

RESOLUTION 02-211

Introduced by Councilor Brooks

Seconded by Councilor Marin

A 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 PLANNING OFFICE PURSUANT TO M.S.414.0325

WHEREAS, Jack and Susan Kortan, owners of property at the southeast corner of West Ninth Street and Highway 69 South, have petitioned the City for annexation; and

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 the Southwest corner of Southgate Addition, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

Thence Southerly on the Easterly right-of-way line of U.S. Highway No. 69 as follows:

South 00°59'12" East a distance of 292.16 feet;

Southerly a distance of 101.19 feet, on a tangential curve, concave to the East with a radius of 3,752.20 feet and a central angle of 01°32'43", to a point 410.00 feet South of the North line of the SE1/4 SE1/4 Section 18-T102N-R21W;

Thence North 89°52'27" East a distance of 516.93 feet, on a line parallel with the North line of said SE1/4 SE1/4, to a point 522.72 feet East of the West line of said SE1/4 SE1/4;

Thence North 00°46'02" West a distance of 399.89 feet, to the South line of said Southgate Addition;

Thence South 89°08'52" West a distance of 519.77 feet, on the South line of said Southgate Addition, to the point of beginning.

Consisting of 4.92 acres +/-.

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 Minnesota Office of Strategic and Long-Range Planning, confer jurisdiction upon the Minnesota Office of Strategic and Long-Range Planning 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 immediately annexed to the City of Albert Lea. This area is described as follows:

Commencing at the Southwest corner of Southgate Addition, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota;

Thence Southerly on the Easterly right-of-way line of U.S. Highway No. 69 as follows:

South 00°59'12" East a distance of 292.16 feet;

Southerly a distance of 101.19 feet, on a tangential curve, concave to the East with a radius of 3,752.20 feet and a central angle of 01°32'43", to a point 410.00 feet South of the North line of the SE1/4 SE1/4 Section 18-T102N-R21W;

Thence North 89°52'27" East a distance of 516.93 feet, on a line parallel with the North line of said SE1/4 SE1/4, to a point 522.72 feet East of the West line of said SE1/4 SE1/4;

Thence North 00°46'02" West a distance of 399.89 feet, to the South line of said Southgate Addition;

Thence South 89°08'52" West a distance of 519.77 feet, on the South line of said Southgate Addition, to the point of beginning.

Consisting of 4.92 acres +/-.

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 annexation 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 Office of Strategic and Long-Range Planning.

DEC 23 2002

Sec. 6. That no alteration of the area is appropriate, that this resolution provides for annexation of a designated area, and no consideration by Minnesota Planning is necessary, no alteration of the agreed upon boundaries is appropriate, all conditions for annexation have been stated in this resolution and Minnesota Planning may review and comment, but shall, within 30 days of receipt of the joint resolution, order the annexation.

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. That the property included in this annexation shall be zoned R-1.

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.

Sec. 9. That the City of Albert Lea agrees to pay the Township of Albert Lea an amount equal to two and one-half years of existing taxes derived from the area subject to annexation.

Sec. 10. That reading of this resolution is waived by Council consent.

Introduced, read and passed October 14, 2002.

Attest:

Sandi Behrens
City Clerk

By: Bob Haukoos
Mayor

TOWNSHIP OF ALBERT LEA

Passed and adopted by the Township Board of the Township of Albert Lea this 4th day of November, 2002.

Attest:

Champ Reed
Township Clerk

By: Marilyn A. Roche
Chair

STATE OF MINNESOTA }
COUNTY OF FREEBORN } ss
CITY OF ALBERT LEA

I hereby certify that I have compared the within instrument with the original now on file in my office and that it is a true and correct copy of the same and of the whole thereof.

Dated December 20, 2002

City Clerk Sandi Behrens

By authorized deputy _____

alp:10/15/02

Resolution 02-211

DEC 23 2002

CERTIFICATE OF SURVEY
IN THE SE1/4 SE1/4 SECTION 18-T102N-R21W
FREEBORN COUNTY, MINNESOTA

75' 75'

NW CORNER SE1/4 SE1/4
SECTION 18-T102N-R21W

NORTH LINE SE1/4 SE1/4
SECTION 18-T102N-R21W

S 89°02'12" W
N.T.S. 522.75'

467.31'

9TH STREET

33' 33'

N.T.S. 49.86'

43.14'

4.92 ACRES
(INCL. HWY R/W)

N.T.S. 522.72'

5.82' N.T.S.

N 01°36'17" W
410.03'

S 01°36'17" E
410.03'

522.72'
S 89°02'12" W

N.T.S. (60 RODS)
990.00'

467.28'

660.00'

U.S.H. NO. 69

100'

WEST LINE SE1/4 SE1/4
SECTION 18-T102N-R21W

EAST LINE SE1/4 SE1/4
SECTION 18-T102N-R21W


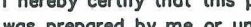
NE CORNER SE1/4 SE1/4
SECTION 18-T102N-R21W

LEGEND
N.T.S.= NOT TO SCALE

SCALE: 1" = 200'

N.T.S.= NOT TO SCALE

SCALE: 1" = 200'

LOCATION MAP  <p>Scale: 1"=4000'</p>	MONUMENTS <p>○ = 5/8" x 16" iron stake monument (Capped RLS 22705)—Placed</p> <p>● = Iron stake monument—Found</p> <p>⊗ = DRILL HOLE</p>	<p>I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.</p> <p style="text-align: center;"></p> <p style="text-align: center;">STEVEN J. THOMPSON</p> <p>Date: 10-15-97 Reg. No. 22705</p>
SURVEY FOR: JACK KORTAN		<p>JONES, HAUGH & SMITH INC. Civil Engineers & Land Surveyors Albert Lea, Minnesota</p>