

RESOLUTION NO. 13912**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF AUSTIN
AND THE TOWNSHIP OF LANSING PURSUANT TO MINNESOTA STATUTES §414.0325**

WHEREAS, the City of Austin and the Township of Lansing designate for orderly annexation, the following described lands located within the Township of Lansing, County of Mower, Minnesota:

LEGAL DESCRIPTION (See Exhibit A)

and,

WHEREAS, the City of Austin (the "City") and the Township of Lansing (the "Township") are in agreement as to the orderly annexation of the unincorporated land described; that both believe it will be to their benefit and to the benefit of the respective owner; and

WHEREAS, Minnesota Statutes §414.0325 provides a procedure whereby the City of Austin and the Township of Lansing may agree on a process of orderly annexation of a designated area; and

WHEREAS, the City of Austin and the Township of Lansing have agreed to all the terms and conditions for the annexation of the above-described lands within this document and the signatories hereto agree that no consideration by the Office of Administrative hearings – Municipal Boundary Adjustments is necessary; that the Office may review and comment, but shall within 30 days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED, jointly by the City Council of the City of Austin and the Township Board of the Township of Lansing as follows:

1. That the following described lands in the Township of Lansing are subject to orderly annexation pursuant to Minnesota Statutes §414.0325, and that the parties hereto designate those areas for orderly annexation, to wit:

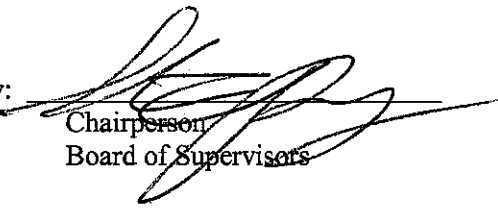
LEGAL DESCRIPTION (See Exhibit A)


2. That the designated area consists of approximately 1.41 acres and is a platted public right-of-way within the city limits of Austin.
3. That the Township of Lansing does, upon passage of this resolution and its adoption by the Council of the City of Austin, and upon acceptance by the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confer jurisdiction upon Municipal Boundary Adjustments so as to accomplish said orderly annexation in accordance with the terms of this resolution.
4. The City of Austin is the owner of this portion of public right-of-way platted as 21st Avenue NW.
5. This portion of public right-of-way has no taxable land base; therefore, reimbursement with the Lansing Township relating to this requested action will not be necessary.
6. The City of Austin and the Township of Lansing agree that upon receipt of this resolution, passed and adopted by each party, the Office of Administration Hearings/Municipal Boundary Adjustments, or its successor, may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this resolution.

7. This property under review shall be zoned R-1 Single Family Residential District.

Adopted by affirmative vote of all the members of the Lansing Township Board of Supervisors this 7th
day of December, 2010.

TOWNSHIP OF LANSING

By: 
Chairperson
Board of Supervisors

By: 
Clerk
Lansing Township

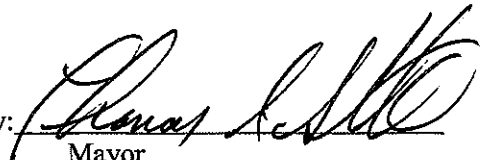
Passed by a vote of yeas and nays this 6th day of December, 2010.

YEAS 6

NAYS 1

CITY OF AUSTIN

ATTEST:

By: 
Mayor


By: 
City Recorder

EXHIBIT "A"

REC'D BY
MBA

DEC 10 2010

Property Description

66 ft. ROW of 21st Avenue NE from Hwy 218 to 930± ft. East

Commencing at the southeast corner of the SE ¼ SE ¼ Section 28-T103N-R18W, Mower County, Minnesota, this being the point of beginning;

thence North 00°02'30" East a distance of 33.00 feet, on an assumed bearing on the east line of said SE ¼ SE ¼;

thence North 89°55'57" West a distance of 931.40 feet, on a line parallel with the south line of said SE ¼ SE ¼, to a point on the easterly right-of-way line of Trunk Highway No. 218;

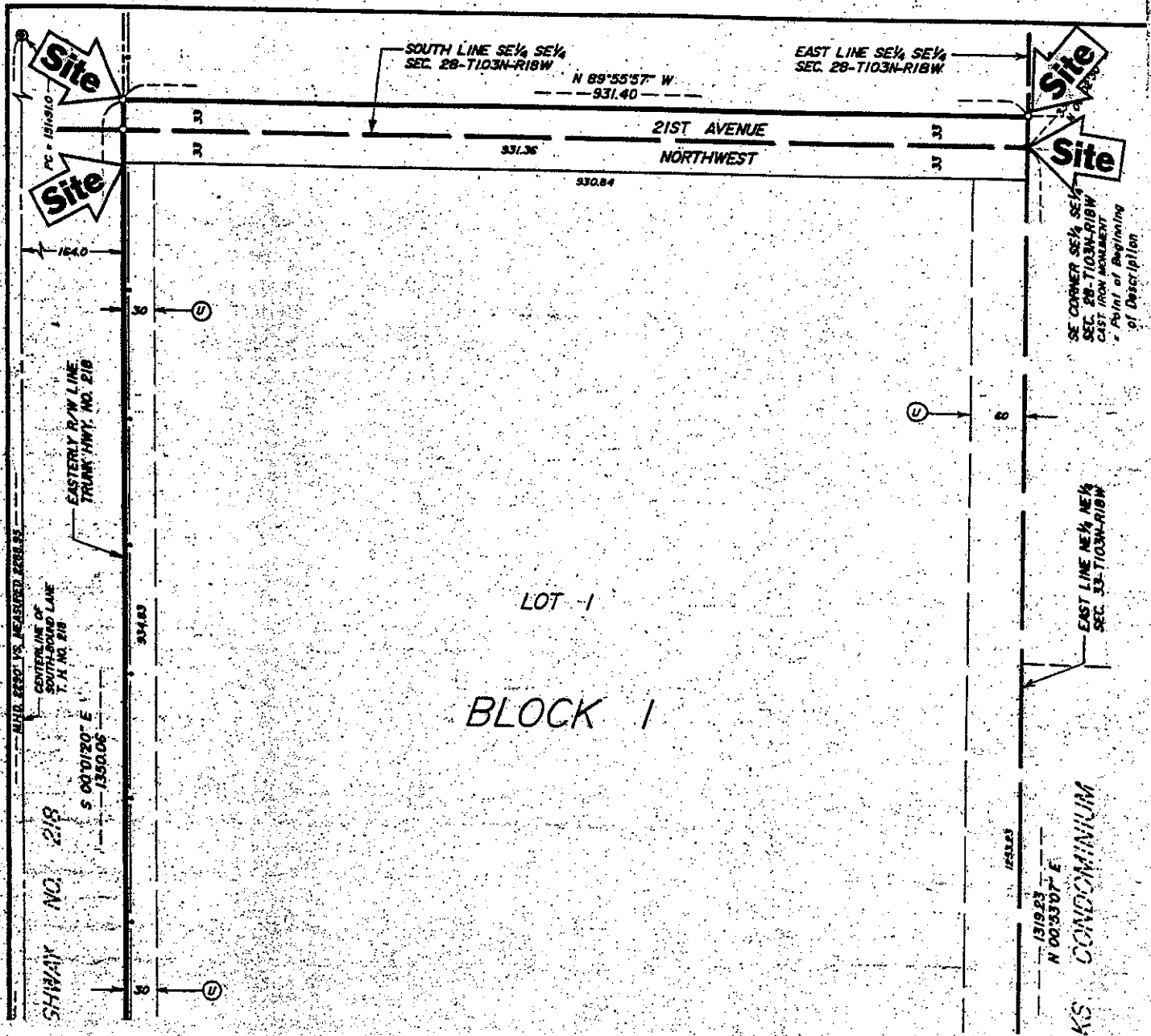
thence South 00°01'20" East a distance of 66.00 feet, on the easterly right-of-way line of said Trunk Highway No. 218;

thence South 89°55'57" East a distance of 930.84 feet, on a line parallel with the south line of said SE ¼ SE ¼, to a point on the east line of the NE ¼ NE ¼ Section 33-T103N-R18W;

thence North 00°53'07" East a distance of 33.00 feet, on an assumed bearing on the east line of said NE ¼ NE ¼, to the point of beginning.

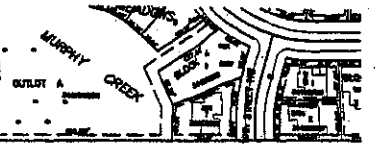
REC'D BY
MPC

DEC 1 0 2010



SE 1/4 28-T103N-R18W

REC'D BY MR. DEC 10 2010



U.S. HIGHWAY NO. 212

COLLISION SPECIALTY

Site

KMART

CASH WISE

THE OAKS

1/4 33-T103N-R18W

