

OCT 10 2008

RESOLUTION 2008-76

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-AA)

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 \$297.58) for a total of \$446.37; and

BE IT FURTHER RESOLVED, that the current population in said property is two (2), with a total area of 2.66 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 "One and Two Family Residential Country Homes, R-1.C" on August 18, 2003; and

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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 15th day of September, 2008.


Mike LeMieur
Council President

ATTEST:


Garrison L. Hale
City Administrator

Approved this 15th day of September, 2008.


Catherine L. VanRisseghem
Mayor of Said City

(SEAL)

OCT 10 2008

EXHIBIT A

That part of Government Lot 2, Section 23, Township 41, Range 32, described as follows; commencing at a one-half inch iron monument capped RLS 3091, marking the northeast corner of said Government Lot 2; thence southerly along the easterly line of Government 2, a distance of 485.00 feet to a one-half inch iron pipe monument, which is the point of beginning and which is also the southeast corner of the tract described in Document No. 299384; thence westerly, deflecting to the right 90 degrees 32 minutes 02 seconds on a line parallel with the north line of said Government Lot 2, a distance of 200.00 feet to a one-half inch iron pipe capped RLS 10832; thence continuing on said line, parallel with the north line of said Government Lot 2, a distance of 281.47 feet to a one-half inch iron pipe capped RLS 10832 on the easterly line of said County Road 260; thence southwesterly, angle to the right 125 degrees 49 minutes 57 seconds along said easterly line of County Road 260 a distance of 213.08 feet to a one-half inch iron pipe monument capped RLS 13336; thence easterly on a line parallel with the north line of Government Lot 2, angle to right 54 degrees 14 minutes 33 seconds a distance of 607.81 feet to an iron pipe capped RLS 11309; thence northerly, angle to the right 89 degrees 23 minutes 28 seconds along the east line of said Government Lot 2, a distance of 173.55 feet to the point of beginning; subject to reservations, restrictions and easement, if any, of record.

REC'D BY
MAM B

OCT 10 2008

EDGEWOOD

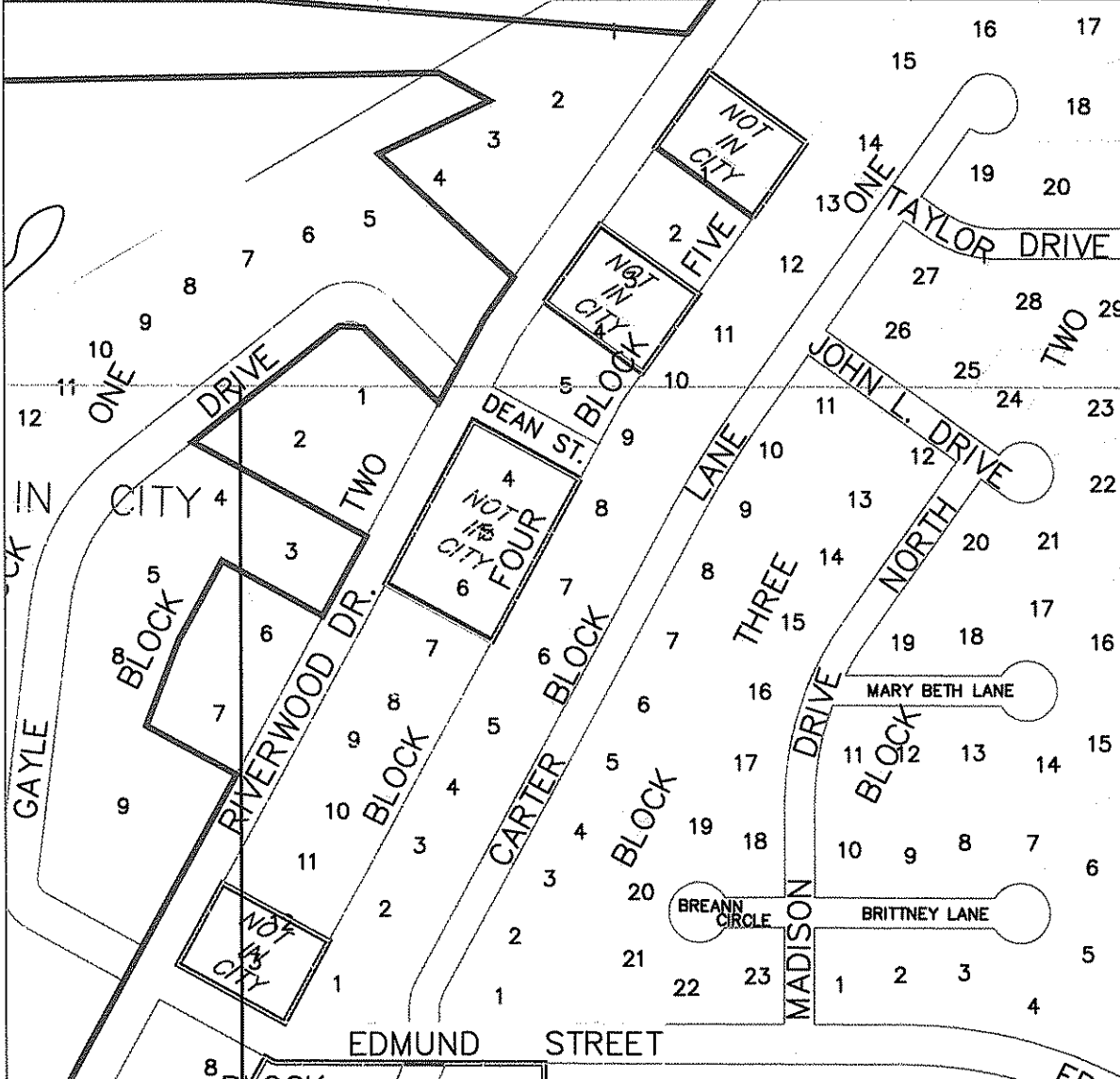
BLOCK
1
TW

MISSISSIPPI RIVER

PROPOSED ANNEXATION
17894 RIVERWOOD DRIVE

NOT IN CITY

NOT IN CITY



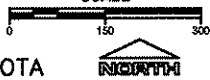
SHEET NO.

1
OF
1

CITY OF LITTLE FALLS
LITTLE FALLS, MINNESOTA

PROPOSED ANNEXATION 17894 RIVERWOOD

SCALE



JOB NUMBER: N/A

SCALE: 1"=300'

DRAWN BY: B.D.R.

CHECKED BY: D.H.S.

PLOTTED: 9/17/2008 10:04 AM



CITY OF
Little Falls