

**RESOLUTION 2008-45**

**RESOLUTION APPROVING ANNEXATION OF CERTAIN "NON-DESIGNATED NEIGHBORHOODS" IN BELLE PRAIRIE TOWNSHIP IN ACCORDANCE WITH THE TERMS OF THAT ORDERLY ANNEXATION AGREEMENT, NO. OA-916, (NO. 08-Z)**

WHEREAS, in accordance with Minnesota Statutes 414.0325, the City of Little Falls ("City") and the Township of Belle Prairie ("Township") have signed an Orderly Annexation Agreement, No. OA-916, ("Agreement") on February 10, 2003, and February 3, 2003, respectively; and

WHEREAS, Paragraph 1.b, of said Agreement designates certain properties as the Belle Prairie Suburban Orderly Annexation Area ("Designated Area") for annexation; and

WHEREAS, Paragraph 3.e of said Agreement indicates the City has notified Minnesota Power Company on January 13, 2003, of our intent to annex said territory and requested notification if there is a change in the cost of electric utility service as a result of the annexation of the properties within the Designated Area. The only change anticipated is the addition of a monthly City franchise fee, since the following described properties are and will remain within the Minnesota Public Utilities Commission's Service Area of Minnesota Power; and

WHEREAS, Paragraph 4.c of said Agreement outlines provisions for annexation of "Non-Designated Neighborhoods" in said Designated Area, by City Council resolution, if a petition is received by the City from an individual property owner(s) requesting annexation; and

WHEREAS, Paragraph 4.g of said Agreement outlines provisions for annexation of the following properties by resolution of the City Council:

Attachment "A".

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Little Falls, in accordance with the provisions of said Agreement, that the following described properties are designated for immediate annexation to the City of Little Falls:

Attachment "A"; and

BE IT FURTHER RESOLVED, that in accordance with Paragraph 3.d of said Agreement, the City shall share a one-time payment at 150% of the property taxes for said parcel(s) due and payable in the last year that the Township collected taxes, (i.e. 2008 property taxes \$366.99) for a total of \$550.49; and

BE IT FURTHER RESOLVED, that the current population in said property is zero (0), with a total area of 3.35 acres more or less; and

BE IT FURTHER RESOLVED, that in accordance with Chapter 11.03, Subd. 6 of the City Code, a public hearing was held on the proposed zoning of said territory on June 30, 2003 and on August 18, 2003, and said property was zoned "Non Central Business District, B-3" on August 18, 2003; and


BE IT FURTHER RESOLVED, that the City Administrator is directed to forward copies of this Resolution to the Minnesota Department of Administration, Minnesota Secretary of State, Belle Prairie Town Clerk, and the Morrison County Auditor, Assessor and Recorder; and

BE IT FURTHER RESOLVED, that in accordance with Paragraph 4.g, of said Agreement, the City of Little Falls agrees that no alteration of the stated boundaries as described herein is appropriate, that no consideration by the Minnesota Department of Administration, is necessary, and that all terms and conditions for annexation of the aforementioned properties are provided in that Orderly Annexation Agreement, OA-916. Pursuant to Minnesota Statutes, Section 414.0325, upon receipt of this Resolution, the Minnesota Department of Administration may review and comment, but shall within thirty (30) days order the annexation of the aforementioned properties in accordance with the terms and conditions contained in said Agreement.

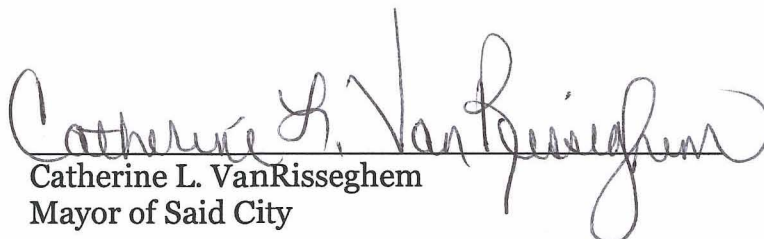
Passed this 2<sup>nd</sup> day of June, 2008.

  
Mike LeMieur  
Council President

ATTEST:

  
Garrison L. Hale  
City Administrator

Approved this 2<sup>nd</sup> day of June, 2008.

  
Catherine L. VanRisseghem  
Mayor of Said City

(SEAL)

EXHIBIT A

RECD BY  
M M B

JUN 06 2008

That part of the East Half of the Northwest Quarter (E1/2 NW1/4), Section 26, Township 41, Range 32, Morrison County, Minnesota, described as follows: commencing at the northwest corner of the West Half of the Northeast Quarter (W1/2 NE1/4), Section 26; thence North 89 degrees 56 minutes 47 seconds East, assumed bearing, a distance of 204.85 feet along the North line of said West Half of the Northeast Quarter (W1/4 NE1/4) to its intersection with the westerly right-of-way line of County Road 76; thence South 13 degrees 52 minutes 29 seconds West, a distance of 410.90 feet along said westerly right-of-way line to the southeast corner of that tract of land described in Document No. 314705; thence continuing South 13 degrees 52 minutes 29 seconds West, a distance of 786.90 feet along said westerly right-of-way line to the point of beginning; thence continuing South 13 degrees 52 minutes 29 seconds West, a distance of 517.22 feet along said westerly right-of-way line to its intersection with the easterly right-of-way line of State Highway 371; thence northwesterly along said easterly right-of-way line of State Highway 371 to its intersection with a line bearing North 62 degrees 01 minutes 30 seconds West from the point of beginning; thence South 62 degrees 01 minutes 30 seconds East, a distance of 516.44 feet to the point of beginning.



# Legend

- Denotes Current City Limits
- Denotes Proposed Annexation

NORTH

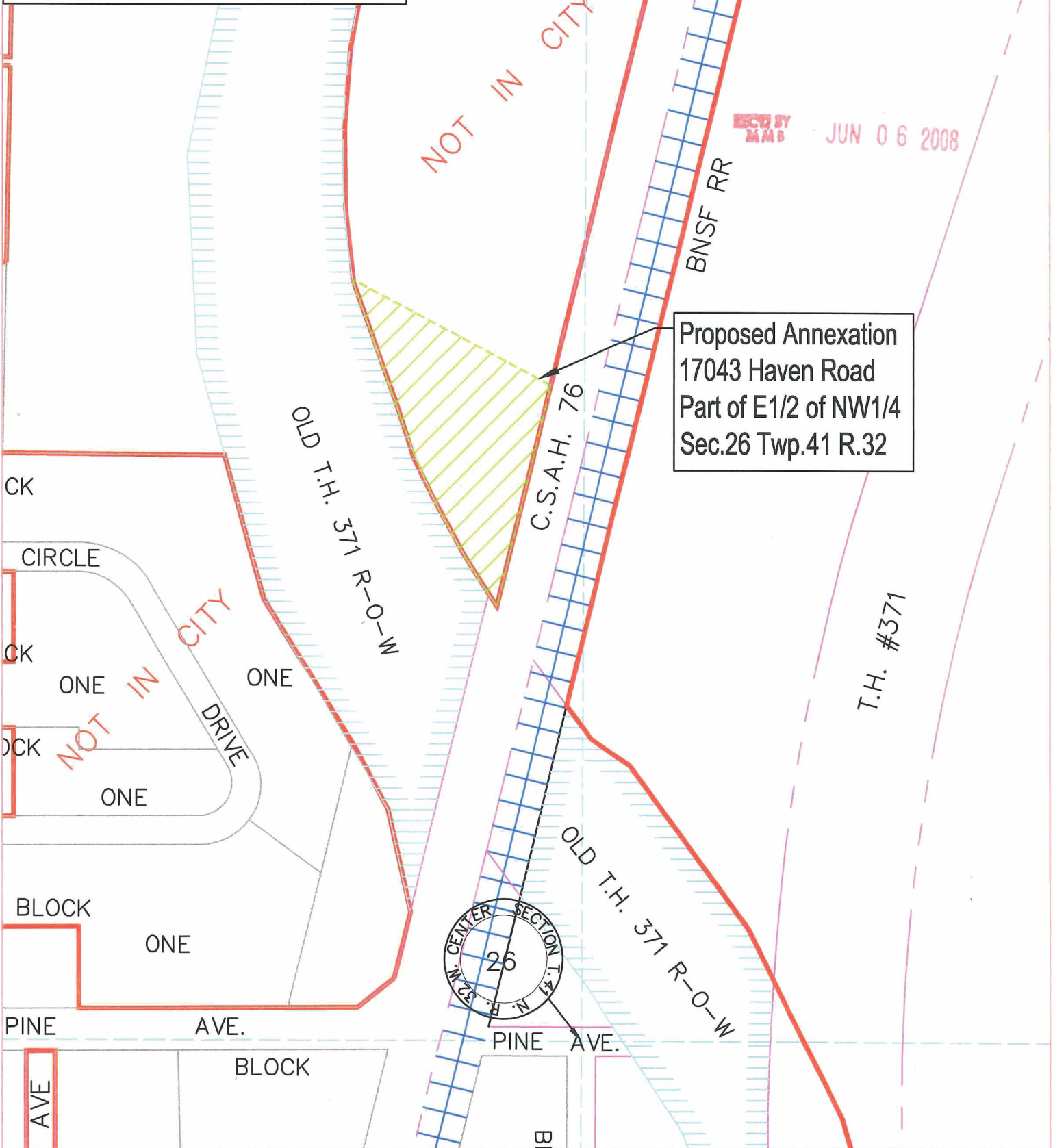
SCALE

0 100 200

RECD BY  
MAB

JUN 06 2008

Proposed Annexation  
17043 Haven Road  
Part of E1/2 of NW1/4  
Sec.26 Twp.41 R.32



SHEET NO.

1  
OF  
1

CITY OF LITTLE FALLS  
LITTLE FALLS, MINNESOTA

Palmer Bus Service - 17043 Haven Road

JOB NUMBER:N/A

SCALE: 1"=300'

DRAWN BY:B.D.R

CHECKED BY:D.H.S

PLOTTED:5/16/2008 8:17 AM



CITY OF  
Little Falls