

RESOLUTION No. 17-34

Councilor Christian offered the following resolution and moved its adoption:

WHEREAS, the City of New Ulm and Milford Township of Brown County, Minnesota entered into a Joint Resolution for Orderly Annexation approved by the City of New Ulm on June 7, 2005 and by Milford Township on June 9, 2005 (the "Joint Resolution") pursuant to which areas designated in such Joint Resolution would be annexed to the City of New Ulm by resolution of the City's City Council upon the occurrence of specific events as designated therein;

WHEREAS, the City of New Ulm is the sole owner of the fee title to the property legally described on Exhibit A attached hereto;

WHEREAS, the City of New Ulm is also the sole owner of the fee title to the property legally described on Exhibit B attached hereto. The property on Exhibit B is the subject of an Ordinance to annex that property to the City;

WHEREAS, the parcels described on Exhibits A and B abut the city limits of the City of New Ulm;

WHEREAS, as the sole owner of the property described on Exhibit A, the City of New Ulm may proceed to annex said property under the provisions of the Joint Resolution;

WHEREAS, any and all other requirements of the Joint Resolution to effectuate the annexation of the property have been fulfilled and the City of New Ulm deems it in the best interest of the City and its residents that such area be annexed and incorporated into the limits of the City of New Ulm;

WHEREAS, upon recommendation of the City Planning Commission, the City Council of the City of New Ulm approved a zoning classification of B-2 (Service Business District) for the property described on the attached Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of New Ulm as follows:

1. That the property legally described on Exhibit A attached hereto is hereby annexed and incorporated into the limits of the City of New Ulm.
2. Pursuant to New Ulm City Code Section 9.04, the property, as described and illustrated in the attached Exhibit A shall be zoned B-2 (Service Business District) for uses pertinent to zoning.

3. That this resolution shall become effective immediately upon passage.
4. That a certified copy of this Resolution shall be filed, along with a copy of the Joint Resolution, with the State of Minnesota, Office of Administrative Hearings, Chief Administrative Law Judge.
5. That the Office of Administrative Hearings, Administrative Law Judge, or its successor agency may review and comment, but shall within thirty (30) days of receipt of this Resolution and copy of the Joint Resolution, order the annexation of the area designated in this Resolution.
6. That the City of New Ulm shall remit to Milford Township the property taxes as calculated and prescribed in Paragraph 7c of the Joint Resolution.

The motion for the adoption of the foregoing resolution was duly seconded by Councilor Mack and, the roll being called, the following vote was recorded:

Voting Aye: Councilors Christian, Mack, Schultz and President Schmitz.

Voting Nay: None.


Not Voting: Councilor Fischer, (*Absent*)

Whereupon said resolution was declared to have been duly adopted this 18th day of April 2017.



President of the City Council

Attest:



Finance Director

The above resolution approved April 18, 2017.



Mayor

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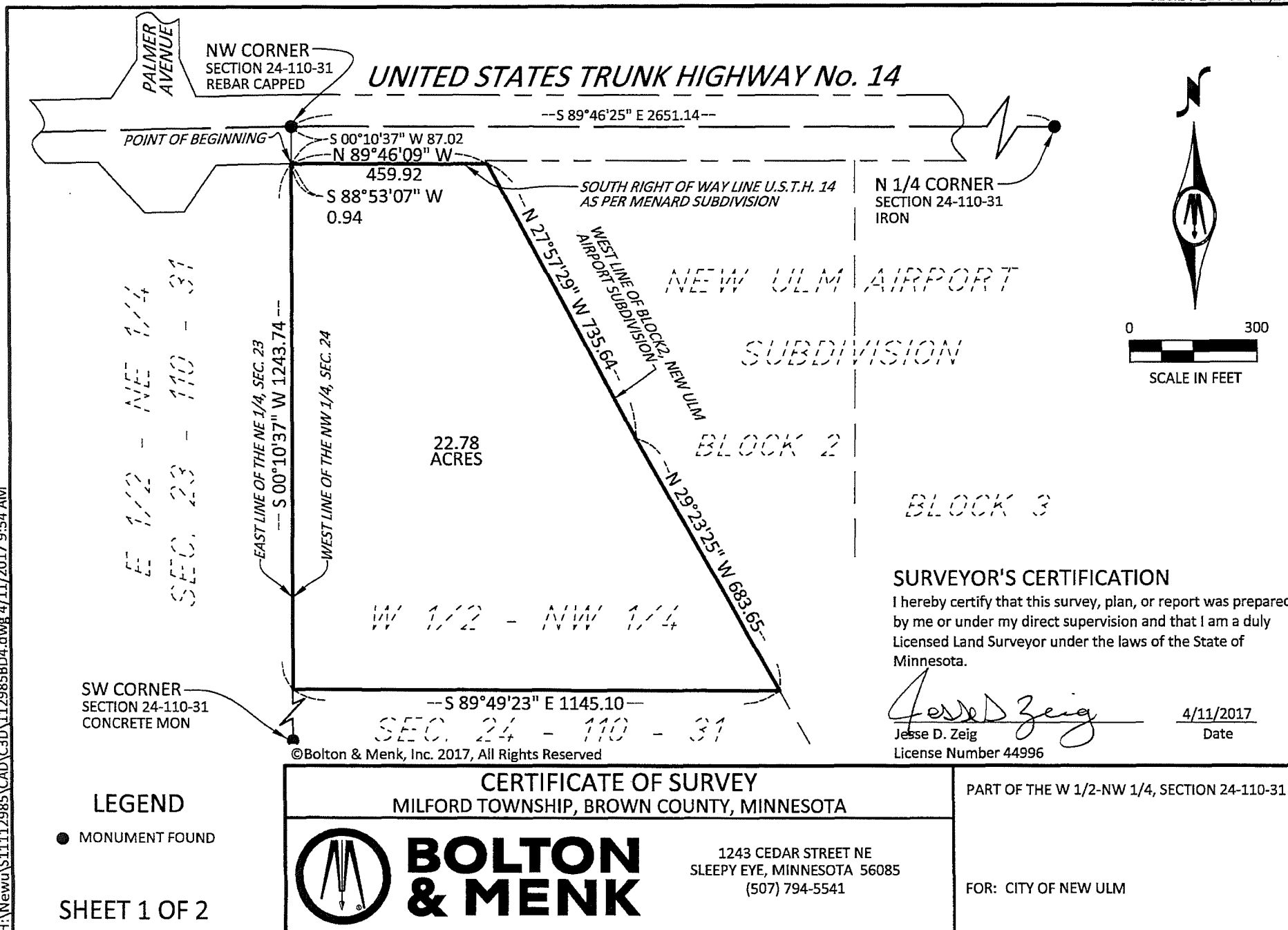


EXHIBIT A

LEGAL DESCRIPTION

That part of the West Half of the Northwest Quarter in Section 24, Township 110 North, Range 31 West, Brown County, Minnesota, described as follows:

Commencing at the Northwest Corner of said Section 24; thence South 00 degrees 10 minutes 37 seconds West, bearing based on Brown County Coordinate System NAD83(96) on the west line of said Northwest Quarter of Section 24, a distance of 87.02 feet to the south right of way line of United States Trunk Highway No.14 as per Menard Subdivision, also being the point of beginning; thence continuing South 00 degrees 10 minutes 37 seconds West on said west line, a distance of 1243.74 feet; thence South 89 degrees 49 minutes 23 seconds East, a distance of 1145.10 feet to the west line of Block 2 of New Ulm Airport Subdivision; thence North 29 degrees 23 minutes 25 seconds West on said west line, a distance of 683.65 feet to a bend point on said west line; thence North 27 degrees 57 minutes 29 seconds West on said west line, a distance of 735.64 feet to said south right of way line of United States Trunk Highway 14; thence North 89 degrees 46 minutes 09 seconds West on said south right of way line, a distance of 459.92 feet to a bend point on said south right of way line; thence South 88 degrees 53 minutes 07 seconds West on said south right of way line, a distance of 0.94 feet to the point of beginning.

Contains 22.78 acres of land.

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CERTIFICATE OF SURVEY
MILFORD TOWNSHIP, BROWN COUNTY, MINNESOTA



**BOLTON
& MENK**

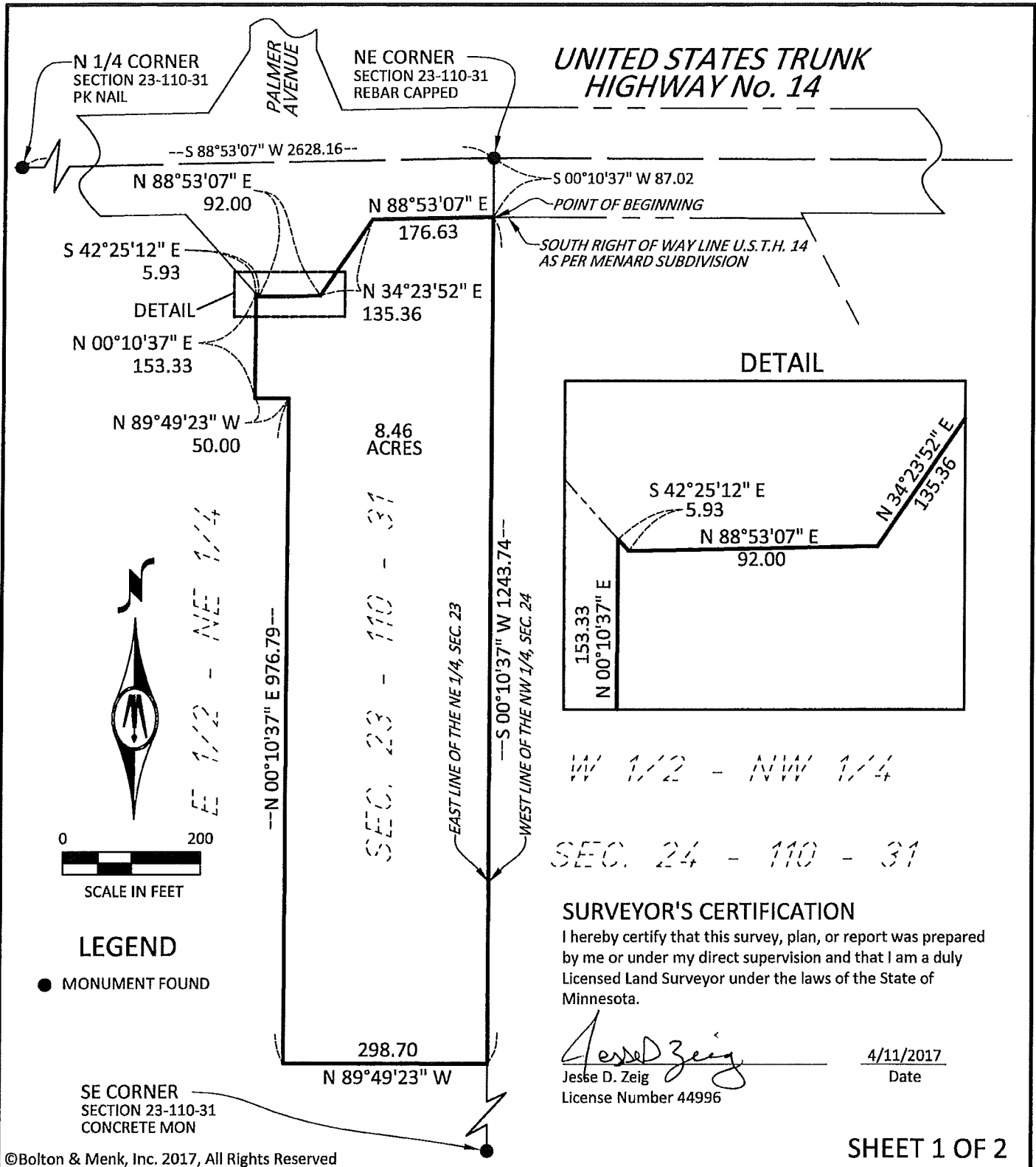
1243 CEDAR STREET NE
SLEEPY EYE, MINNESOTA 56085
(507) 794-5541

PART OF THE W 1/2-NW 1/4, SECTION 24-110-31


FOR: CITY OF NEW ULM

SHEET 2 OF 2

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CERTIFICATE OF SURVEY MILFORD TOWNSHIP, BROWN COUNTY, MINNESOTA		PART OF THE E 1/2-NE 1/4 SECTION 23-110-31 FOR: CITY OF NEW ULM
 BOLTON & MENK	1243 CEDAR STREET NE SLEEPY EYE, MINNESOTA 56085 (507) 794-5541	

SDB112985

JOB NUMBER: S1112985

FIELD BOOK: NONE

DRAWN BY: RK

EXHIBIT B

SEC. 23-110-31 (21,24)

LEGAL DESCRIPTION

That part of the East Half of the Northeast Quarter in Section 23, Township 110 North, Range 31 West all in Brown County, Minnesota, described as follows:

Commencing at the Northeast Corner of said Section 23; thence South 00 degrees 10 minutes 37 seconds West, bearing based on Brown County Coordinate System NAD83(96) on the east line of said Northeast Quarter of Section 23, a distance of 87.02 feet to the south right of way line of United States Trunk Highway No.14 as per Menard Subdivision, also being the point of beginning; thence continuing South 00 degrees 10 minutes 37 seconds West on said east line, a distance of 1243.74 feet; thence North 89 degrees 49 minutes 23 seconds West, a distance of 298.70 feet; thence North 00 degrees 10 minutes 37 seconds East, a distance of 976.79 feet; thence North 89 degrees 49 minutes 23 seconds West, a distance of 50.00 feet; thence North 00 degrees 10 minutes 37 seconds East, a distance of 153.33 feet to said south right of way line of United States Trunk Highway No.14; thence South 42 degrees 25 minutes 12 seconds East on said south right of way line, a distance of 5.93 feet to a bend point in said south right of way line; thence North 88 degrees 53 minutes 07 seconds East on said south right of way line, a distance of 92.00 feet to a bend point in said south right of way line; thence North 34 degrees 23 minutes 52 seconds East on said south right of way line, a distance of 135.36 feet to a bend point in said south right of way line; thence North 88 degrees 53 minutes 07 seconds East on said south right of way line, a distance of 176.63 feet to the point of beginning.

Contains 8.46 acres of land.

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SHEET 2 OF 2

CERTIFICATE OF SURVEY MILFORD TOWNSHIP, BROWN COUNTY, MINNESOTA

PART OF THE E 1/2-NE 1/4
SECTION 23-110-31



**BOLTON
& MENK**

1243 CEDAR STREET NE
SLEEPY EYE, MINNESOTA 56085
(507) 794-5541

FOR: CITY OF NEW ULM

SDB112985

JOB NUMBER: S11112985

FIELD BOOK: NONE

DRAWN BY: RK

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SEC. 23-110-31 (21,24)



Location of Proposed Annexation

