

RESOLUTION NO. 10379

JOINT RESOLUTION FOR ORDERLY ANNEXATION

IN THE MATTER OF THE JOINT RESOLUTION OF THE TOWNSHIP
OF AUSTIN AND THE CITY OF AUSTIN 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

The Township of Austin and the City of Austin hereby jointly agree to the following:

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

All that part of the W 1/2 NE 1/4 Section 11-T102N-R18W, Mower County, Minnesota; described as follows: Commencing at the Northwest corner of the NE 1/4 of said Section 11; thence South 00 degrees 49'38" East a distance of 738.58 feet; on an assumed bearing on the West line of said NE 1/4, to the point of beginning; thence North 89 degrees 03'09" East a distance of 35.61 feet; thence North 79 degrees 46'48" East a distance of 19.31 feet; thence South 05 degrees 43'41" East a distance of 244.52 feet; thence North 88 degrees 12' 25" East a distance of 328.66 feet, to a point on the Southwesterly right-of-way line of Tenth Drive Southeast (formerly Trunk Highway No. 218); thence Southeasterly a distance of 367.66 feet, on the Southwesterly right-of-way line of said Tenth Drive Southeast, on a nontangential curve, concave to the Northeast, with a radius of 3908.72 feet, a central angle of 05 degrees 23'22", and a chord bearing of South 39 degrees 08'13" East; thence South 41 degrees 49'54" East a distance of 364.68 feet, on a tangential line, on the Southwesterly right-of-way line of said Tenth Drive Southeast; thence South 48 degrees 16' 06" West a distance of 1152.76 feet, to a point on the West line of said NE 1/4, which is 348.51 feet North of the Southwest corner thereof; thence North 00 degrees 49'38" West a distance of 1553.28 feet, on the West line of said NE 1/4, to the point of beginning. 16.03 acres.

2. That the Town Board of the Township of Austin and the City Council of the City of Austin, upon passage and adoption of this resolution and upon the acceptance by the Municipal Board, confer jurisdiction upon the Municipal Board over the various provisions contained in this Agreement.

3. That these certain properties which abut the City of Austin are presently urban or suburban in nature or are about to become so. Further, The City of Austin is capable of providing services to this area within a reasonable time, and the annexation is in the best interest of the area proposed for annexation. Therefore, these properties would be immediately annexed to the City of Austin, to wit:

All that part of the W 1/2 NE 1/4 Section 11-T102N-R18W, Mower County, Minnesota; described as follows: Commencing at the Northwest corner of the NE 1/4 of said Section 11; thence South 00 degrees 49'38" East a distance of 738.58 feet; on an assumed bearing on the West line of said NE 1/4, to the point of beginning; thence North 89 degrees 03'09" East a distance of 35.61 feet; thence North 79 degrees 46'48" East a distance of 19.31 feet; thence South 05 degrees 43'41" East a distance of 244.52 feet; thence North 88 degrees 12' 25" East a distance of 328.66 feet, to a point on the Southwesterly right-of-way line of Tenth Drive Southeast (formerly Trunk Highway No. 218); thence Southeasterly a distance of 367.66 feet, on the Southwesterly right-of-way line of said Tenth Drive Southeast, on a nontangential curve, concave to the Northeast, with a radius of 3908.72 feet, a central angle of 05 degrees 23'22", and a chord bearing of South 39 degrees 08'13" East; thence South 41 degrees 49'54" East a distance of 364.68 feet, on a tangential line, on the Southwesterly right-of-way line of said Tenth Drive Southeast; thence South 48 degrees 16' 06" West a distance of 1152.76 feet, to a point on the West line of said NE 1/4, which is 348.51 feet North of the Southwest corner thereof; thence North 00 degrees 49'38" West a distance of 1553.28 feet, on the West line of said NE 1/4, to the point of beginning. 16.03 acres.

4. Upon annexation, the City shall zone as "R-1" Single Family Residential.
5. Both the town of Austin and the City of Austin agree that no alternation of the stated boundaries of this agreement is appropriate. Furthermore, each party agrees that no consideration by the Municipal Board is necessary. Upon receipt of this resolution, passed and adopted by each party, the Municipal Board may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this joint resolution.

Approved by the Town of Austin this 5th day of June, 19 95.

Town Of Austin

BY: Olinier Hallier
Town Board Chair

BY: Marianne Looch
Town Board Clerk

REC'D. BY JUN 23 1995
MMR

Passed by a vote of YEAS and NAYS this 19th day of June, 19 95.

YEAS 7 NAYS 0

ATTEST:

Dan E. Sulander
City Recorder

APPROVED:

John O'Hara
Mayor

BEGINNING

REC'D BY JUN 23 1995
MMR

WEST LINE NE1/4
SEC. 11-T102N-R18W

1553.28'

N 00°49'38" W

S 05°43'41" E 244.52'

N 88°12'25" E 328.66'

TENTH DRIVE SE

Δ 05°23'22"

C.B.

L 367.66'

R 3908.72'

S 39°08'13" E

S 41°49'54" E

364.68'

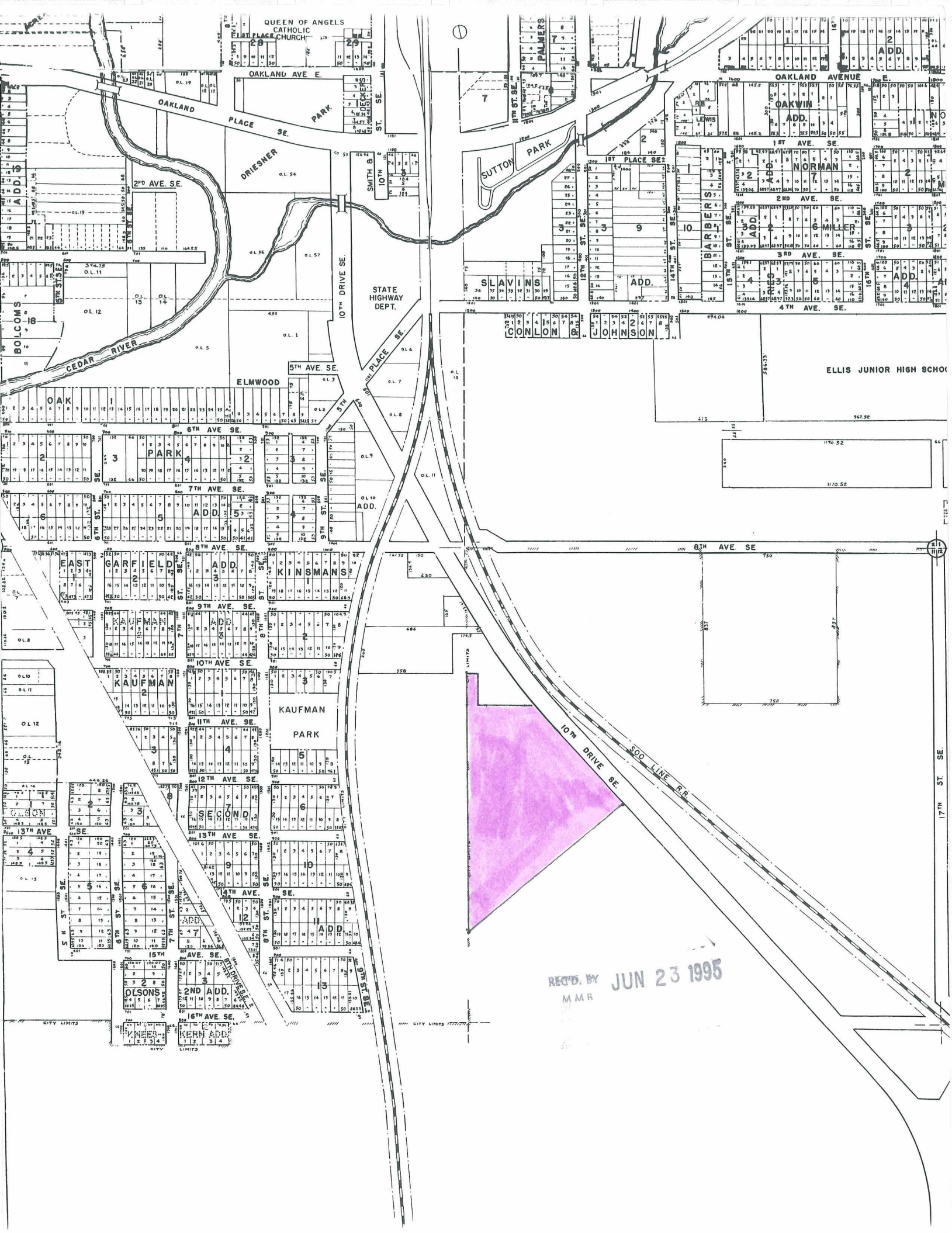
1152.76'

S 48°16'06" W

AREA = 16.03 ACRES ±

LINE RAILROAD (ABANDONED)

NE



REC'D. BY JUN 23 1995
MAR