

JOINT RESOLUTION FOR ORDERLY DETACHMENT AND ANNEXATION
BETWEEN THE CITY OF SAINT CLOUD AND THE CITY OF WAITE PARK
(JEROME AND KATHY ZABINSKI PROPERTY)

RECITALS

- A. The property proposed to be detached and annexed is currently a part of the City of Saint Cloud and it adjoins and is contiguous to the City of Waite Park.
- B. The City of Saint Cloud and the City of Waite Park, both of Stearns County, Minnesota, are in agreement as to the orderly detachment and annexation of certain real property described in the resolution for the purpose of orderly and planned services to the community.
- C. The owners of the property proposed to be detached and annexed have petitioned the City for detachment and annexation.
- D. An orderly detachment and annexation of the proposed property is in the best interest of the areas proposed for detachment and annexation.
- E. The property to be detached and annexed is rural in character and is not developed for urban, residential, commercial or industrial purposes.
- F. Detachment would not unreasonably affect the symmetry of the City of Saint Cloud.

RESOLUTION

In consideration of this Resolution's mutual terms and conditions, the City of Saint Cloud and the City of Waite Park jointly resolve and enter into this Joint Resolution for Orderly Detachment and Annexation ("Joint Resolution") as follows:

1. **Designation of Orderly Detachment and Annexation Area:**

The City of Saint Cloud and the City of Waite Park designate the area set forth on the map attached as Exhibit 1 and the legal description of the properties attached as Exhibit 2 ("designated

property") as subject to orderly detachment and annexation pursuant to Minnesota Statutes § 414.0325 and § 414.06.

2. **Minnesota Office of Strategic and Long Range Planning Jurisdiction.**

Upon approval by the City Councils of Saint Cloud and Waite Park, this Joint Resolution shall confer jurisdiction upon the Minnesota Office of Strategic and Long Range Planning to approve the detachment and annexation of the designated property pursuant to Minnesota Statutes § 414.032 and § 414.06.

3. **No Alteration of Boundaries**

The City of Saint Cloud and the City of Waite Park agree and state that no alterations by the Office of Strategic and Long Range Planning of the stated boundaries of the designated property for orderly detachment and annexation is appropriate.

4. **Office of Strategic and Long Range Planning Review and Comment**

The City of Saint Cloud and the City of Waite Park agree and state that this Joint Resolution sets forth all the conditions of detachment and annexation of the designated property, and no consideration by the Office of Strategic and Long Range Planning is necessary. The Office of the Strategic and Long Range Planning may review and comment, but shall order the detachment and annexation of the designated property according to this Joint Resolution's terms within Thirty (30) days of the Office of Strategic and Long Range Planning's receipt of this Joint Resolution.

5. **Planning and Land Use Control Authority**

Following detachment and annexation, the City of Waite Park's zoning regulations and land use controls shall govern the designated property.

6. **Acreage and Population**

The designated property consists of 97.55 acres of land and has a current population of 2.

7. **Property Characteristics and Municipal Improvements**

The designated property has seven buildings constructed on it and no municipal improvements have been made in the area.

8. **Authorization.**

The City of Saint Cloud and the City of Waite Park have authorized the appropriate officers to carry this Joint Resolution's terms into effect.

9. **Modification**

The City of Saint Cloud and the City of Waite Park may modify, amend or terminate this Joint Resolution only by a mutually signed, written agreement.

10. **Severability**

A determination by any court of competent jurisdiction that any provision of this Joint Resolution are invalid, illegal or unenforceable shall not affect the validity of this Joint Resolution's other provisions. If any of this Joint Resolution's provisions are inapplicable to any person or circumstance, it shall still remain applicable to all other persons or circumstances.

11. **Effective Date**

This Joint Resolution shall be effective from the date of the Office of Strategic and Long Range Planning's order calling for the designated property's detachment from the City of Saint Cloud and annexation to the City of Waite Park.

The City of Saint Cloud adopts this Joint Resolution on 2/26, 2000.

CITY OF SAINT CLOUD

By *Langman*
Mayor

ATTEST:

[Signature]
City Clerk/Coordinator

The City of Waite Park adopts this Joint Resolution on January 9, 2000.

CITY OF WAITE PARK

By *[Signature]*
Mayor

ATTEST

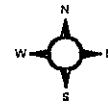
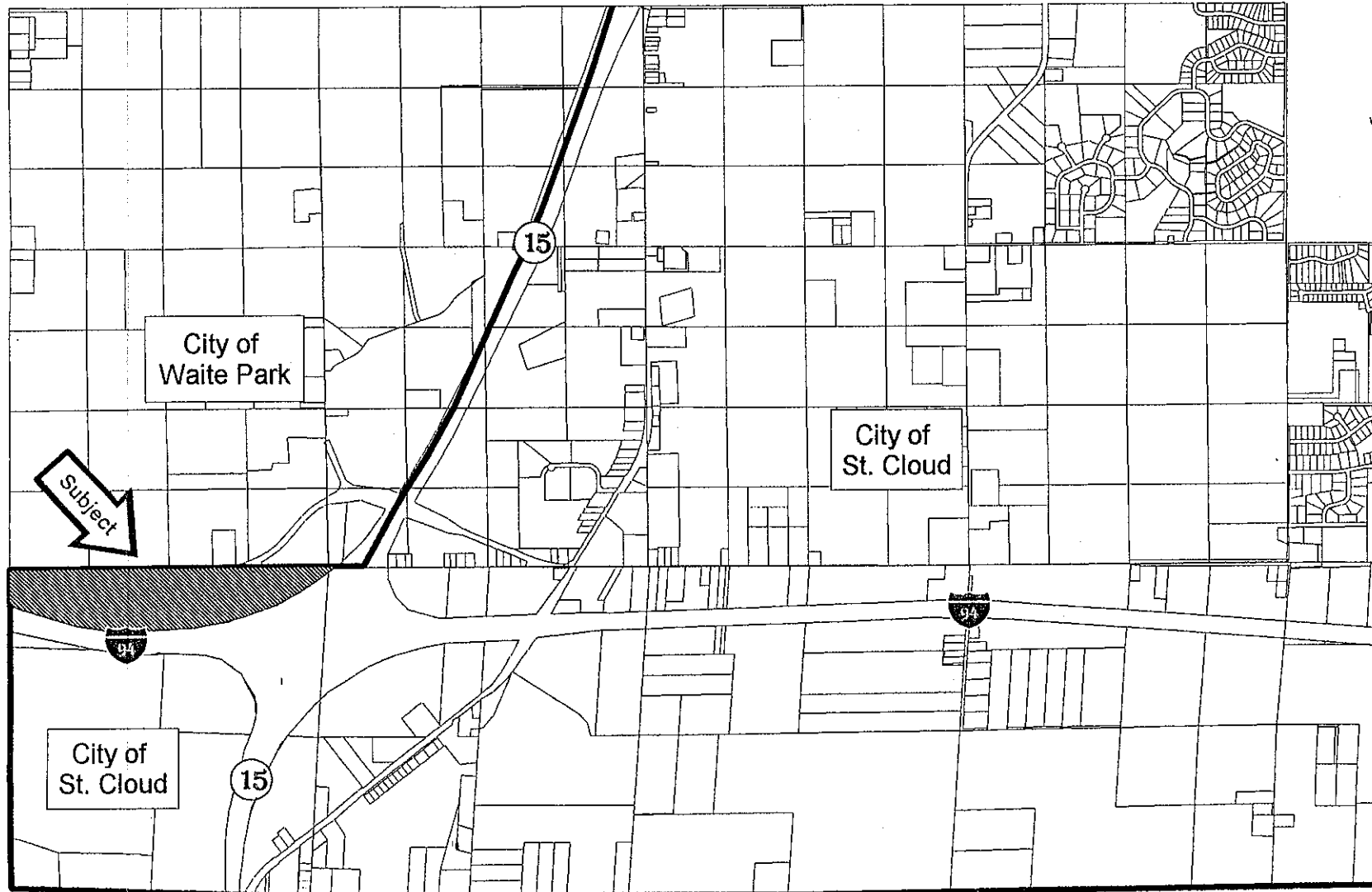
Kerena M. White
City Clerk/Coordinator

Waite Park, Minnesota
A-WAITE 0106.00
April 24, 2001

Annexation Description
(Revised 04/24/01)

That part of the North Half of the Northwest Quarter, and that part of the North Half of the Northeast Quarter of Section 6, Township 123, Range 28, and that part of the Northwest Quarter of the Northwest Quarter of Section 5, Township 123, Range 28, Stearns County, Minnesota lying northerly of the north right-of-way line of Interstate Highway No. 94.

Map Illustrating Property Located at 2734 County Rd 6



REC'D BY
MAR 09 2001
MMB

This map is neither a legally recorded map nor survey and is to be used only for reference purposes. The City of St. Cloud assumes no responsibility for actual or consequential damage incurred as a result of using this data.

0  1 Miles

Map prepared by the St. Cloud Planning Office, 2/01.