

RESOLUTION 93-59

Introduced by Councilor Cuden

Seconded by Councilor Bachtle

A JOINT 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 MINNESOTA
MUNICIPAL BOARD PURSUANT TO M.S.414.0325

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:

Commencing at a point 40 rods West of the center of Section 10,
Township 102 North of Range 21, West of the Fifty Principal
Meridian, thence South 174 feet, thence East 120 feet, thence
North 174 feet, thence West 120 feet to the place of beginning,
being a part of the $E\frac{1}{2}$ of Lot 8 in a plat or subdivision of the
fractional $E\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 10, Township 102 North of
Range 21 West of the 5th P.M., subject to easements for public
roads and also subject to well agreement.

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 Board,
confer jurisdiction upon the Minnesota Municipal Board 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, these properties would be imme-
diately annexed to the City of Albert Lea. This area is described as
follows:

Commencing at a point 40 rods West of the center of Section 10,
Township 102 North of Range 21, West of the Fifty Principal
Meridian, thence South 174 feet, thence East 120 feet, thence
North 174 feet, thence West 120 feet to the place of beginning,
being a part of the $E\frac{1}{2}$ of Lot 8 in a plat or subdivision of the
fractional $E\frac{1}{2}$ of the $SW\frac{1}{4}$ of Section 10, Township 102 North of
Range 21 West of the 5th P.M., subject to easements for public
roads and also subject to well agreement.

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 the effect of annexations on population shall be
resolved whenever possible by agreement of parties. If there is
failure to reach such agreement, the question shall be resolved by the
Minnesota Municipal Board.

Sec. 6. That no alteration of the area is appropriate, that this
resolution sets conditions for annexation and municipal board con-
sideration is not necessary.

Sec. 7. 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.

Sec. 8. That any person owning lands annexed to the City pursuant to this agreement shall have all rights provided by statute and Resolution 87-46 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.

Introduced, read and passed March 22, 1993.

ATTEST:

Sandi Behrend
City Clerk

BY: *Morris Wayne*
Mayor

TOWNSHIP OF ALBERT LEA

Passed and adopted by the Township Board of the Township of Albert Lea this 4 day of Aug, 1993.

ATTEST:

Harlan A. Bang
Township Clerk

BY: *D. J. H.*
Its: Chairman

