

RESOLUTION NO. 101-2016

**RESOLUTION ACCEPTING PETITION AND APPROVING ANNEXATION
UNDER OA-276 SARTELL/LESAUK TOWNSHIP
PARCEL #17.09728.0000 and 17.09728.0002**

WHEREAS, the city of Sartell and the Town of LeSauk are parties to a orderly annexation agreement by the Municipal Boundary Adjustment Unit as OA-276 and as amended; and

WHEREAS, In OA-276 and as amended, 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 Municipal Boundary Adjustments Unit is necessary. The 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 complete petition for annexation was filed by the city of Sartell; with the Community Development Director on October 17, 2016; 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 October 24, 2016; 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 the Town and the City mutually state that the joint resolution and agreement sets forth all the conditions for annexation of the area designated herein for orderly annexation and that no consideration by the Municipal Boundary Adjustments is necessary. The Municipal Boundary Adjustments may review and comment, but shall, within thirty (30) days order annexation in accordance with the terms and conditions of this agreement.

BE IT FURTHER RESOLVED: That the city of Sartell will act as the Local Governmental Unit, for purposes of administering environmental reviews, in addition to local subdivision and zoning regulations, upon such time as the annexation is reviewed by the

Municipal Boundary Adjustments. No official applications will be reviewed by the City Council until the annexation correspondence from the Municipal Boundary Adjustments has been received by the Stearns County Auditor.

BE IT FURTHER RESOLVED: That the future land use plan designates the property as medium density residential 0-10 units per acre in an environmentally sensitive area and will have to be rezoned accordingly upon development.

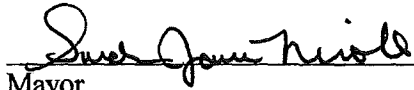
BE IT FURTHER RESOLVED: That the following described property is hereby annexed to the City of Sartell, Minnesota, the same as if it had originally been made a part thereof:

See Exhibit A

BE IT FURTHER RESOLVED: That the following described property is hereby annexed to the City of Sartell, Minnesota with the following conditions:

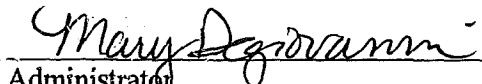
1. Said properties are being annexed to the City of Sartell under zoning classification of AG.
2. That silt fencing and vegetative cover (or other appropriate BMP's) be implemented around and on top of the large dirt pile (and maintained) prior to the submission of the petition to the Minnesota Boundry Adjustment Unit.
3. That the dirt pile may not increase in size or scope without the benefit of going through the appropriate land use approvals.

ADOPTED BY THE SARTELL CITY COUNCIL THIS 24th DAY OF OCTOBER, 2016.



Mayor

ATTEST:



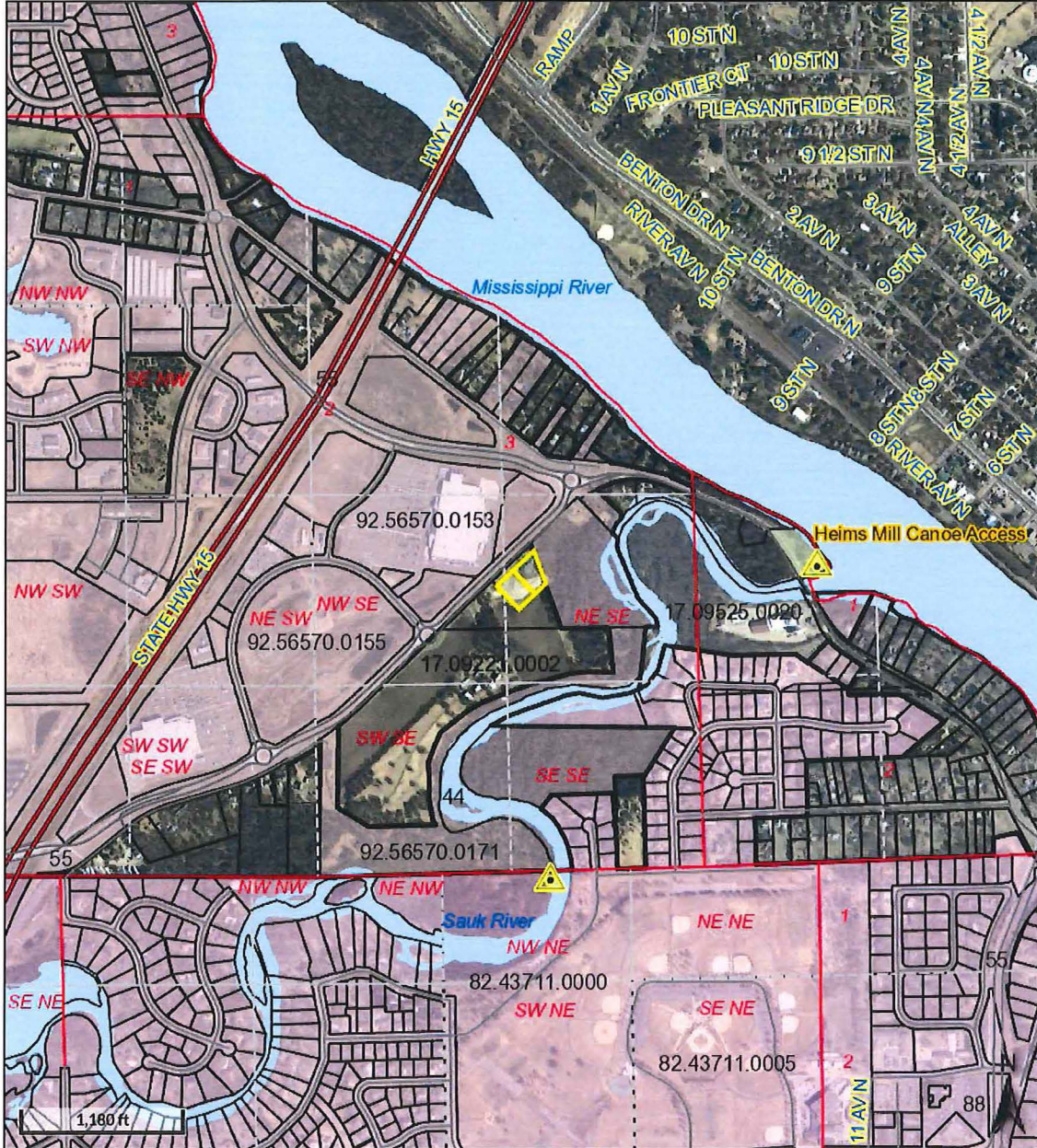
Administrator

SEAL

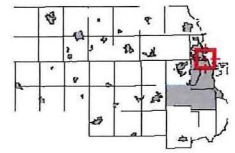
Exhibit A

Lot 1, Block 1 Westra Estates

Lot 2, Block 1 Westra Estates



Overview



Legend

-  Parcels
- Additions**
-  A
-  M
-  T
- Parcel ID Labels**
-  Sections
- Quarter-Quarter Sections**
-  Active Rail Line
-  Unincorporated Cities
-  Minor Civil Division - Township
-  Water Access
-  Airport
-  Cemetery
-  Parks
-  Lakes
-  Streams and River
- Major Roads**
-  Interstate Hwy
-  US Hwy
-  State Hwy
-  County Hwy
-  Roads

This map is made available on an "as is" basis, without express or implied warranty of any sort including, specifically, any implied warranties of fitness for a particular purpose, warranties of merchantability or warranties relating to the accuracy or completeness of the database(s).

Date created: 10/19/2016

Last Data Uploaded: 10/19/2016 2:03:54 AM

 Developed by
The Schneider Corporation

WESTRA ESTATES

KNOW ALL MEN BY THESE PRESENTS: That George C. Westra and Mary Lou Westra husband and wife, owners and proprietors of the following described property, situated in Le Sauk Township, Stearns County, Minnesota, to-wit:

A tract of land lying in and being a part of Lot Four (4) and Lot Thirteen (13) of Auditor's Subdivision Number Two (2) of Section Thirty-four in Township One Hundred Twenty-five of Range Twenty-eight (28) described as follows, to-wit: Starting at the Southwest corner of said Lot 13 of said Auditor's Subdivision No. 2; thence East along the South line of said Lot 13, for a distance of Eight Hundred Fifty-Six (856.00) feet to an intersection with the centerline of County Aid Road No. 119; thence deflect left Forty-Three (43) degrees and in a Northeasterly direction for a distance of Four Hundred Eighty and five-tenths (480.50) feet along said centerline of said County Aid Road No. 119 to the point of beginning of the tract herein to be conveyed; thence deflect right Ninety (90) degrees and in a Southeasterly direction for a distance of Two Hundred Seventy-five (275.00) feet; thence deflect left Ninety (90) degrees and in a Northeasterly direction for a distance of Two Hundred Fifty-Six and forty-five hundredths (256.45) feet; thence deflect left Sixty-Six (66) degrees Forty (40) minutes and in a Northwesterly direction for a distance of Two Hundred Ninety-Nine and five-tenths (299.50) feet to an intersection with the aforesaid centerline of said County Aid Road No. 119; thence deflect left One Hundred Thirteen (113) degrees Twenty (20) minutes and in a Southwesterly direction along said Centerline of said C.A.R. No. 119 for a distance of Three Hundred Seventy-Five (375.00) feet to the point of beginning and there terminating, said described tract containing Two (2.00) Acres (more or less), except the instruments granting or affecting flowage and boamge rights.

Have caused the same to be surveyed and platted as WESTRA ESTATES and do hereby dedicate the thoroughfare to the public for public use forever and also dedicating easements as shown on this plat for drainage and utility purposes only.

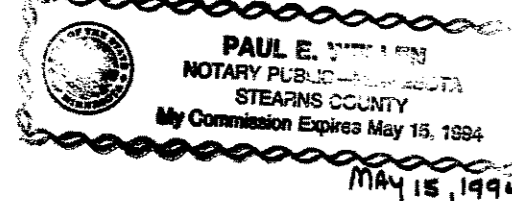
In witness whereof said George C. Westra and Mary Lou Westra, have hereunto set our hands this 7th day of August 1990.

George C. Westra
GEORGE C. WESTRA
Mary Lou Westra
MARY LOU WESTRA

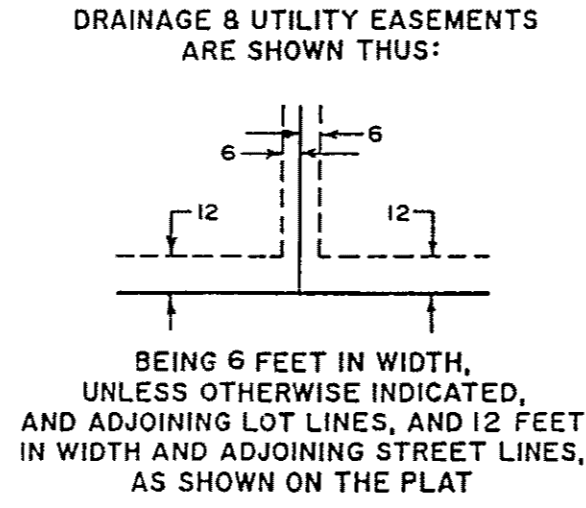
STATE OF MINNESOTA
COUNTY OF STEARNS

The foregoing instrument was acknowledged before me this 7th day of August 1990, by George C. Westra and Mary Lou Westra, husband and wife.

Paul E. Wellen
NOTARY PUBLIC

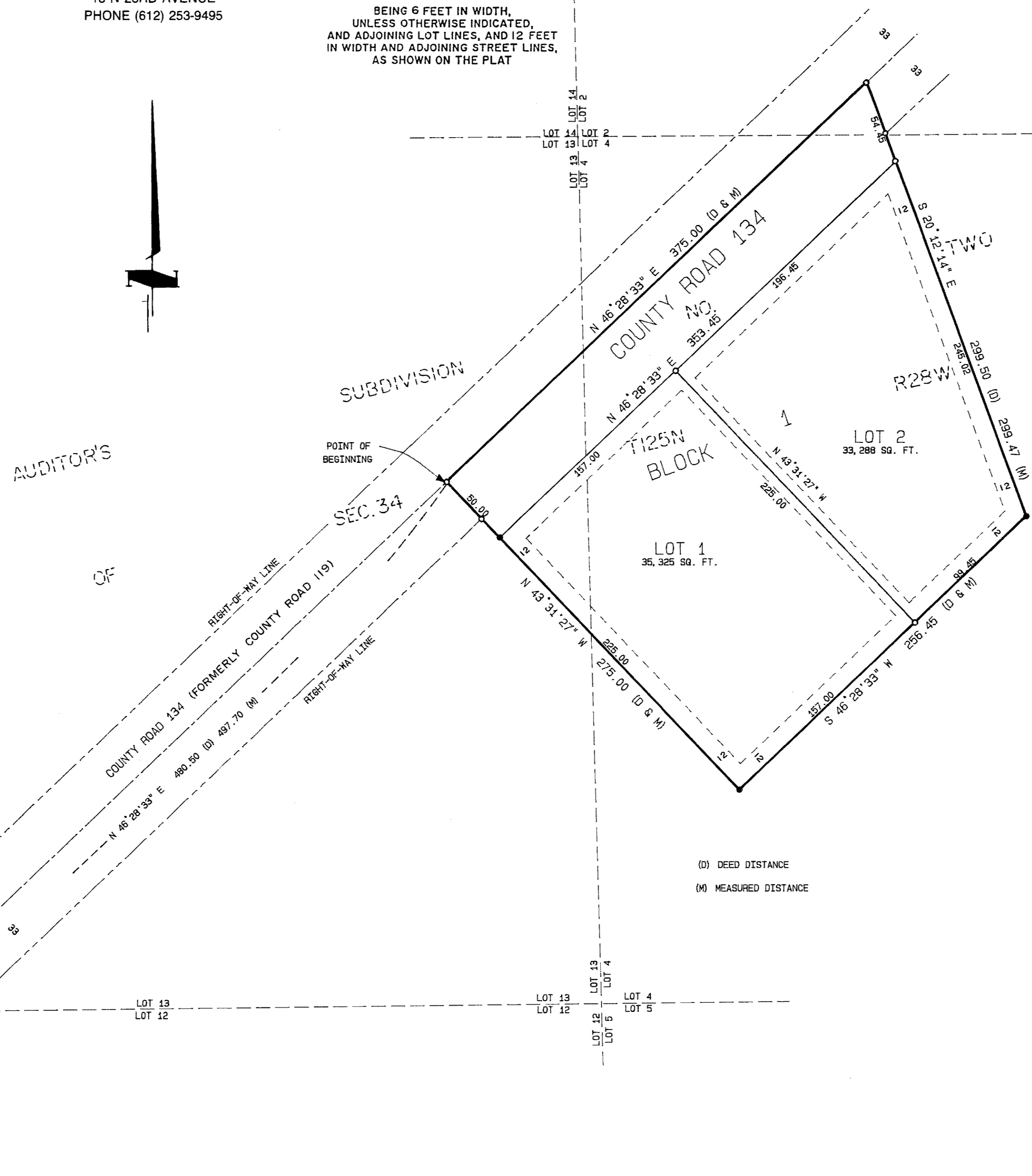


PAUL E. WELLEN
LAND SURVEYORS
ST. CLOUD
MINNESOTA
& ASSOCIATES, INC.
18 N 23RD AVENUE
PHONE (612) 253-9495



- SCALE IN FEET
- IRON MONUMENT SET
 - IRON MONUMENT FOUND

BEARINGS ARE ON AN ASSUMED DATUM



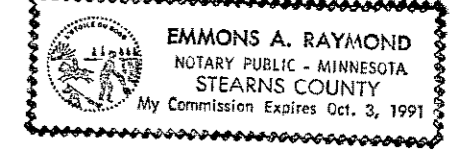
I hereby certify that I have surveyed and platted the property described on this plat as WESTRA ESTATES, that this is a correct representation of the survey, that all distances are correctly shown on this plat in feet and decimals thereof, that all monuments have been correctly placed in the ground as shown, that the outside boundary lines are correctly designated on the plat and that there are no wet lands or public highways to be designated other than shown.

Paul E. Wellen
PAUL E. WELLEN, LICENSED LAND SURVEYOR
MINNESOTA LICENSE NUMBER 10461

STATE OF MINNESOTA
COUNTY OF STEARNS

The foregoing Surveyor's Certificate was acknowledged before me this 1st day of AUGUST 1990, by PAUL E. WELLEN, Licensed Land Surveyor, Minnesota License Number 10461.

Emmons A. Raymond
EMMONS A. RAYMOND, NOTARY PUBLIC
STEARNS COUNTY, MINNESOTA



Recommended for approval by the Planning Commission of Le Sauk Township, Stearns County, Minnesota, at a regular meeting thereof, on the 7 day of August 1990.

SIGNED: Audrey Julton CHAIRPERSON
ATTEST: Alvin Jensen CLERK

We do hereby certify that on the 7th day of August 1990, the Board of Supervisors for Le Sauk Township, Stearns County, Minnesota, approved this plat.

SIGNED: Robert D. Heim CHAIRPERSON
ATTEST: Marlyce L. Plante CLERK

I hereby certify that this plat has been checked and recommended for approval this 18th day of August 1990.

Shad K. Cohen-Wallace
STEARNS COUNTY SURVEYOR
MINNESOTA LICENSE NUMBER 13111

No delinquent taxes due and transfer entered this 20th day of August 1990.

W. S. Kobrat
COUNTY AUDITOR, STEARNS COUNTY, MINNESOTA
Jenni H. Kron
By DEPUTY # 17-09250-02

I hereby certify that all taxes are paid for the year 1990, for the land described hereon.
Thomas W. Kobrat
Christopher Asst. 8-20-90
COUNTY TREASURER, STEARNS COUNTY, MINNESOTA DATE

We do hereby certify that on the 14th day of August 1990, the Board of Commissioners of Stearns County, Minnesota, approved this plat.

SIGNED: Leif N. Mussen CHAIRPERSON
ATTEST: Henry J. Kobrat AUDITOR

Document Number 0681912

I hereby certify that this instrument was filed in the office of the County Recorder for record on this 20th day of August 1990, at 4:48 o'clock P.M. and was duly recorded in Plat Cabinet D Number 62.

Patricia M. Overman
COUNTY RECORDER, STEARNS COUNTY, MINNESOTA
By DEPUTY Angela Dyer