

RESOLUTION 95-233

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:

All that part of the SW 1/4 & W 1/2 SE 1/4 Section 2-T102N-R21W and the NW 1/4 & W 1/2 NE 1/4 Section 11-T102N-R21W, Freeborn County, Minnesota, described as follows:

Commencing at the southwest corner of said Section 2;

thence North a distance of 497 feet more or less, on the west line of said Section 2, to the point of intersection with the northerly right-of-way line of trunk Highway No. 16 (now County State Aid Highway No. 46);

thence Easterly a distance of 851 feet more or less, on the northerly right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to the point of intersection with a line drawn parallel with and 1789.12 feet west of the east line of the SW 1/4 of said Section 2;

thence North a distance of 477.5 feet more or less, on a line parallel with and 1789.12 feet west of the east line of said SW 1/4, to a point on a line drawn parallel with and 990 feet north of the south line of said SW 1/4;

thence East a distance of 1789.12 feet, on a line parallel with the south line of said SW 1/4, to a point on the east line thereof;

thence South a distance of 258.65 feet more or less, on the east line of said SW 1/4 Section 2, to a point on the easterly right-of-way line of Interstate Highway No. 35;

thence Southeasterly a distance 279.3 feet more or less,

on the easterly right-of-way line of said Interstate Highway No. 35, to Monument B17, as shown on State Highway Right-Of-Way Plat No. 24-2, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence Southeasterly a distance of 230.51 feet, on the easterly Right-Of-Way line of said Interstate Highway No. 35, to Monument B18, as shown on said Highway Right-Of-Way Plat No. 24-2;

thence Southeasterly a distance of 250 feet, on the easterly Right-Of-Way line of said Interstate Highway No. 35, to Monument B19, as shown on said Highway Right-Of-Way Plat No. 24-2;

thence Southeasterly a distance of 898.3 feet more or less, on the northerly Right-Of-Way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46);

thence Easterly a distance 34.5 feet more or less, on the northerly Right-Of-Way line of said Trunk Highway No. 16, now County State Aid Highway No. 46, to the east line of the W 1/2 SE 1/4 of said Section 2;

thence South a distance of 80.2 feet more or less, on the east line of said W 1/2 SE 1/4 Section 2, to the southeast corner thereof;

thence South 00°27'00" East a distance of 527.18 feet, on an assumed bearing on the east line of the W 1/2 NE 1/4 of said Section 11;

thence South 87°32'41" West a distance of 280.21 feet;

thence South 59°16'15" West a distance of 390.38 feet;

thence South 00°27'00" East a distance of 675.00 feet;

thence South 89°44'16" West a distance of 956.57 feet, to a point on the easterly right-of-way line of said Interstate Highway No. 35;

thence South 89°44'16" West a distance of 389 feet more or less, to a point on the westerly Right-Of-Way line of said Interstate Highway No. 35;

thence Northeasterly a distance of 21.8 feet more or less, on the westerly right-of-way line of said Interstate Highway No. 35;

thence Northeasterly a distance of 509 feet more or less, on the westerly Right-Of-Way line of said Interstate Highway No. 35;

thence Northeasterly and northerly a distance of 192.7 feet more or less, on a curve concave to the west on the westerly right-of-way line of said Interstate Highway No. 35;

thence northwesterly a distance of 383.3 feet more or less, on the westerly Right-Of-Way line of said Interstate Highway No. 35;

thence Northwesterly a distance of 426.6 feet more or less, on the westerly right-of-way line of said Interstate Highway No. 35, to Monument B1, as shown on State of Minnesota Right-Of-Way Plat No. 24-2, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence Westerly a distance of 200 feet, on the southerly right-of-way line of Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B2, as shown on said Right-Of-Way Plat No. 24-2;

thence Northeasterly a distance of 35.0 feet, on the southerly Right-Of-Way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B3, as shown on said Right-Of-Way Plat No. 24-2;

thence Westerly a distance of 325 feet, on the south right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B4, as shown on said Right-Of-Way Plat No. 24-2;

thence Northeasterly a distance of 15.0 feet, on the southerly right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B5, as shown on said Right-Of-Way Plat No. 24-2;

thence Westerly a distance of 225 feet, on the southerly Right-Of-Way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B6, as shown on said Right-Of-Way Plat No. 24-2;

thence Westerly a distance of 180 feet more or less, on the southerly right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to the point of beginning of a curve;

thence Westerly a distance of 855.40 feet, on the southerly right-of-way line of Trunk Highway No. 16 (now County State Aid Highway No. 46), to a point 133 feet east of the west line of the SW 1/4 of said Section 2;

thence Southwesterly a distance of 149 feet more or less, on the southerly Right-Of-Way line of said Trunk Highway

No. 16 (now County State Aid Highway No. 46), to a point 33 feet east of the west line of the SW 1/4 of said Section 2;

thence South a distance of 138 feet more or less, on said southerly right-of-way line, a line parallel with and 33 feet east of the west line of said SW 1/4 Section 2, to a point on the south line thereof;

thence West a distance of 33.0 feet, on the south line of said SW 1/4 of said Section 2, to the point of beginning.

Containing 97.4 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:

All that part of the SW 1/4 & W 1/2 SE 1/4 Section 2-T102N-R21W and the NW 1/4 & W 1/2 NE 1/4 Section 11-T102N-R21W, Freeborn County, Minnesota, described as follows:

Commencing at the southwest corner of said Section 2;

thence North a distance of 497 feet more or less, on the west line of said Section 2, to the point of intersection with the northerly right-of-way line of trunk Highway No. 16 (now County State Aid Highway No. 46);

thence Easterly a distance of 851 feet more or less, on the northerly right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to the point of intersection with a line drawn parallel with and 1789.12 feet west of the east line of the SW 1/4 of said Section 2;

thence North a distance of 477.5 feet more or less, on a line parallel with and 1789.12 feet west of the east line of said SW 1/4, to a point on a line drawn parallel with and 990 feet north of the south line of said SW 1/4;

thence East a distance of 1789.12 feet, on a line parallel with the south line of said SW 1/4, to a point on the east line thereof;

thence South a distance of 258.65 feet more or less, on the east line of said SW 1/4 Section 2, to a point on the easterly right-of-way line of Interstate Highway No. 35;

thence Southeasterly a distance 279.3 feet more or less, on the easterly right-of-way line of said Interstate Highway No. 35, to Monument B17, as shown on State Highway Right-Of-Way Plat No. 24-2, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

thence Southeasterly a distance of 230.51 feet, on the easterly Right-Of-Way line of said Interstate Highway No. 35, to Monument B18, as shown on said Highway Right-Of-Way Plat No. 24-2;

thence Southeasterly a distance of 250 feet, on the easterly Right-Of-Way line of said Interstate Highway No. 35, to Monument B19, as shown on said Highway Right-Of-Way Plat No. 24-2;

thence Southeasterly a distance of 898.3 feet more or less, on the northerly Right-Of-Way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46);

thence Easterly a distance 34.5 feet more or less, on the northerly Right-Of-Way line of said Trunk Highway No. 16, now County State Aid Highway No. 46, to the east line of the W 1/2 SE 1/4 of said Section 2;

thence South a distance of 80.2 feet more or less, on the east line of said W 1/2 SE 1/4 Section 2, to the southeast corner thereof;

thence South 00°27'00" East a distance of 527.18 feet, on an assumed bearing on the east line of the W 1/2 NE 1/4 of said Section 11;

thence South 87°32'41" West a distance of 280.21 feet;

thence South 59°16'15" West a distance of 390.38 feet;

thence South 00°27'00" East a distance of 675.00 feet;

thence South 89°44'16" West a distance of 956.57 feet, to

a point on the easterly right-of-way line of said Interstate Highway No. 35;

thence South $89^{\circ}44'16''$ West a distance of 389 feet more or less, to a point on the westerly Right-Of-Way line of said Interstate Highway No. 35;

thence Northeasterly a distance of 21.8 feet more or less, on the westerly right-of-way line of said Interstate Highway No. 35;

thence Northeasterly a distance of 509 feet more or less, on the westerly Right-Of-Way line of said Interstate Highway No. 35;

thence Northeasterly and northerly a distance of 192.7 feet more or less, on a curve concave to the west on the westerly right-of-way line of said Interstate Highway No. 35;

thence northwesterly a distance of 383.3 feet more or less, on the westerly Right-Of-Way line of said Interstate Highway No. 35;

thence Northwesterly a distance of 426.6 feet more or less, on the westerly right-of-way line of said Interstate Highway No. 35, to Monument B1, as shown on State of Minnesota Right-Of-Way Plat No. 24-2, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

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thence Northeasterly a distance of 35.0 feet, on the southerly Right-Of-Way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B3, as shown on said Right-Of-Way Plat No. 24-2;

thence Westerly a distance of 325 feet, on the south right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B4, as shown on said Right-Of-Way Plat No. 24-2;

thence Northeasterly a distance of 15.0 feet, on the southerly right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to Monument B5, as shown on said Right-Of-Way Plat No. 24-2;

thence Westerly a distance of 225 feet, on the southerly Right-Of-Way line of said Trunk Highway No. 16 (now

County State Aid Highway No. 46), to Monument B6, as shown on said Right-Of-Way Plat No. 24-2;

thence Westerly a distance of 180 feet more or less, on the southerly right-of-way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to the point of beginning of a curve;

thence Westerly a distance of 855.40 feet, on the southerly right-of-way line of Trunk Highway No. 16 (now County State Aid Highway No. 46), to a point 133 feet east of the west line of the SW 1/4 of said Section 2;

thence Southwesterly a distance of 149 feet more or less, on the southerly Right-Of-Way line of said Trunk Highway No. 16 (now County State Aid Highway No. 46), to a point 33 feet east of the west line of the SW 1/4 of said Section 2;

thence South a distance of 138 feet more or less, on said southerly right-of-way line, a line parallel with and 33 feet east of the west line of said SW 1/4 Section 2, to a point on the south line thereof;

thence West a distance of 33.0 feet, on the south line of said SW 1/4 of said Section 2, to the point of beginning.

Containing 97.4 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 and the area will enter the City of Albert Lea zoned Freeway Enterprise Zone.

Sec. 8. That reading of this resolution is waived by council consent.

Sec. 9. That publication of this resolution shall be dispensed with under provisions of Section 3.08 of the Charter of the City of Albert Lea.

8
REC'D. BY DEC 04 1995
MMR

Introduced, read and passed October 23, 1995.

ATTEST:

CITY OF ALBERT LEA, MINNESOTA

Sandi Behrens
City Clerk

Mary G. Wange
Mayor

TOWNSHIP OF ALBERT LEA

Passed and adopted by the Township Board of the Township of
Albert Lea this 7th day of November, 1995.

ATTEST:

Mark J. Roche
Township Clerk

Robert H. Sorenson
Township Chair

paj: 10/24/95

Resolution 95-233

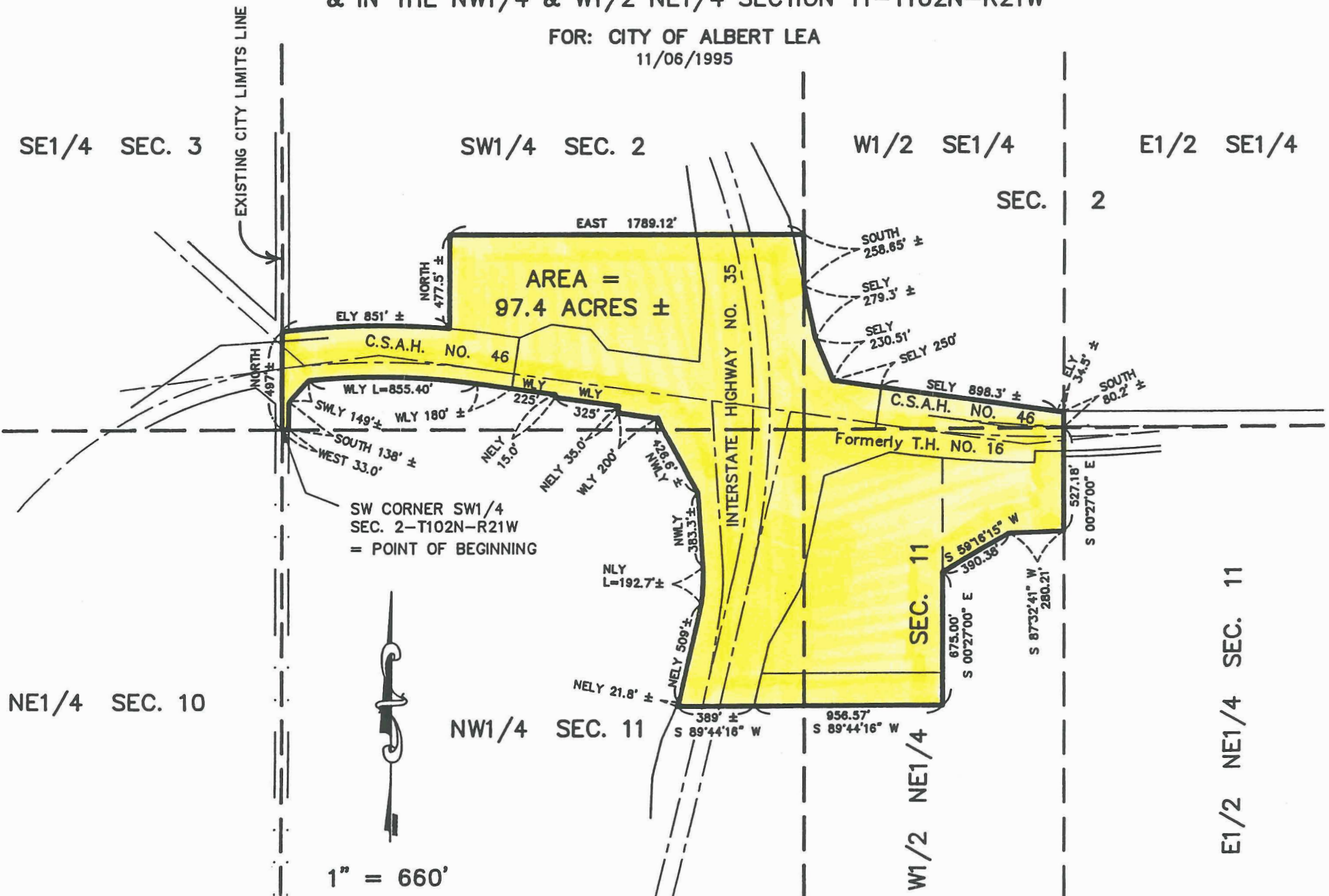
DRAWING OF TRACT FOR ANNEXATION PURPOSES

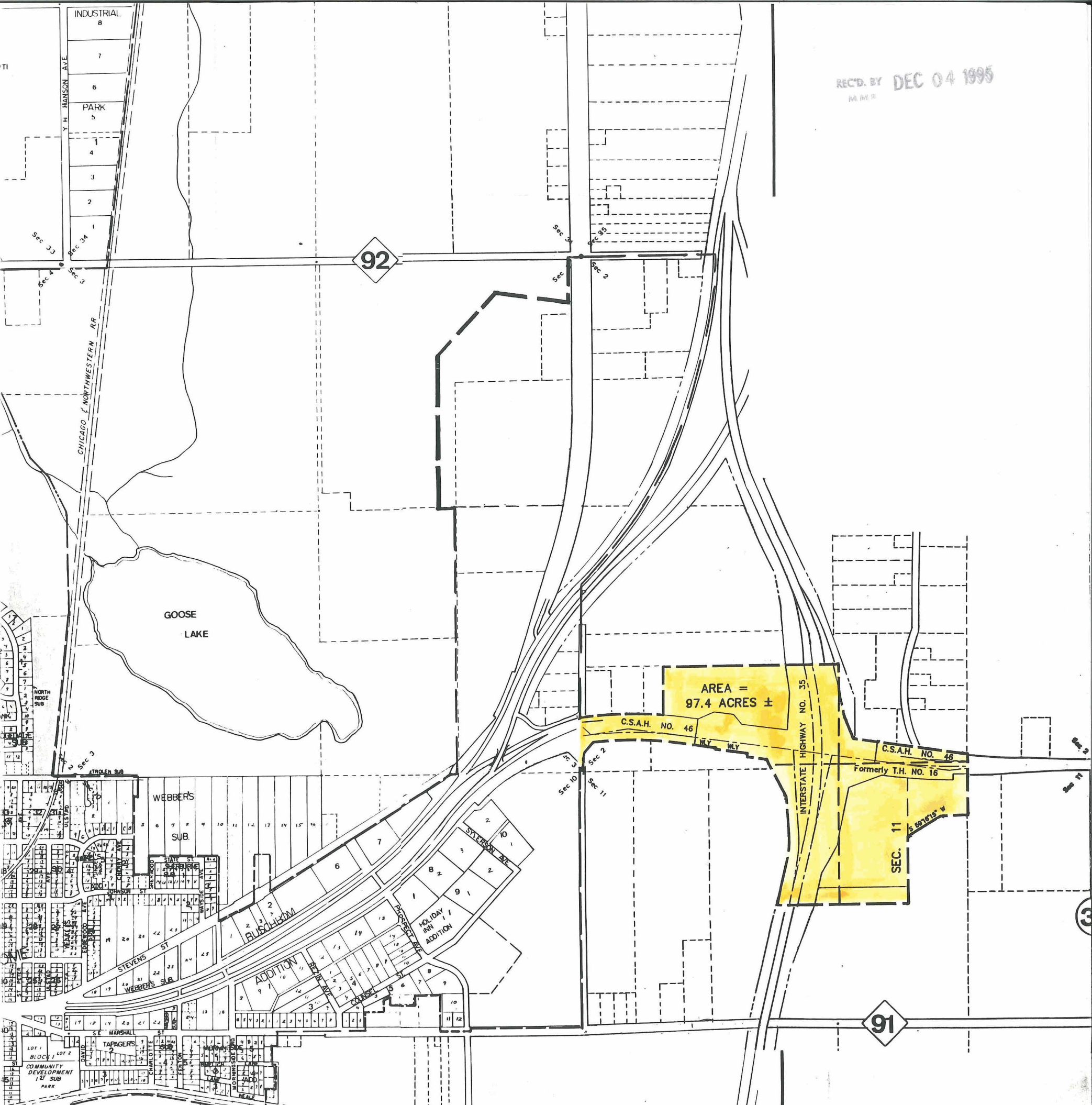
REC'D. BY DEC 04 1995
M M B

IN THE SW1/4 & W1/2 SE1/4 SECTION 2-T102N-R21W
& IN THE NW1/4 & W1/2 NE1/4 SECTION 11-T102N-R21W

FOR: CITY OF ALBERT LEA

11/06/1995





REC'D. BY DEC 04 1995
M.M.R.

AREA =
97.4 ACRES ±

C.S.A.H. NO. 46

C.S.A.H. NO. 46

Formerly T.H. NO. 16

SEC. 11

INTERSTATE HIGHWAY NO. 35

92

91