

RESOLUTION 03-54

Introduced by Councilor Brooks

Seconded by Councilor Kron

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, THE Township of Albert Lea and the City of Albert Lea hereby jointly agree to the annexation of the City Wastewater Treatment Plant and the roadway from the City Limits to the plant; 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:

TRACT A

A strip of land in Government Lots 1, 2 & 3, Section 26-T102N-R21W and in Government Lot 4, Section 25-T102N-R21W, Freeborn County, Minnesota; 100 feet in width, 50 feet on each side of the following described centerline:

Commencing at the northeast corner of Lot 8, Block 4, Lakeview Terrance Subdivision, as the same is platted and recorded in the office of the County Recorder of Freeborn County, Minnesota; thence North 00°49'02" West a distance of 50.20 feet, on an assumed bearing on a northerly extension of the east line of said Lot 8, Block 4, to a point on the centerline of 180th Street (County State Aid Highway No. 19); thence North 84°04'19" East a distance of 157.55 feet, on the centerline of said 180th Street, to a point on the west line of said Government Lot 3, Section 26, which is the point of beginning of the centerline to be described;

thence Easterly along the centerline of said 180th Street, as follows:

North 84°04'19" East a distance of 998.73 feet;

Easterly and Southeasterly a distance of 572.86 feet, on a tangential curve, concave to the south, with a radius of 956.97 feet and a central angle of 34°17'54";

South 61°37'48" East a distance of 1982.43 feet, on a tangential line;

Southeasterly a distance of 708.24 feet, on a tangential curve, concave to the northeast, with a radius of 1432.48 feet and a central angle of 28°19'40", to a point on the east line of said Government Lot 1, Section 26, which point is hereinafter known as Point B;

Easterly a distance of 33.00 feet, on a continuation of the last described curve, through a central angle of 01°19'12", and having a chord bearing of North 89°22'57" East, and there terminating.

The sidelines of said 100 foot wide strip shall lengthen or shorten to intersect the west line of said Government Lot 3, Section 26 and a line parallel with and 33 feet east of the east line of said Government Lot 1, Section 26.

TRACT B

A strip of land in Government Lot 1 and the NE¼ SE¼ Section 26-T102N-R21W and in Government Lot 4 and the NW¼ SW¼ Section 25-T102N-R21W, Freeborn County, Minnesota; 66 feet in width, 33 feet on each side of the following described centerline:

Commencing at the aforesaid Point B;

thence South 00°34'57" East a distance of 1732.72 feet, on the east line of said Section 26, to a point 630 feet north of the southeast corner of said NE¼ SE¼ Section 26, and there terminating.

TRACT C

A strip of land forty (40) feet on either side of the following described line:

Beginning at a point on the East line of the Northwest Quarter of the Southwest Quarter, Section 25, Township 102 North, Range 21 West, 670 feet north of the Southeast corner of the Northwest Quarter of the Southwest Quarter of said Section 25; thence West 1327.21 feet on a line parallel to the South line of the Northwest Quarter of the Southwest Quarter of said Section 25 to the West line of the Northwest Quarter of the Southwest Quarter of said Section 25.

TRACT D

The Northeast Quarter of the Southwest Quarter of Section 25, Township 102, Range 21 West, Freeborn County, Minnesota.

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 interest 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:

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TRACT D

The Northeast Quarter of the Southwest Quarter of Section 25, Township 102, Range 21 West, Freeborn County, Minnesota.

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.

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 I-2.

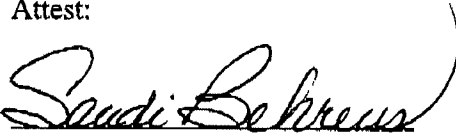
Sec. 8. That any person owning lands annexed to the City pursuant to this agreement shall have all rights provided by statute and Resolution 87-46 of the City of Albert Lea governing special assessments. That the customary hookup charges approved for property in the City shall be used for connection 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 February 24, 2003.

Attest:


City Clerk

By 
Mayor

TOWNSHIP OF ALBERT LEA

Passed and adopted by the Township Board of the Township of Albert Lea this 26th day of June, 2003.

alp:2/25/03

Resolution 03-54

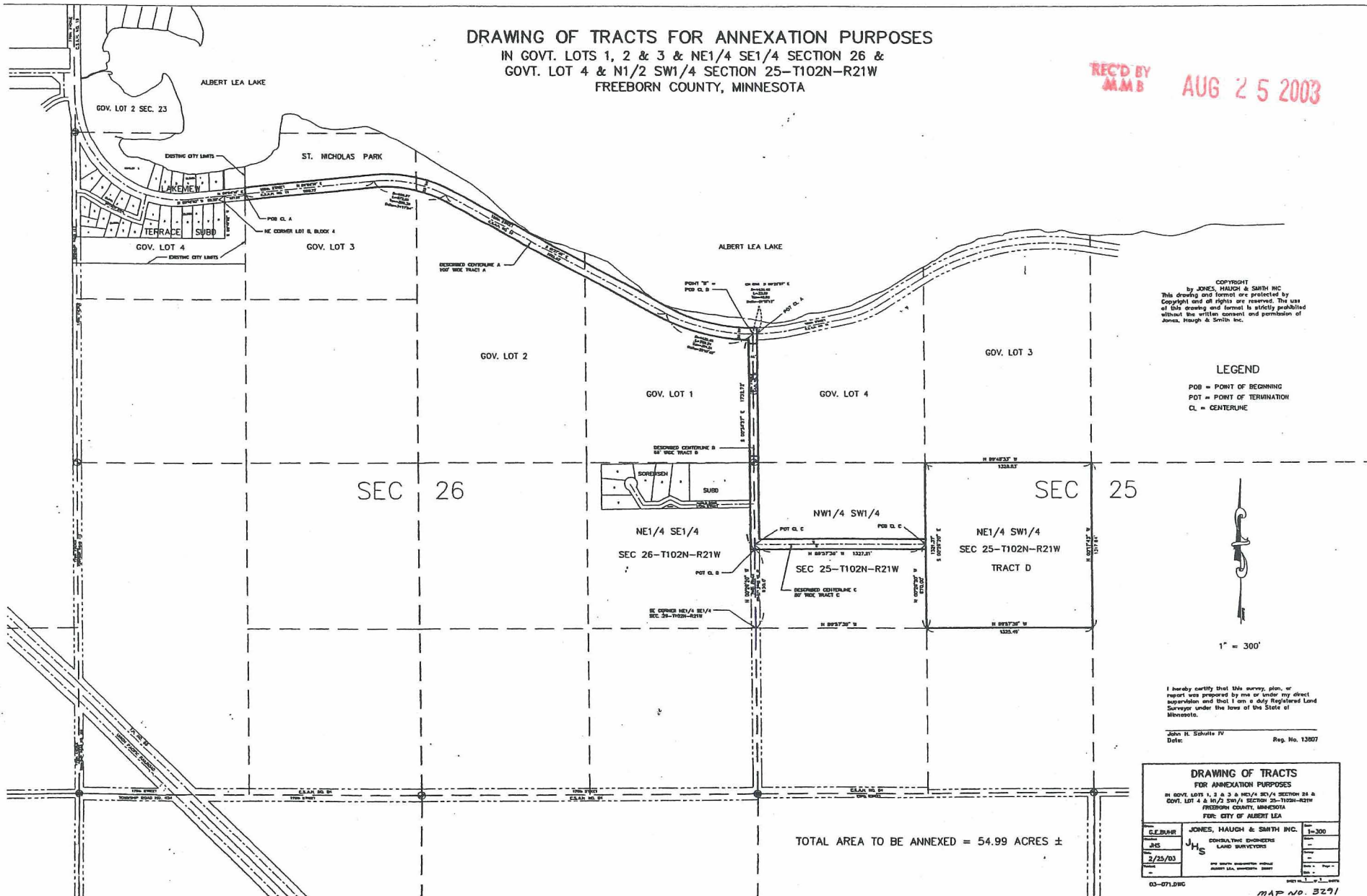
Attest:

Marilyn A. Roche
Township Clerk

By: [Signature]
Chair

DRAWING OF TRACTS FOR ANNEXATION PURPOSES
 IN GOVT. LOTS 1, 2 & 3 & NE1/4 SE1/4 SECTION 26 &
 GOVT. LOT 4 & N1/2 SW1/4 SECTION 25-T102N-R21W
 FREEBORN COUNTY, MINNESOTA

REC'D BY
 JMB
 AUG 25 2003



TOTAL AREA TO BE ANNEXED = 54.99 ACRES ±