

RESOLUTION 93-67

Introduced by Councilor Kron

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:

The E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3-T102N-R21W, less all that part thereof, which lies south of the south right-of-way line of Trunk Highway No. 16;

together with all that part of the NE $\frac{1}{4}$ of said Section 3-T102N-R21W and the NW $\frac{1}{4}$ & SW $\frac{1}{4}$ Section 2-T102N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the point of intersection of the west right-of-way line of County State Aid Highway No. 45 and the north line of the SE $\frac{1}{4}$ of said Section 3-T102N-R21W;

thence Northerly a distance of 2664 feet more or less, on the westerly right-of-way line of said County State Aid Highway No. 45, to a point 33 feet north of the north line of the NE $\frac{1}{4}$ of said Section 3;

thence East a distance of 1420 feet more or less, on a line parallel with and 33 feet north of the north line of said NE $\frac{1}{4}$ of said Section 3 and the north line of the NW $\frac{1}{4}$ of said Section 2, to a point on the centerline of the south bound lane of Trunk Highway No 65;

thence Southwesterly a distance of 3233 feet more or less, on the centerline of said south bound lane of Trunk Highway No. 65, to a point on the west line of the SW $\frac{1}{4}$ of said Section 2;

thence North a distance of 200 feet more or less, on the west line of said SW $\frac{1}{4}$ of said Section 2, to the northwest corner thereof;

thence West a distance of 210 feet more or less, on the north line of the SE $\frac{1}{4}$ of said Section 3, to the point of beginning.

Containing 136 acres more or less.

Sec. 2. That the area described is in need of orderly annexation and no alteration of the stated boundaries is appropriate, that this resolution sets conditions for annexation and municipal board consideration is not necessary.

Sec. 3. 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. 4. 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 immediately annexed to the City of Albert Lea. This area is described as follows:

The E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 3-T102N-R21W, less all that part thereof, which lies south of the south right-of-way line of Trunk Highway No. 16; together with all that part of the NE $\frac{1}{4}$ of said Section 3-T102N-R21W and the NW $\frac{1}{4}$ & SW $\frac{1}{4}$ Section 2-T102N-R21W, Freeborn County, Minnesota; described as follows:

Commencing at the point of intersection of the west right-of-way line of County State Aid Highway No. 45 and the north line of the SE $\frac{1}{4}$ of said Section 3-T102N-R21W;

thence Northerly a distance of 2664 feet more or less, on the westerly right-of-way line of said County State Aid Highway No. 45, to a point 33 feet north of the north line of the NE $\frac{1}{4}$ of said Section 3;

thence East a distance of 1420 feet more or less, on a line parallel with and 33 feet north of the north line of said NE $\frac{1}{4}$ of said Section 3 and the north line of the NW $\frac{1}{4}$ of said Section 2, to a point on the centerline of the south bound lane of Trunk Highway No 65;

thence Southwesterly a distance of 3233 feet more or less, on the centerline of said south bound lane of Trunk Highway No. 65, to a point on the west line of the SW $\frac{1}{4}$ of said Section 2;

thence North a distance of 200 feet more or less, on the west line of said SW $\frac{1}{4}$ of said Section 2, to the northwest corner thereof;

thence West a distance of 210 feet more or less, on the north line of the SE $\frac{1}{4}$ of said Section 3, to the point of beginning.

Containing 136 acres more or less.

Sec. 5. 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. 6. 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. 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 Behrens
City Clerk

BY: Mayor
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:

Larson A. Paul
Township Clerk

BY: Chairman
Its: Chairman

REC'D. BY AUG 11 1993
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NE $\frac{1}{4}$ Sec 3-102-21

Point of
beginning

W R/W CSAH 45

CSAH 45

South-bound I-35
Centerline

I-35

E $\frac{1}{2}$ SE $\frac{1}{4}$
Sec 3

SW $\frac{1}{4}$ Sec 2-102-21

Trunk Hwy #16

GOOSE
LAKE

CHICAGO & NORTHWESTERN RR

THE SOO LINE RR

