

JOINT ORDERLY ANNEXATION RESOLUTION

**CITY OF MONTGOMERY
RESOLUTION 19-2018**

**TOWNSHIP OF MONTGOMERY
RESOLUTION**

**IN THE MATTER OF THE ORDERLY ANNEXATION BETWEEN THE CITY OF
MONTGOMERY AND MONTGOMERY TOWNSHIP PURSUANT TO MINNESOTA
STATUTES SECTION 414.0325**

WHEREAS, the City of Montgomery and the Township of Montgomery have met, conferred, considered and reached agreement relating to the annexation of an area located in the Township of Montgomery; and

WHEREAS, the area proposed for annexation is owned in fee by Neil & Karen Vlasak, husband and wife, herein referred to as "Owner"; and

WHEREAS, the Owner has requested and petitioned the City to have his land annexed; and

WHEREAS, the City of Montgomery and Montgomery Township jointly agree to designate and request the immediate annexation of the following described land located within Montgomery Township to the City of Montgomery, County of Le Sueur, Minnesota:

That part of the Northwest Quarter of Section 15, Township 111 North, Range 23 West, Le Sueur County, Minnesota, described as follows:

Commencing at the Northwest corner of said Section 15; thence South 00 degrees 26 minutes 42 seconds West, (bearings based on Le Sueur County Coordinates System NAD83 1996 Adjustment), on the west line of said Northwest Quarter, a distance of 746.80 feet, thence South 89 degrees 31 minutes 53 seconds East, parallel and 748.80 feet south of the north line of said Northwest Quarter, a distance of 570.15 feet to the point of beginning; thence North 00 degrees 26 minutes 42 seconds East parallel with the west line of said Northwest Quarter a distance of 458.40 feet; thence South 89 degrees 31 minutes 53 seconds East, a distance of 179.85 feet; thence South 89 degrees 07 minutes 21 seconds East, a distance of 66.87 feet; thence South 16 degrees, 11 minutes 50 seconds East, a distance of 537.08 feet; thence South 16 degrees 58 minutes 13 seconds West, a distance of 208.83 feet; thence South 35 degrees 43 minutes 10 seconds East, a distance of 159.79 feet; thence North 89 degrees 02 minutes 02 seconds West, a distance of 435.45 feet to the intersection of a line that bears South 00 degrees 26 minutes 42 seconds

West from the point of beginning; thence North 00 degrees 26 minutes 42 seconds East, a distance of 382.00 feet to the point of beginning.

Contains 6.7 acres of land

; and

WHEREAS, the City of Montgomery and Montgomery Township have agreed to all the terms and conditions for the annexation of the above described lands; and

WHEREAS, the signatories hereto agree that no alteration of the designated area is appropriate and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

NOW, THEREFORE, BE IT RESOLVED AND AGREED jointly by the City Council of the City of Montgomery and the Township Board of Montgomery Township as follows:

1. **Property.** That the following described land is subject to orderly annexation pursuant to Minnesota Statutes Section 414.0325, and that the parties hereto designate the area for orderly annexation; and agree that the land be immediately annexed.
2. **Acreage/Population/Usage.** That the orderly annexation area consists of 6.7 acres, the population in the area is zero (0), and the land use type is currently commercial.
3. **Jurisdiction.** That Montgomery Township and the City of Montgomery, by submission of this joint resolution to the Municipal Boundary Adjustment Unit of the Office of Administrative Hearings, confers jurisdiction upon the Chief Administrative Law Judge so as to accomplish said orderly annexation in accordance with the terms of this resolution.
4. **Reimbursement to Township for Lost Taxes on Annexed Property Pursuant to Minnesota Statutes Section 414.036.** In the first year following the year in which the City of Montgomery could first levy on the annexed area, an amount equal to \$1,263 in 2019. This amount is equal to five (5) years of tax in the amount of 421.00 per year. There are no special assessments due against the subject property.
5. **Review and Comment.** The City of Montgomery and Montgomery Township agree that upon receipt of this resolution, passed and adopted by each party, the Chief Administrative Law Judge may review and comment, but shall within thirty (30) days, order the annexation in accordance with the terms of the resolution.

6. **Waiver.** That the Owners of the property have waived the provisions of Minnesota Statutes Section 414.0325, Subd1a, relative to notice of the costs of electric utility service.

7. **Severability.** Every provision of this resolution will be and hereby is declared severable, and if any part or portion is held invalid, it will not affect or invalidate the remaining parts or portions of this resolution.

8. **Zoning.** The property, upon annexation, will be zoned I-1, light industrial district.

Adopted by affirmative vote of all the members of the Montgomery Township Board of Supervisors this 3rd day of May, 2018.

MONTGOMERY TOWNSHIP

ATTEST:


By: 
Chairperson
Board of Supervisor

By: 
Township Clerk

Adopted by affirmative vote of the City Council of Montgomery this 21st day of May, 2018.

CITY OF MONTGOMERY

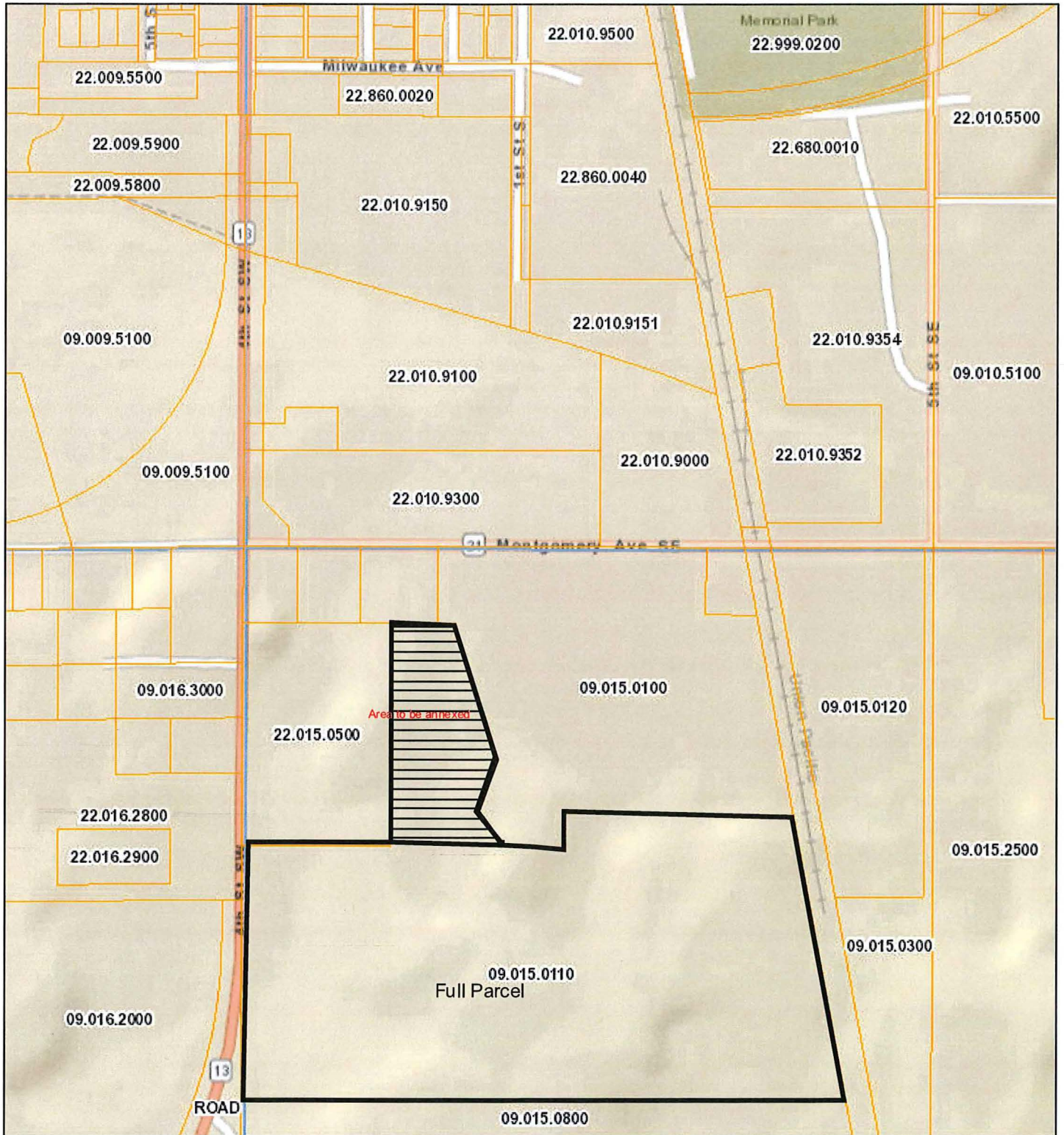
ATTEST:

By: 
John Grimm, Mayor

By: 
Brian Heck, City Administrator

Approved this 21 day of MAY, 2018.

Vlasak Annexation



March 5, 2018

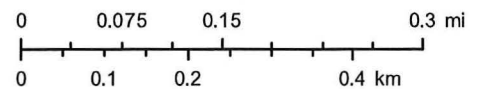
DISCLAIMER: This map is not intended for conveyances, nor is it a legal survey. The information is presented on a best-efforts basis, and should not be relied upon for making financial, survey, legal or other commitments.

Legend

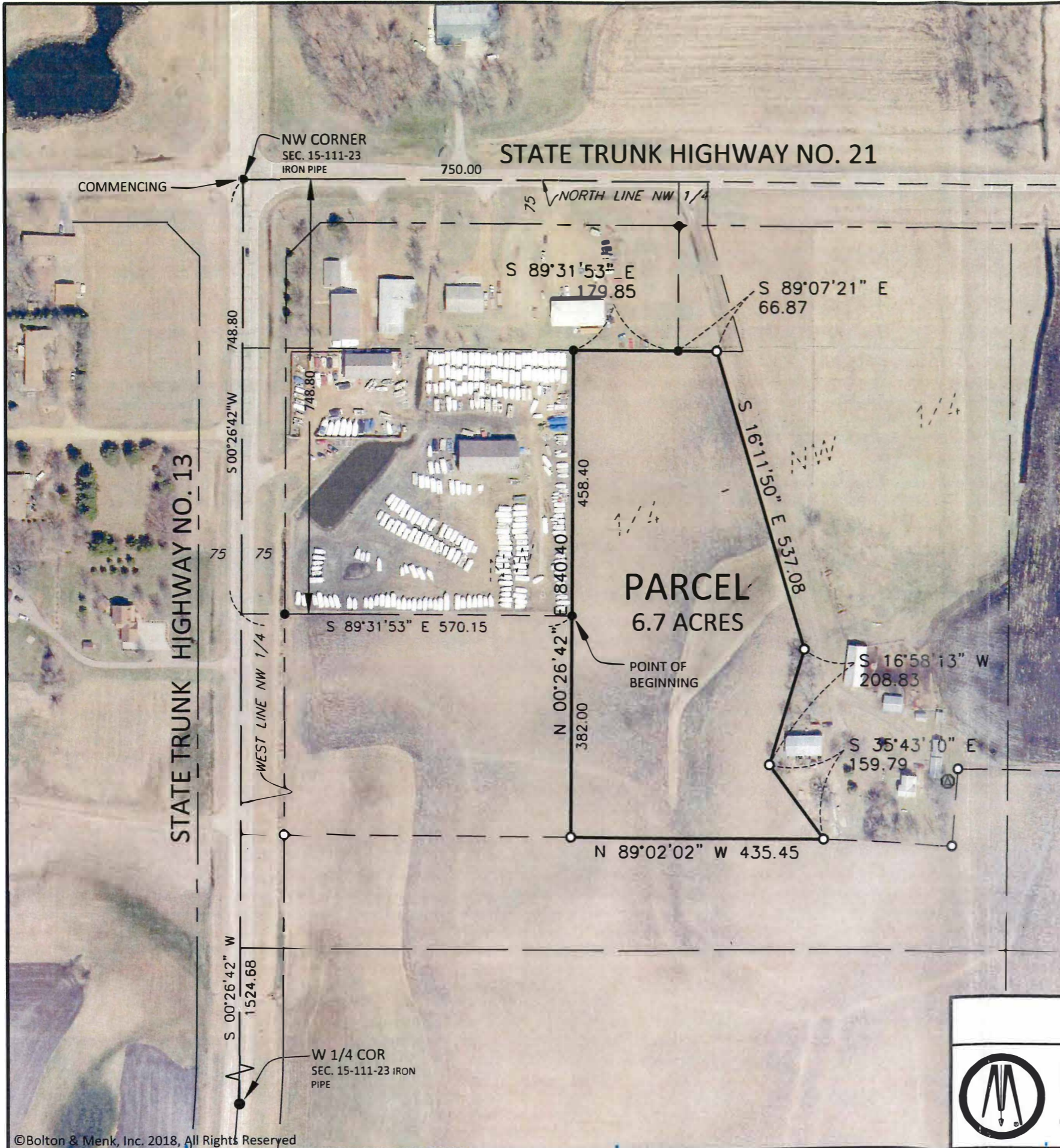
- Parcels
- Sections



1:9,028



Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan, Esri Japan, METI, Esri China (Hong Kong), Esri Korea, Esri (Thailand), NGCC, © OpenStreetMap contributors, and the GIS User Community



LEGAL DESCRIPTION

That part of the Northwest Quarter of Section 15, Township 111 North, Range 23 West, Le Sueur County, Minnesota, described as follows:

Commencing at the Northwest corner of said Section 15; thence South 00 degrees 26 minutes 42 seconds West, (bearings based on Le Sueur County Coordinates System NAD83 1996 Adjustment), on the west line of said Northwest Quarter, a distance of 748.80 feet, thence South 89 degrees 31 minutes 53 seconds East, parallel and 748.80 feet south of the north line of said Northwest Quarter, a distance of 570.15 feet to the point of beginning; thence North 00 degrees 26 minutes 42 seconds East parallel with the west line of said Northwest Quarter, a distance of 458.40 feet; thence South 89 degrees 31 minutes 53 seconds East, a distance of 179.85 feet; thence South 89 degrees 07 minutes 21 seconds East, a distance of 66.87 feet; thence South 16 degrees 11 minutes 50 seconds East, a distance of 537.08 feet; thence South 16 degrees 58 minutes 13 seconds West, a distance of 208.83 feet; thence South 35 degrees 43 minutes 10 seconds East, a distance of 159.79 feet; thence North 89 degrees 02 minutes 02 seconds West, a distance of 435.45 feet to the intersection of a line that bears South 00 degrees 26 minutes 42 seconds West from the point of beginning; thence North 00 degrees 26 minutes 42 seconds East, a distance of 382.00 feet to the point of beginning.

Contains 6.7 acres of land.

LEGEND

- 3/4" IRON PIPE MONUMENT SET MARKED BY LIC. NO. 19789
- MONUMENT FOUND

SURVEYOR'S CERTIFICATION

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.

Rory Jensen 3/21/2018
Rory Jensen Date
License Number 19789

CERTIFICATE OF SURVEY MONTGOMERY TOWNSHIP, LE SUEUR COUNTY



**BOLTON
& MENK**

1960 PREMIER DRIVE
MANKATO, MINNESOTA 56001
(507) 625-4171

PART OF THE NW 1/4 OF THE NW 1/4 OF SECTION 15, TOWNSHIP 111 NORTH, RANGE 23 WEST, LE SUEUR COUNTY, MINNESOTA

FOR: VLASAK, NEIL