

RESOLUTION NO. 109-07

**RESOLUTION ACCEPTING PETITION AND APPROVING ANNEXATION
UNDER OA-276 SARTELL/LESAUK TOWNSHIP
GLEN LAUER PROPERTY
PARCEL #17.09112.000**

WHEREAS, the city of Sartell and the Town of LeSauk are parties to a orderly annexation agreement by the Office of Administrative Hearings, Municipal Boundary Adjustment Unit as OA-276 executed by the parties in October of 1995; and

WHEREAS, OA-276 represented the entire agreement between the parties. In OA-276 the City and the Town negotiated financial arrangements that stand in lieu of any other reimbursements to the Town. Those arrangements can be found in paragraph 6, 7 and 10 of OA-276. They include provisions for the dedication of property taxes for over sizing of public sanitary sewers; a phase-in of property taxes for newly annexed residents and cost sharing arrangements for cooperative projects including the fire department and government center; and

WHEREAS, In OA-276 the Town and the City mutually stated that the agreement set forth all the conditions for annexation of the area designated for orderly annexation and that no consideration by the Office of Administrative Hearings, Municipal Boundary Adjustments Unit is necessary. The Office of Administrative Hearings, Municipal Boundary Adjustments Unit may review and comment, but shall, within thirty (30) days order annexation in accordance with the terms and conditions of this agreement; and

WHEREAS, a petition for annexation under OA-276 was filed by the city of Sartell; with the city clerk on June 14, 2007; and

WHEREAS, the petition was signed by 100% of the affected property owners; and

WHEREAS, the petition was presented to the city council for their review at a regular meeting held on June 25, 2007; and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded herein is not in excess of 200 acres of land, no part of which is included within the limits of any other incorporated city; and

WHEREAS, a public hearing is not required to be held by the city because 100% of the property owners of the land to be annexed signed the petition; and

WHEREAS, the land described in the petition does abut upon the present city limits thereof and is included in an existing orderly annexation agreement.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SARTELL, MINNESOTA: That the city council hereby determines that the annexation will be in the best interest of the city and of the territory affected; that the territory described herein does abut upon the city limits and is now urban or suburban in character; and that none of said territory is now included within the limits of any incorporated city.

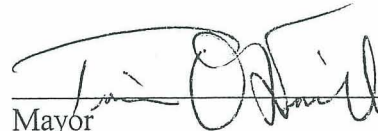
BE IT ALSO RESOLVED: That by petitioning for annexation, the property owners agree to connect to the municipal water and sanitary sewer services and pay the connection fees that are applicable at the time of the redevelopment of this site. The property owners will also be responsible for the payment of all assessments that have or will accrue on the property.

BE IT FURTHER RESOLVED: That the following described property is hereby annexed to the City of Sartell, Minnesota, the same as if it had originally been made a part thereof:

All that part of the South Half of the Southwest Quarter of Section 30, Township 125 North, Range 28 West, Stearns County, Minnesota, lying southwesterly of the centerline of County Road No. 4, as platted on STEARNS COUNTY HIGHWAY PLAT NO. 6, a duly recorded plat, Stearns County, Minnesota.

Said property is being annexed to the City of Sartell under zoning classification of AG, Agricultural, is 49.79 acres more or less, and has a current population of 0.

ADOPTED BY THE SARTELL CITY COUNCIL THIS 25th DAY OF JUNE, 2007.



Mayor

ATTEST:




Administrator

SEAL

CERTIFICATION

I, Patti Gartland, Administrator-Clerk-Treasurer of the City of Sartell, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Council of the City of Sartell at a regular meeting held on the 25th day of June, 2007.



Patti Gartland
Administrator-Clerk-Treasurer
City of Sartell, Minnesota

REC'D BY
MMS

JUL 12 2007

CITY OF SARTELL, MN

ANNEXATION MAP - JUNE 2007

T125N - R28W
SECTION 30

LEGEND



ANNEXATION
AREA

CITY
BOUNDARY

SECTION
LINE

WATER

1 inch equals 1,000 feet

Sartell

19

30

29

133

4

Annexation Area

31

32

CITY OF SARTELL
LE GRAY TWP

19TH AVENUE S

12TH ST S

15TH ST S

20TH AVES

SANDSTONE CT

KILLDEER

LAVERDER AVES

MORNING GLORY AVE

NUTTHATCH AVE

ORIOLE AVE

PINE ST

WHIPPOORWILL WAY

CENTERVILLE AVE S

SANDSTONE LOOP S

SANDSTONE LOOP S

65TH AVENUE