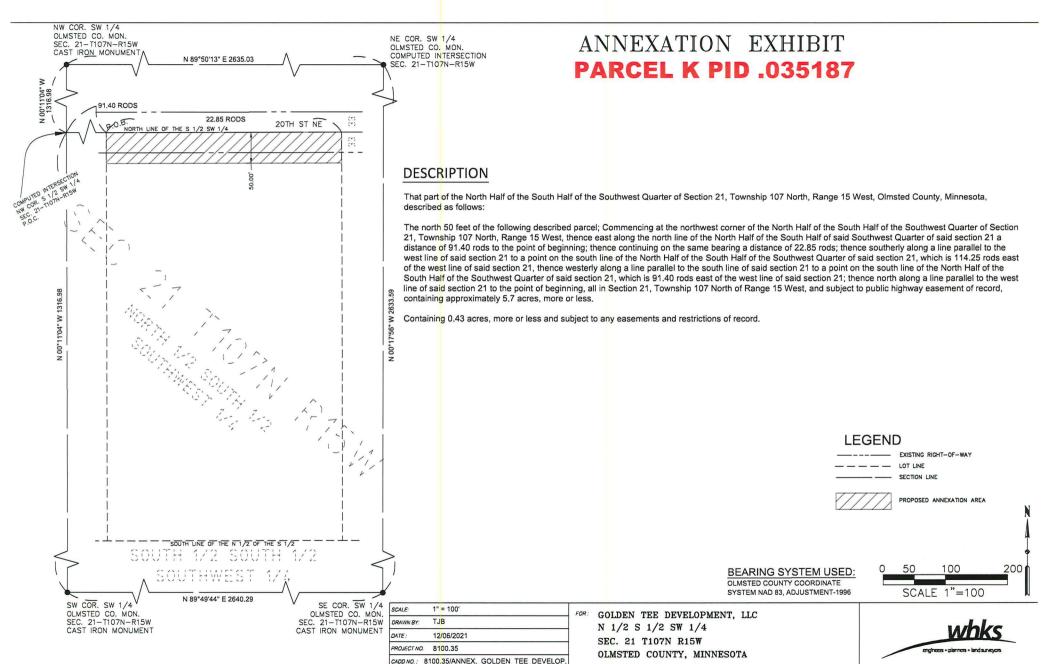


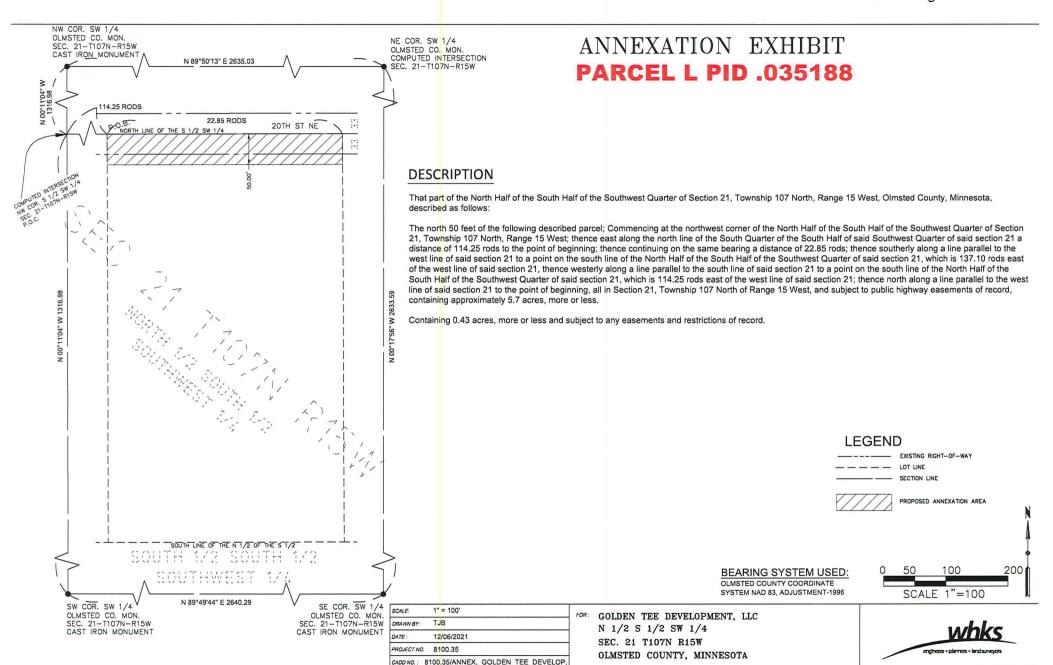


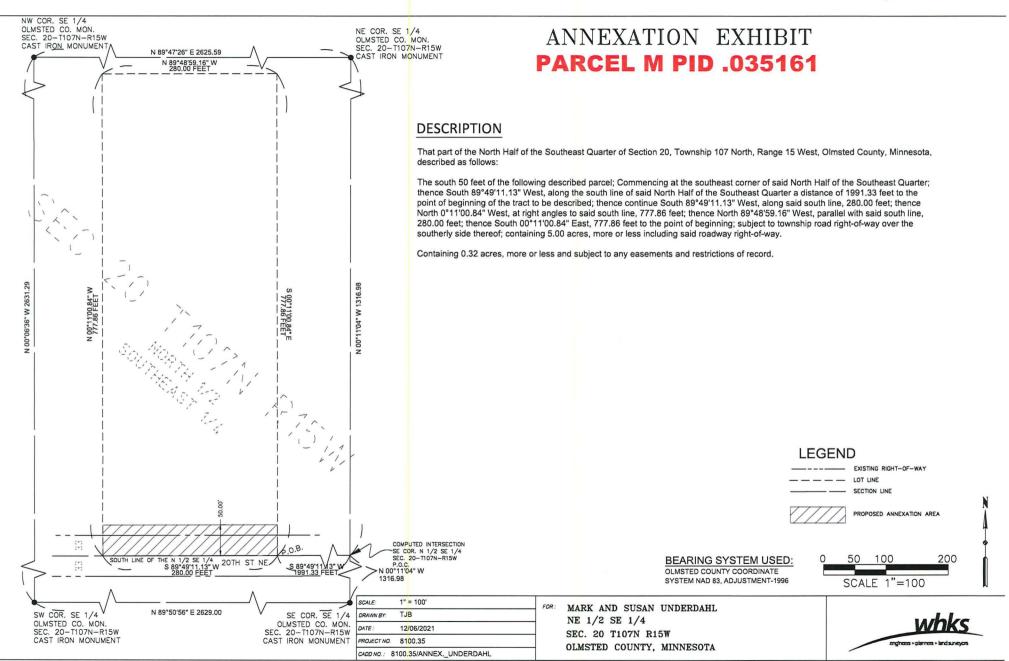


CADD NO.: 8100,35/ANNEX, GOLDEN TEE DEVELOP.









### ANNEXATION EXHIBIT PARCEL N PID .035256

## NW COR. SE 1/4 OLMSTED CO. MON. COMPUTED INTERSECTION NE COR. SE 1/4 OLMSTED CO. MON. SEC. 28-T107N-R15W CAST IRON MONUMENT SEC. 28-T107N-R15W N 89°48'47" E 2637.28 N 89\*54'14" E 2637.54 SW COR. SE 1/4 SE COR. SE 1/4 OLMSTED CO. MON. SEC. 28-T107N-R15W CAST IRON MONUMENT OLMSTED CO. MON. SEC. 28-T107N-R15W CAST IRON MONUMENT

#### **DESCRIPTION**

The West 60 feet of the North 40 acres of the West 100 acres of the Southeast Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.45 acres, more or less and subject to any easements and restrictions of record.

#### **LEGEND**

EXISTING RIGHT-OF-WAY

LOT LINE

SECTION LINE

PROPOSED ANNEXATION AREA

BEARING SYSTEM USED:
OLMSTED COUNTY COORDINATE
SYSTEM NAD 83. ADJUSTMENT-1996

0 100 200 400 SCALE 1"=200

SCALE:	1' = 200'	
DRAWN BY	TJB	
DATE :	12/03/2021	
PROJECT NO.	8 <mark>1</mark> 00.35	
CARR NO . O	100 25 /CCULII TZ ANNEVATION	

FOR: MYRON SCHULTZ
NE 1/4 SE 1/4
SEC. 28 T107N R15W
OLMSTED COUNTY, MINNESOTA



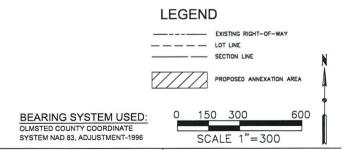
# NW COR. NE 1/4 OLMSTED CO. MON. SEC. 28-T107N-R15W NE COR. NE 1/4 OLMSTED CO. MON. SEC. 28-T107N-R15W CAST IRON MONUMENT CAST IRON MONUMENT, N 89\*46'08' E 2640.56 N 89°48'47" E 2637.28 SE COR. NE 1/4 OLMSTED CO. MON. SW COR. NE 1/4 V OLMSTED CO. MON. COMPUTED INTERSECTION SEC. 28-T107N-R15W CAST IRON MONUMENT SEC. 28-T107N-R15W

# ANNEXATION EXHIBIT PARCEL O PID .035248

#### **DESCRIPTION**

The West 60 feet of the West Half of the Northeast Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 3.63 acres, more or less and subject to any easements and restrictions of record.

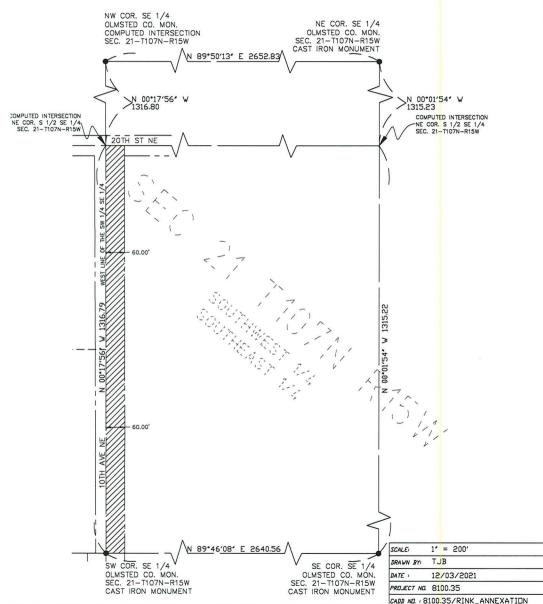


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DRAWN BY:	TJB
DATE :	12/03/2021
PROJECT NO.	8 <mark>1</mark> 00.35
CADD NO. 18	100.35/BROOKS ANNEXATION

FOR SANDRA BROOKS
W 1/2 NE 1/4
SEC. 28 T107N R15W
OLMSTED COUNTY, MINNESOTA



### ANNEXATION EXHIBIT PARCEL P PID .035170



#### **DESCRIPTION**

The West 60 feet of the Southwest Quarter of the Southeast Quarter of Section 21, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.81 acres, more or less and subject to any easements and restrictions of record.



EXISTING RIGHT-OF-WAY

SECTION LINE



PROPOSED ANNEXATION AREA

### BEARING SYSTEM USED: OLMSTED COUNTY COORDINATE

OLMSTED COUNTY COORDINATE SYSTEM NAD 83, ADJUSTMENT-1996



FOR: GEORGINA RINK
SW 1/4 SE 1/4
SEC. 21 T107N R15W
OLMSTED COUNTY, MINNESOTA



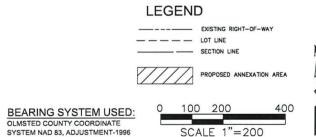
# NW COR. SW 1/4 OLMSTED CO. MON. COMP SEC. 28-T107N-R15W SE CAST IRON MONUMENT N 89\*48'47' E 2636.89 NE COR. SW 1/4 OLMSTED CO. MON. COMPUTED INTERSECTION SEC. 28-T107N-R15W N 00\*42'10" W 2629.96 N 89°55'01" E 2634.45 / SW COR. SW 1/4 OLMSTED CO. MON. SEC. 28-T107N-R15W CAST IRON MONUMENT SE COR. SW 1/4 OLMSTED CO. MON. SEC. 28-T107N-R15W CAST IRON MONUMENT

# ANNEXATION EXHIBIT PARCEL Q PID .079547

#### **DESCRIPTION**

The east 60 feet of the South Half of the Southwest Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota.

Containing 1.75 acres, more or less and subject to any easements and restrictions of record.

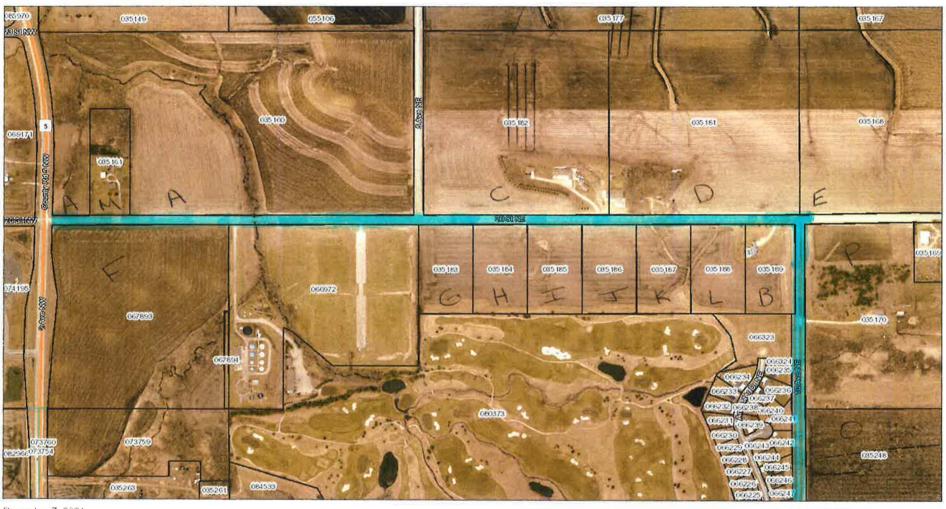


SCALE	1' = 200'
DRAWN BY	TJB
DATE !	12/03/2021
PROJECT NO.	8 <mark>1</mark> 00.35
CADD NO. 18	100.35/LARSEN_ANNEXATION

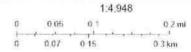
FOR CITY OF BYRON S 1/2 SW 1/4 SEC. 28 T107N R15W OLMSTED COUNTY, MINNESOTA



### Exhibit B 1002



December 7, 2021

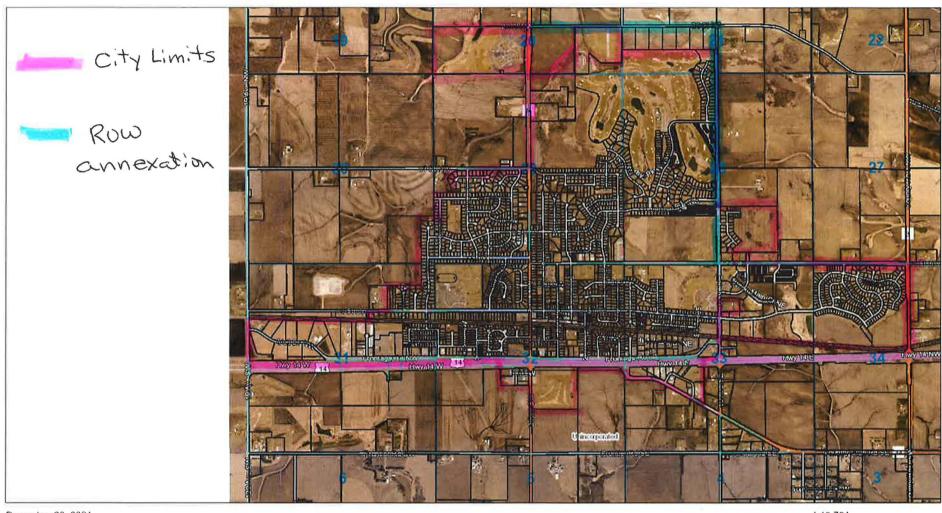


Olmsted County, MN GIS Division ario Olmsted County, MN Property Records and Licensing \_ Olmsted County, MH GIS Division

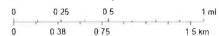


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December 20, 2021



Olmsted County, MN GIS Division and Olmsted County, MN Property Records and Licensing., Olmsted County, MN GIS Division