

REC'D BY
JMM

MAR 28 2005

RESOLUTION NO. 47-05

**RESOLUTION APPROVING ANNEXATION
JOHN J. & CAROL R. SILVERS PROPERTY**

WHEREAS, a certain petition requesting annexation of the territory hereinafter described was duly presented to the city council at their February 28, 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 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 the Sartell Transportation South Plan (which is being initiated in February of 2005), Sartell's Future Transportation Plan, in addition to the Area Planning Organization, and Stearns County Future Transportation plans and appropriate land uses as guided by the Future Land Use Plan.

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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. No subdivision requests will be accepted until such time that the Transportation South Plan is complete.

BE IT FURTHER RESOLVED: That the future land use plan designates the property as low density (single family homes) and will be given the zoning designation of Agricultural until such time as 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:

TRACT A

That part of the Southeast Quarter of the Southeast Quarter (SE ¼ of SE ¼) of Section Thirty (30), Township One-hundred Twenty-five (125), Range Twenty-eight (28), Stearns County, Minnesota, which lies North of a line 771.95 feet South of, measured at a right angle to and parallel with the North line of said SE ¼ of SE ¼, LESS AND EXCEPT the North 515.00 feet of the East 290.00 feet of said SE ¼ of SE ¼. Subject to the right of way of 65th Avenue.

AND

TRACT C

That part of the Southeast Quarter of the Southeast Quarter (SE ¼ of SE ¼) of Section Thirty (30), Township One-hundred Twenty-five (125), Range Twenty-eight (28), Stearns County, Minnesota, described as follows: Beginning at the Southeast corner of the North 771.95 feet of said SE ¼ of SE ¼; thence South 00 degrees 26 minutes 24 seconds West, on an assumed bearing, along the East line of said SE ¼ of SE ¼, a distance of 40.53 feet; thence South 62 degrees 24 minutes 33 seconds West, a distance of 328.54 feet; thence North 00 degrees 26 minutes 24 seconds East, parallel with said East line, a distance of 195.35 feet, more or less to the intersection with the South line of said North 771.95 feet; thence South 89 degrees 28 minutes 37 seconds East, along said South line, a distance of 290.00 feet to the point of beginning.


Said property is being annexed to the City of Sartell under zoning classification of A-1 Agricultural District, and has a current population of 2.

ADOPTED BY THE SARTELL CITY COUNCIL THIS 14TH DAY OF MARCH, 2005.



Mayor

ATTEST:

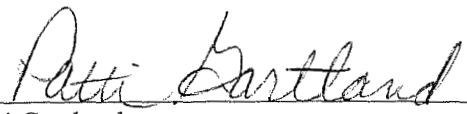


Administrator

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 14th day of March, 2005.



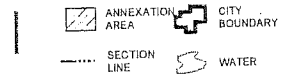
Patti Gartland
Administrator-Clerk-Treasurer
City of Sartell, Minnesota

CITY OF SARTELL, MN

ANNEXATION MAP - FEBRUARY 2005

T 125N - R 28W
SECTION 30

LEGEND



1 inch equals 700 feet

30

29

Annexation Area

19TH AVENUE S

LE SAUK TWP.

65TH AVENUE

31

32

LOT 1
CHAPARRAL

KILDEER AVE

LAVENDER AVE S

MORNING GLORY AVE

NUTCRACK AVE

ORIOLE AVE

PINE SKIN AVE

MOCKINGBIRD DR
15TH STREET S

17TH ST S

SPICE DR

CITY OF SARTELL
LE SAUK TWP.

Sartell

Bonestroff
Williamson
Kocumath
Engineers & Planners
Sartell, MN