



Byron – RESOLUTION 16-32

RECEIVED

by OAH on August 22, 2016

Kalmar – RESOLUTION 08152016

Annexing .61 Acres

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 .61 acres more or less in size;

Section 3. The City of Byron has notified the supervisors of Kalmar Township, all owners of record of the property described in Attachment A attached hereto, and all land owners within and contiguous to the area to be annexed, of said annexation petition was reviewed at the regularly scheduled meeting of the Planning Commission on 8th day of August, 2016 at 6:00PM at which time the Byron Planning Commission took testimony for and against said annexation.

Section 4. The City of Byron is empowering pursuant to Minnesota statute 414.3050 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 of said Board is necessary and that no alteration of the stated boundaries of the annexation be made by said Board.

Section 7. The City hereby directs that the zoning map described in 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 (Ai).

Section 9. That 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.

Adopted by affirmative vote of all the members of the Kalmar Township Board of Supervisors this 15th day of August, 2016.

KALMAR TOWNSHIP

By: [Signature]
Chairperson
Board of Supervisor

ATTEST:

By: [Signature]
Township Clerk

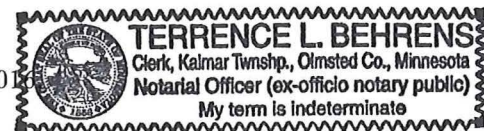
Adopted by affirmative vote of the City Council of Byron this 10th day of August, 2016

CITY OF BYRON

By: [Signature]
Matt Brokke, Acting Mayor

ATTEST:

By: [Signature]
Mary K. Blair-Hoeft, City Administrator



CERTIFICATE OF SURVEY

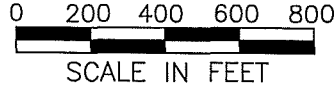
PART OF THE SE 1/4

SECTION 28, T 107 N, R 15 W

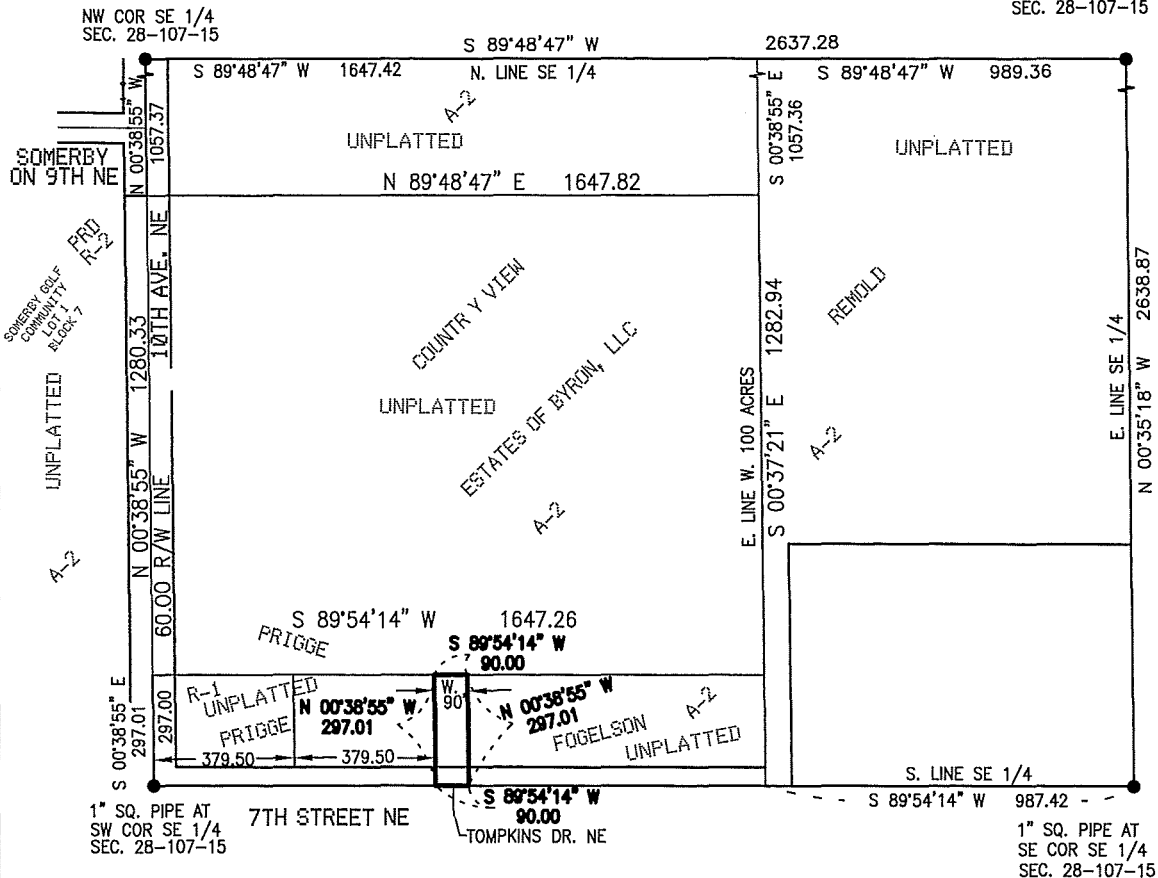
OLMSTED COUNTY, MINNESOTA

BASIS OF BEARINGS

All Bearings are in relationship with the Olmsted County Coordinate System NAD '83, Adjusted 1996.



CIM AT
NE COR SE 1/4
SEC. 28-107-15

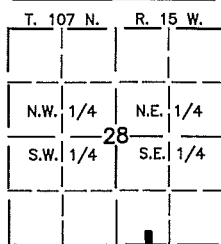
DESCRIPTION

That part of the West 100 acres of the Southeast Quarter of Section 28, Township 107 North, Range 15 West, Olmsted County, Minnesota, being described as follows:

The Westerly 90.00 feet of the following described property: The South 18 rods of the West 100 acres of said Southeast Quarter, EXCEPT the West 46 rods thereof.

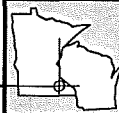
Said parcel contains 0.61 acres, more or less, including the 7th St. NE Right-of-Way.

Said parcel is subject to the 7th St. NE Right-of-Way over the Southerly side thereof and is subject to any other easements or encumbrances of record.

PROPERTY LOCATION MAP

MASSEY
LAND SURVEYING & ENGINEERING

P.O. BOX 100, KASSON, MN 55944
PH. NO. 507-634-4505, FAX NO. 507-634-6560



I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Minnesota.

Date 7-19-16

LIC. NO.: 41814

Richard J. Massey

THIS SURVEY AND DRAWING WAS PREPARED FOR THE EXCLUSIVE USE OF: COUNTRY VIEW ESTATES OF BYRON, INC. BYRON, MN

MONUMENTS

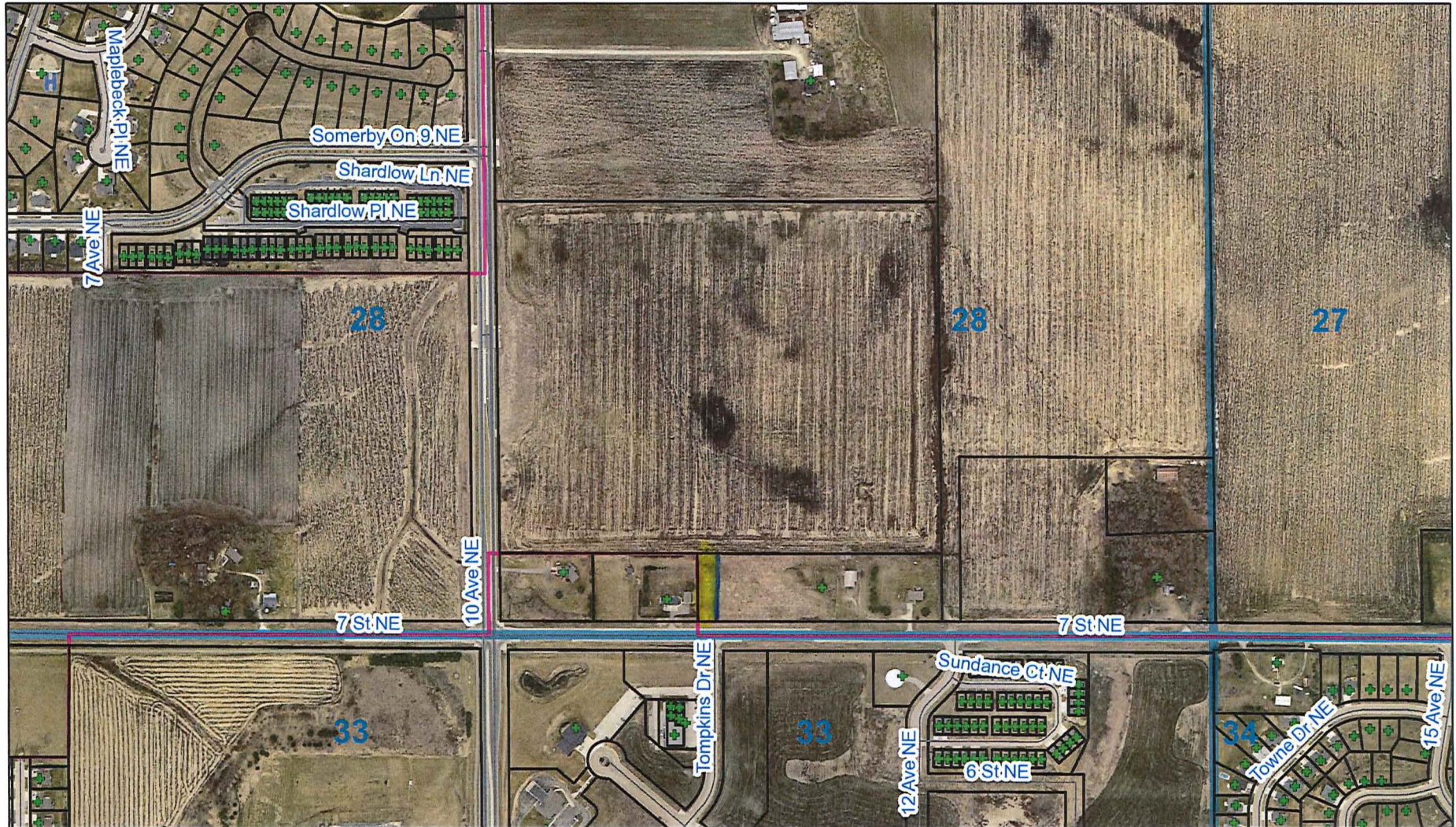
- FOUND (AS INDICATED)
- SET (5/8" PIPE UNLESS NOTED OTHERWISE)

DATE: 7/19/2016

DWG NO. 2417SA02 JOB NO. 2417

DRAWN BY: G.D.Z. SHEET 1 OF 1

Roadway Annexation



August 19, 2016

✚ E911 Addresses

