

RESOLUTION 06-01

RESOLUTION PETITIONING ANNEXATION OF A PORTION OF CARLOS TOWNSHIP  
BY THE ALEXANDRIA LAKE AREA SANITARY DISTRICT

WHEREAS, the Alexandria Lake Area Sanitary District was created by an Act of the Minnesota State Legislature, Chapter 869, 1971 as amended, and

WHEREAS, Carlos Township is an original member of the ALASD, and

WHEREAS, in order to prepare for future growth and development and the extension of sanitary sewer Carlos Township has determined that it is in the best interest of township residents that certain portions of the township be annexed into the ALASD, and

WHEREAS, the developer of 160 acres in area described as the S ½ of the SE ¼; the NW ¼ of the SE ¼; and the SW ¼ of the NE ¼; all within Section 21, Township 129 W, Range 37 W of Carlos Township, all within Douglas, County Minnesota has petitioned Carlos Township for annexation into the Alexandria Lake Area Sanitary District in order to serve the proposed addition by Public Sanitary Sewer.

NOW, THEREFORE, BE IT RESOLVED, THAT THE BOARD OF SUPERVISORS OF CARLOS TOWNSHIP, DOUGLAS COUNTY, MINNESOTA HEREBY PETITION FOR SANITARY SEWER SERVICE AND ANNEXATION OF CERTAIN PROPERTY INTO THE ALEXANDRIA LAKE AREA SANITARY DISTRICT AS PROVIDED IN SECTION 21 OF CHAPTER 869, 1971, AS AMENDED.

BE IT FURTHER RESOLVED, THAT CARLOS TOWNSHIP PETITIONS AND AGREES THAT:

1.) The area to be annexed is 160 acres in area and is described as all of the S ½ of the SE ¼; NW ¼ the SE ¼; the SW ¼ of the NE ¼ all within Section 21, Township 129 W, Range 37 W of Carlos Township and all within Douglas, County Minnesota.

2.) The developer of said property will pay all necessary lateral sewer improvement costs, including engineering and inspection services.

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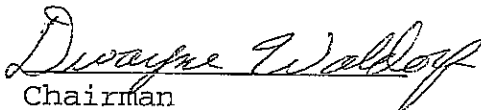
- 3.) Carlos Township will pay a proportionate share of current and future capital debt, as allocated to all government within the ALASD; relative to the annexed area, as provided in Chapter 869. This direct allocation to property owners of ALASD capital debt will commence and be collected from Carlos Township commencing in the year following annexation by the ALASD.
- 4.) The ALASD will collect user charges by the direct billing of customers.
- 5.) The ALASD is not responsible for any debt or loans incurred by Developer in pursuance of this sanitary sewer project.
- 6.) Annexation by the ALASD is requested as soon as possible.
- 7.) Upon annexation by the ALASD the portion so annexed shall be subject to the provisions of Minnesota Laws 1971 Chapter 869, Section 2, Subdivision 2, as amended by law 1973, Chapter 632, Section 1, as amended by laws, 1996 Chapter 471.
- 9.) Upon annexation by the ALASD the portion of Carlos Township so annexed shall be subject to the all legal rules and ordinance of the ALASD.
- 10.) The annexed property shall be within the jurisdiction and part of the Alexandria Lake Area Service Region (ALASR).

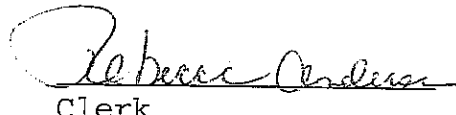
**BE IT FURTHER RESOLVED, THAT THE CARLOS TOWNSHIP BOARD OF SUPERVISORS UNDERSTANDS AND AGREES THAT ANNEXATION INTO THE ALASD, AND THE TERMS OF SAID ANNEXATION, IS CONDITIONED UPON FULL COMPLIANCE WITH THIS RESOLUTION.**

Adopted this 23<sup>rd</sup> day of February, 2006 by unanimous vote of the Carlos Township Board of Supervisors with the vote recorded below.

Yes:

No: None

  
Chairman

  
Clerk