

RESOLUTION 06-225

CLERK
OCT 27 2006

Introduced by Councilor Rasmussen

Seconded by Councilor Erdman

A RESOLUTION OF ALBERT LEA TOWNSHIP AND THE CITY OF ALBERT LEA
DESIGNATING AN UNINCORPORATED AREA AS IN NEED OF ORDERLY
ANNEXATION AND CONFERRING JURISDICTION OVER SAID AREA TO THE
MUNICIPAL BOUNDARY ADJUSTMENTS OFFICE OF THE OFFICE OF
ADMINISTRATIVE HEARINGS PURSUANT TO M.S.414.0325

WHEREAS, the property owner, George Dress, in S½ SW¼ Section 6-T102N-R21W, Freeborn County, Minnesota are requesting annexation of the remaining 79.95 acres; and

WHEREAS, the Township of Albert Lea and the City of Albert Lea hereby jointly agree to the following; now, therefore

THE CITY OF ALBERT LEA RESOLVES:

Sec. 1. That the following described area in Albert Lea Township is subject to orderly annexation pursuant to Minnesota Statutes 414.0325, and the parties hereto designate this area for orderly annexation:

The S½ SW¼ Section 6-T102N-R21W, Freeborn County, Minnesota; less the following described tract;

Commencing at the southeast corner of the SW¼ of said Section 6;

thence North 00°28'34" West a distance of 42.73 feet, on an assumed bearing on the east line of said SW¼;

thence North 89°32'59" West a distance of 109.12 feet;

thence South 06°12'22" West a distance of 42.94 feet, to a point on the south line of said SW¼;

thence South 89°32'58" East a distance of 114.12 feet, on the south line of said SW¼, to a point of beginning.

Consisting of 79.95 acres more or less.

Sec. 2. That the Township of Albert Lea does, upon passage of this resolution and its adoption by the City Council of the City of Albert Lea, Minnesota, and upon acceptance by the Municipal Boundary Adjustments Office of the Office of Administrative Hearings, confer jurisdiction upon the Municipal Boundary Adjustments Office of the Office of Administrative Hearings over the various provisions contained in this agreement.

Sec. 3. That certain properties abutting the City of Albert Lea are presently urban or suburban in nature or about to become so. Further, the City of Albert Lea is capable of providing services to this area within a reasonable time, or the existing township form of government is not adequate to protect the public health, safety or welfare, or the annexation would be in the best interests of the area proposed for annexation. Therefore, the above described property would be immediately annexed to the City of Albert Lea.

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 no alteration of the area is appropriate, that this resolution provides for annexation of a designated area, and no consideration by the Municipal Boundary Adjustments Office of the Office of Administrative Hearings is necessary, no alteration of the agreed upon boundaries is appropriate, all conditions for annexation have been stated in this resolution and the Municipal Boundary Adjustments Office of the Office of Administrative Hearings may review and comment, but shall, within 30 days of receipt of the joint resolution, order the annexation.

Sec. 6. That planning throughout the orderly annexation area shall be pursuant to Minnesota Statutes 414.0325. Planning and zoning for the area shall be provided by the City of Albert Lea. That the property owned by George Dress included in this annexation shall be zoned R-1 (single family residence).

Sec. 7. That any person owning lands annexed to the City pursuant to this agreement shall have all rights provided by statute and Resolution 06-89 of the City of Albert Lea governing special assessments. That the customary hookup charges approved for property in the City shall be used for connection to City utilities.

Sec. 8. That the City of Albert Lea agrees to pay the Township of Albert Lea an amount equal to five years of existing Township taxes derived from the area subject to annexation.

Sec. 9. That reading of this resolution is waived by Council consent.

Introduced, read and passed September 11, 2006.

Attest:


City Clerk

By: 
Mayor

TOWNSHIP OF ALBERT LEA

24th Passed and adopted by the Township Board of the Township of Albert Lea this
day of October, 2006.

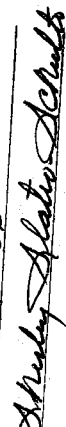
Attest:

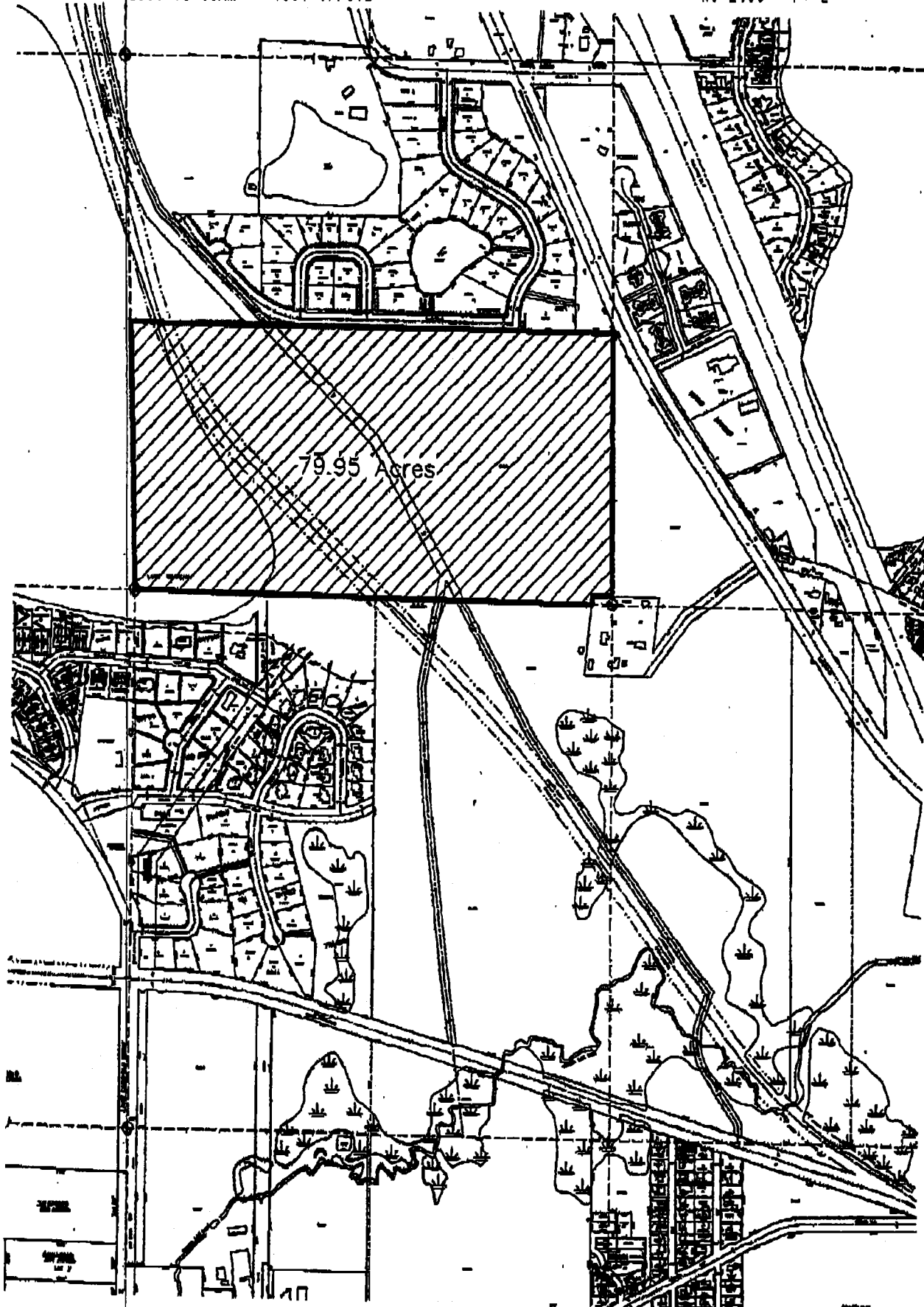

Township Clerk

By: 
Chair

Resolution 06-225

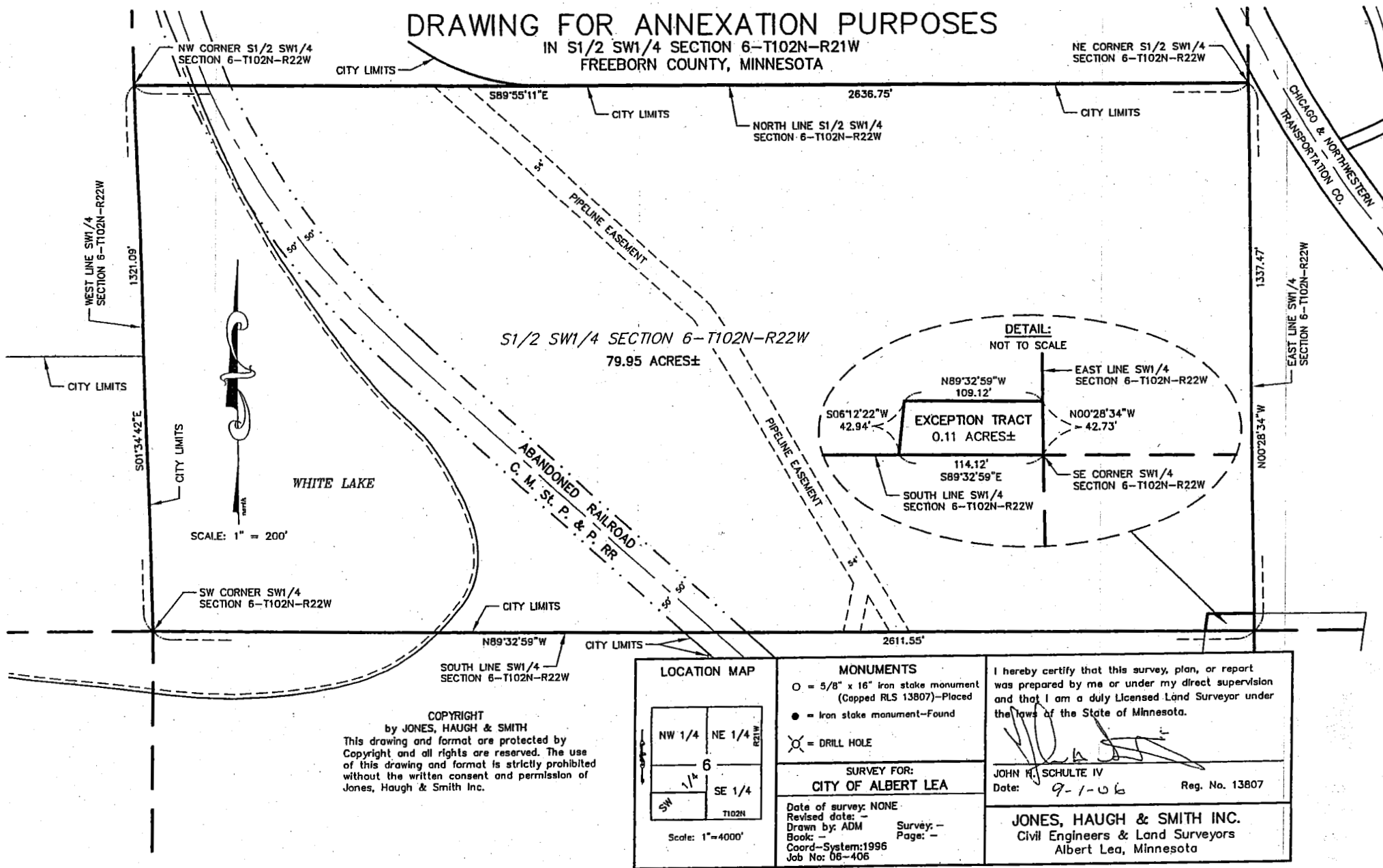
STATE OF MINNESOTA }
COUNTY OF FRANKLIN } ss.
CITY OF ALBERT LEA }
I hereby certify that I have compared the
within instrument with the original now on file
in my office and that it is a true and correct
copy of the same and of the whole thereof.

Dated October 26, 2006
City Clerk 
By authorized deputy



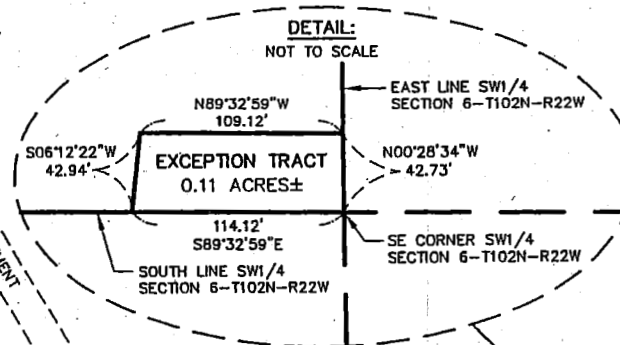
DRAWING FOR ANNEXATION PURPOSES

IN S1/2 SW1/4 SECTION 6-T102N-R22W
FREEBORN COUNTY, MINNESOTA



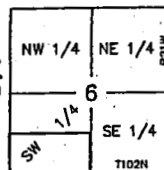
S1/2 SW1/4 SECTION 6-T102N-R22W
79.95 ACRES±

DETAIL:
NOT TO SCALE



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LOCATION MAP



Scale: 1"=4000'

MONUMENTS

- = 5/8" x 16" iron stake monument
(Copped RLS 13807)-Placed
- = iron stake monument-Found

⊗ = DRILL HOLE

SURVEY FOR:
CITY OF ALBERT LEA

Date of survey: NONE
Revised date: -
Drawn by: ADM
Book: -
Coord-System: 1996
Job No: 06-406

Survey: -
Page: -

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.

JOHN K. SCHULTE IV
Date: 9-1-06 Reg. No. 13807

JONES, HAUGH & SMITH INC.
Civil Engineers & Land Surveyors
Albert Lea, Minnesota