

### **BYRON RESOLUTION 21-30**

# RECEIVED By: OAH on August 23, 2021

### **KALMAR RESOLUTION 21-09**

### Annexing 20.04 Acres

Section 1.	The City of Byron has received a petition from all of the owners of record of property
	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 20.04 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, shown in map in Attachment B 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 3rd day of August, 2021 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 414.0325 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 by said Board.

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 (Ai), of OA-1073.

Section 10. That Byron's City Administrator 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 16th day of August, 2021.

KALMAR TOWNSHIP

Bv.

hairperson: Board of Supervisor

ATTEST

ownship Clerk

Adopted by affirmative vote of the City Council of Byron this 10th day of August, 2021.

CITY OF BYRON

Baryl Glassmaker, Mayor

K. Blair-Hoeft, City Administrator

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

# ANNEXATION SKETCH FOR: GOLDEN TEE DEVELOPMENT, LLC

### ANNEXATION DESCRIPTION

That part of the Northwest Quarter of the Northeast Quarter, Section 29, Township 107 North, Range 15 West, Olmsted County, Minnesota, lying northerly of the following described line:

Commencing at the northwest corner of said Northeast Quarter; thence southerly on a Minnesota State Plane Grid Azimuth from north of 179 degrees 19 minutes 38 seconds along the west line of said Northeast Quarter 470.00, feet to the point of beginning; thence easterly 89 degrees 57 minutes 50 seconds azimuth 900.06 feet; thence northerly 359 degrees 19 minutes 38 seconds azimuth 105.00 feet; thence easterly 89 degrees 19 minutes 38 seconds azimuth 216.00 feet; thence southerly 179 degrees 19 minutes 38 seconds azimuth 140.81 feet; thence easterly 89 degrees 17 minutes 54 seconds azimuth 198.71 feet to the east line of said Northwest Quarter of the Northeast Quarter, and said line there terminating.

#### And

That part of Southwest Quarter of the Southeast Quarter of Section 20, Township 107, Range 15, Olmsted County, Minnesota, lying southeasterly of the following described line:

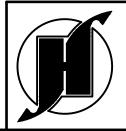
Commencing at the southeast corner of said Southwest Quarter of the Southeast Quarter; thence on an assumed bearing of South 89 degrees 51 minutes 07 seconds West, along the south line of said Southwest Quarter of the Southeast Quarter, a distance of 635.27 feet to the point of beginning of the line to be described; thence North 23 degrees 54 minutes 30 seconds East a distance of 337.79 feet; thence North 46 degrees 47 minutes 59 seconds East a distance of 680.91 feet to the east line of said Southwest Quarter of the Southeast Quarter and said line there terminating.

EXCEPT the east 30.00 feet of the south 675.00 feet thereof.

ALSO EXCEPT the west 60.00 feet thereof, being the right of way of 2nd Avenue NW.

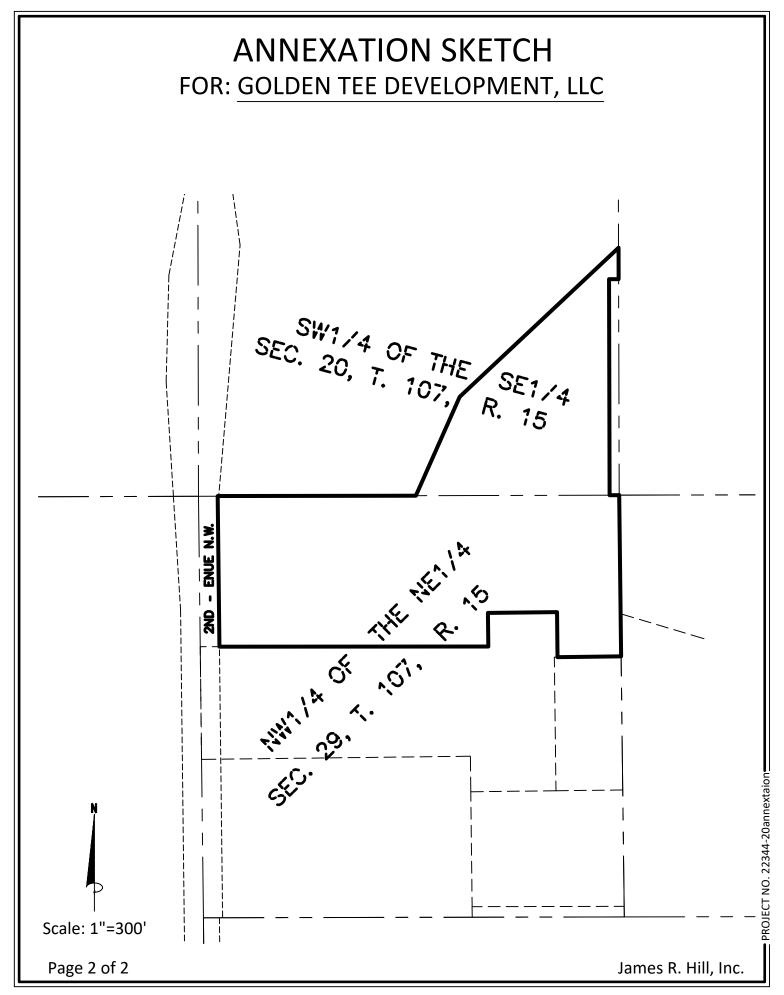
AREA = 845,076 S.F. or 19.40 acres

DRAWN BY
PLM
DATE
7/9/2021
REVISIONS
A. 08/30/31: Exception
CAD FILE
22344-20annexation
PROJECT NO.
22344-20
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### James R. Hill, Inc.

PLANNERS / ENGINEERS / SURVEYORS
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## Byron Map Blue area is Annexed area

