

RESOLUTION NO. 10-05

**RESOLUTION APPROVING ANNEXATION  
DEHLER & BEUNING PROPERTIES**

**WHEREAS**, a certain petition requesting annexation of the territory hereinafter described was duly presented to the city council at their January 10, 2005, meeting; 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 Department of Administration/Municipal Boundary Adjustments is necessary. The Department of Administration/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 future assessments for trunk and lateral sanitary sewer improvements installed in County Road 134 as part of Project No. 901-99-111 will not become due and payable for said property until such time as development of the site has been approved through execution of a development agreement by and with the City of Sartell with the actual amount of assessment for trunk sanitary sewer to be calculated at the then current rate and the actual amount of assessment for lateral sanitary sewer to be the greater of \$101,695.75 and the then current rate for the Beuning parcel and the greater of \$234,589.20 and the then current rate for the Dehler parcel. All additional public improvement installations, including additional lateral sanitary sewer, to

facilitate the development of the property will be assessed at the then current rate at such time as development of the site has been approved through execution of a development agreement by and with the City of Sartell.

**BE IT FURTHER RESOLVED:** That the subject property will not be able to be subdivided until such time the property is serviced with city utilities (water, storm, and sewer); and that if the property owner so desires to subdivide the property prior to the orderly extension of city utilities (water, storm and sewer), that the same would be required to front all costs associated with the extension of the utilities at no expense to the city of Sartell.

**BE IT FURTHER RESOLVED:** That future subdividing of the property will require the dedication of appropriate right of way as determined by Sartell's Future Transportation Plan, in addition to the Area Planning Organization, MN Department of Transportation and Stearns County Future Transportation plans and appropriate land uses as guided by the Future Land Use Plan.

**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 Department of Administration/Municipal Boundary Adjustments. No official applications will be reviewed by the City Council until the annexation correspondence from the Department of Administration/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 mixed use (mixed high density residential and commercial) and will be given the zoning designation of Agricultural until such time at appropriate planning, engineering and environmental reviews have been done to determine the appropriate long term designation.

**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 Section 34, Township 125 North, Range 28 West, Stearns County, Minnesota lying northwesterly of the southeasterly right of way line of County State Aid Highway No. 134 and its northeasterly extension, southerly of the northerly right of way line of County Road No. 1 and its northwesterly extension and southeasterly and southerly of the northwesterly and northerly right of way lines of State Trunk Highway No. 15.

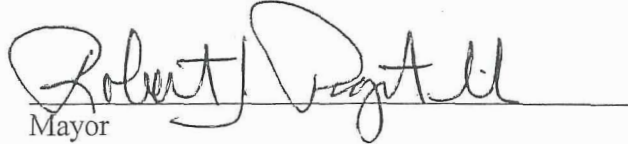
Together with that part of Section 33, Township 125 North, Range 28 West, Stearns County, Minnesota that lies southerly and easterly of the northerly and westerly right of way lines of State Trunk Highway No. 15.

REC'D BY  
MMB


JAN 31 2005

Said property, containing 97 acres, more or less, is being annexed to the City of Sartell under zoning classification of A-1, Agricultural District, and has a current population of 1.

ADOPTED BY THE SARTELL CITY COUNCIL THIS 24<sup>TH</sup> DAY OF JANUARY, 2005.

  
Mayor

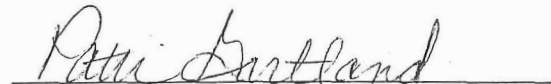
ATTEST:

  
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 24<sup>th</sup> day of January, 2005.

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

