

RESOLUTION 2003-117

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. 03-H)

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. No change is anticipated, 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 not share property taxes with the Township; 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

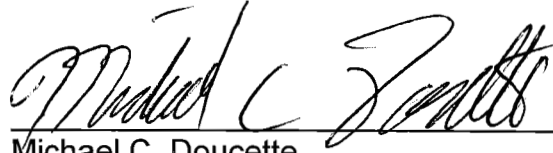
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may review and comment, but shall within thirty (30) days order the annexation of the
aforementioned properties in accordance with the terms and conditions contained in said
Agreement.

Passed this 21st day of July, 2003.



Michael C. Doucette
Council President

ATTEST:



Richard N. Carlson
City Administrator

Approved this 21st day of July, 2003.



Brian D. Mackinac
Mayor of Said City

(SEAL)

Attachment A
Non-Designated Neighborhood
(Number 03-H)

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OWNER NAME AND ADDRESS	PARCEL NUMBER	LEGAL DESCRIPTION	ACRES
John Jr and Debra Herbaugh 17235 Riverwood Drive Little Falls MN 56345	02.0522.000	Section 26, Township 41, Range 32 Part of Northwest 1/4 of Northwest 1/4 Section 26 and Government lot 1 Section 27 described as: Beginning at Northwest corner of Northwest 1/4 of Northwest 1/4, East along section line 250 links, South 22.5* West 625 links, West 300 links to Mississippi River, Northerly or Northeasterly along river 625 links to beginning, less that part lying East of centerline of County Aid Road 260 and less parts in Book 131 page 482, 483 and 638 and less part described as: Beginning at Southeast corner of Document 347027, South 20*03'00" West 38.06 feet along Southwesterly extension of East line of said Document 347027, North77*36'28" West 164.95 feet to Southwest corner of said Document, North 89*53'00" East 174.15 feet along South line to beginning	0.65
Donald and Clarice Olson 17134 Riverwood Drive Little Falls MN 56345	02.0530.000	Section 26, Township 41, Range 32 West 1/2 of part of Northwest 1/4 of Northwest 1/4 lying East of centerline of County Aid Road 76 and part of Government lot 1 Section 27 lying East of centerline of County Aid Road 260: Commencing on West line of Northwest 1/4 of Northwest 1/4, 417.5 feet North of Southwest corner of Northwest 1/4 of Northwest 1/4, thence Easterly and parallel with South line of Northwest 1/4 of Northwest 1/4 340 feet, North 100 feet, West to centerline of County Aid Road 260, continue Southerly along County Aid Road 260 to a point where South line of above described tract would intersect centerline of County Aid Road 76 if extended Westerly, Easterly along extended South line to beginning, and West 50 feet of East 1/2 of above description	0.41

Carol Wendland 16581 Riverwood Drive Little Falls MN 56345	02.0622.000	Section 27, Township 41, Range 32 Part of Government lot 2 Section 27 and of Northwest 1/4 of Southwest 1/4 Section 26 described as: Commencing at Northeast corner of Government lot 2 Section 27, South 1104 feet to point of beginning, West 420 feet, South 156 feet, East 420 feet, East on extension of last line 156 feet to West right of way of Township Road, Northwesterly along road 166 feet to intersection with an extension of North boundary of this tract, West 112 feet on said extension to beginning, less following description: Book 160 Deeds, page 534, Book 164 Deeds, page 99, Book 164 Deeds, page 188 and Document 269333	0.41
Lawrence Regnier 16587 Riverwood Drive Little Falls MN 56345	02.0623.000	Section 27, Township 41, Range 32 Part of East 10 acres of South 20 acres of North 55 acres of Government lot 2 Section 27 and part of Northwest 1/4 of Southwest 1/4 Section 26 described as: Commencing at Northeast corner of Government lot 2, South 0°01'33" East 1130.84 feet along East line to South line of East 10 acres of South 20 acres of North 55 acres of lot 2, point of beginning, north 89°54'45" West 179.86 feet along said South line, North 0°02'41" West 25.46 feet, North 89°57'19" East 179.87 feet to East line of lot 2, continue North 89°57'19" East 99.93 feet to centerline of County Road 260, Southeasterly along centerline along curve 28.23 feet to intersection with Easterly extension of South line of East 10 acres of South 20 acres of North 55 acres of lot 2, North 89°54'45" West 110.63 feet to beginning and that part of following descriptions lying Southerly of above description: Commencing at Northeast corner of lot 2, South 1104 feet along East line to point of beginning, West 179.87 feet, South 80 feet, East to East line of lot 2, North 80 feet to beginning and commencing at Northwest corner of Northwest 1/4 of Southwest 1/4, South 1104 feet along West line to point of beginning, South 80 feet along West line, East 94.07 feet to Westerly line of County Road 260, North along said line 84.71 feet to point East of point of beginning, West 66.22 feet to beginning	0.50

