

RESOLUTION NO. 2-08**RESOLUTION ACCEPTING AND APPROVING PETITIONS FOR ANNEXATION****PARCEL # 11.00074.000 (Diverse Properties)****PARCEL # 11.00073.000 (Diverse Properties)****PARCEL #. 11.00073.010 (City of Sartell Property)**

WHEREAS, petitions for annexation was filed by the city of Sartell; with the city clerk on December 18, 2007; and

WHEREAS, the petitions were signed by 100% of the affected property owners; and

WHEREAS, the petitions were presented to the city council for their review at a regular meeting held on January 14, 2008; and

WHEREAS, the quantity of land embraced within the area described in the petitions 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 petitions 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 annexations 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 are on record as petitioners for the installation of municipal water services at such time frame as when the municipal water services are readily available by the municipal utility service provider and agree to connect to the municipal water services and pay the connection fees that are applicable at the time of connection. The property owners will also be responsible for the payment of all assessments that have or will accrue on the property.

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 following described property is hereby annexed:

PARCEL # 11.00074.000

See Attached

PARCEL # 11.00073.000

See Attached

PARCEL #. 11.00073.010

See Attached

BE IT FURTHER RESOLVED: That the future land use plan designates the property as industrial and low density residential and will be given the zoning designation of R-1, Single Family Residential 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 Administrator-Clerk shall forward a copy of the petition and this resolution to the Minnesota State Planning Board, the Sauk Rapids Town Board, and the Benton County Board of Commissioners.

ADOPTED BY THE SARTELL CITY COUNCIL THIS 14th DAY OF JANUARY, 2008.



Mayor

ATTEST:

REC'D BY
MMB

FEB 04 2008

Patti Gartland

Administrator

SEAL

CERTIFICATION

I, Patti Gartland, Administrator, 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 January, 2008.

Patti Gartland

Patti Gartland

Administrator

City of Sartell, Minnesota

LEGAL DESCRIPTION FOR ANNEXATION INTO SARTELL

That part of the South 689.40 feet of Government Lot 2, Section 9, Township 36, Range 31, Benton County, lying westerly of the easterly right-of-way line of Benton County Highway No. 33 and lying easterly of the westerly right-of-way line of said Benton County Highway No. 33.

AND

That part of Government Lot 2, Section 9, Township 36, Range 31, Benton County, described as follows: Commencing at the Southeast corner of said Government Lot 2, said point being the point of beginning; thence West along the South line of Government Lot 2, for a distance of 632.00 feet; thence deflect right 90 degrees 00 minutes in a Northerly direction for a distance of 154.00 feet; thence deflect left 90 degrees 00 minutes in a Westerly direction for a distance of 42.5 feet; thence deflect right 90 degrees 00 minutes in a Northerly direction for a distance of 220.84 feet; thence deflect right 90 degrees 00 minutes in an Easterly direction along a line being 374.84 feet North of and parallel with the South line of said Government Lot 2 for a distance of 677.55 feet to the East line of said Section 9; thence deflect right 90 degrees 28 minutes and South along said Section line for a distance of 374.85 feet to the point of beginning and there terminating.

Less and except that part platted as GUZMAN SARTELL ADDITION, a duly recorded plat, Benton County, Minnesota.

And also excepting therefrom that part thereof contained within the following described parcel: Commencing at the intersection of the south line of said Government Lot 2 and the easterly right of way line of Benton County Highway No. 33; thence North 06 degrees 15 minutes 00 seconds West, assumed bearing, along said easterly right of way Line a distance of 291 .51 feet; thence North 05 degrees 14 minutes 40 seconds West, continuing along said easterly right of way line, a distance of 84.71 feet; thence North 89 degrees 32 minutes 00 seconds East a distance of 263.01 feet to the actual point of beginning; thence continue North 89 degrees 32 minutes 00 seconds East a distance of 337.35 feet to the northerly extension of the west line of Guzman Sartell Addition; thence South 00 degrees 04 minutes 19 seconds West along said northerly extension and the said westerly line, a distance of 125.00 feet; thence South 89 degrees 32 minutes 00 seconds West a distance of 192.33 feet; thence South 00 degrees 28 minutes 00 seconds East a distance of 95.84 feet; thence South 89 degrees 32 minutes 00 seconds West a distance of 143.84 feet; thence North 00 degrees 28 minutes 00 seconds West a distance of 220.84 feet to the point of beginning.

AND

That part of Government Lot 2, Section 9, Township 36, Range 31, Benton County, described as follows: Beginning at the point of intersection of the South line of said Government Lot 2 with the Easterly right-of-way line of former State Trunk Highway

No. 10; thence Northerly on said right-of-way line 154.94 feet; thence East parallel to said South line of said Government Lot 2, 284.34 feet; thence South 154 feet to the point on said South line of said Government Lot 2, which is 268.60 feet East of the point of beginning; thence West on said South line of said Government Lot 2, 268.60 feet to the point of beginning.

AND

All that part of Government Lot 2, Section 9, Township 36, Range 31, Benton County, described as follows: Commencing at the Southeast corner of said Government Lot 2, thence in a Northerly direction along the East line of said Government Lot 2, for a distance of 374.85 feet to the point of beginning; thence continuing along the aforesaid line (bearing North 00 degrees 00 minutes) for a distance of 704.61 feet to the waters edge of a creek which flows in a Westerly direction through said Government Lot 2 and into the Mississippi River; thence deflect left 113 degrees 01 minutes 30 seconds (bearing South 66 degrees 58 minutes 30 seconds West) along said waters edge for a distance of 79.95 feet; thence deflect left 65 degrees 07 minutes (bearing South 01 degree 51 minutes 30 seconds West) along said waters edge for a distance of 80.03 feet; thence deflect right 84 degrees 09 minutes 10 seconds (bearing South 86 degrees 00 minutes 40 seconds West) along said waters edge for a distance of 82.01 feet; thence deflect left 23 degrees 07 minutes 30 seconds (bearing South 62 degrees 53 minutes 10 seconds West) along said waters edge for a distance of 134.70 feet; thence deflect right 100 degrees 23 minutes 30 seconds (bearing North 16 degrees 43 minutes 20 seconds West) along said waters edge for a distance of 143.50 feet; thence deflect right 32 degrees 23 minutes 50 seconds (bearing North 15 degrees 40 minutes 30 seconds East) along said waters edge for a distance of 44.94 feet; thence deflect left 113 degrees 14 minutes 40 seconds (bearing South 82 degrees 25 minutes 50 seconds West) along said waters edge for a distance of 211.10 feet; thence deflect left 19 degrees 03 minutes 40 seconds (bearing South 63 degrees 22 minutes 10 seconds West) along said waters edge for a distance of 145.12 feet; thence deflect left 47 degrees 41 minutes 15 seconds (bearing South 15 degrees 40 minutes 55 seconds West) along said waters edge for a distance of 128.53 feet; thence deflect right 41 degrees 36 minutes 25 seconds (bearing South 57 degrees 17 minutes 20 seconds West) along said waters edge for a distance of 59.21 feet; thence deflect left 59 degrees 56 minutes (bearing South 02 degrees 38 minutes 40 seconds East) for a distance of 133.54 feet; thence deflect right 89 degrees 16 minutes (bearing South 86 degrees 37 minutes 20 seconds West) for a distance of 245.39 feet to the Easterly right-of-way line of Trunk Highway 10 and a point on a 0 degree 30 minutes 10 second nontangential curve (delta angle 04 degrees 40 minutes, radius 11399.2 feet); thence deflect left along said curve concave to the Northeast for a distance of 400.19 feet; thence along tangent bearing South 06 degrees 15 minutes East for a distance of 137.12 feet; thence deflect left 84 degrees 13 minutes (bearing North 89 degrees 32 minutes East) for a distance of 242.14 feet; thence deflect left 90 degrees 00 minutes (bearing North 00 degrees 28 minutes West) for a distance of 220.84 feet; thence deflect right 90 degrees 00 minutes (bearing North 89 degrees 32 minutes East) for a distance of 677.55 feet to the point of beginning and there terminating.

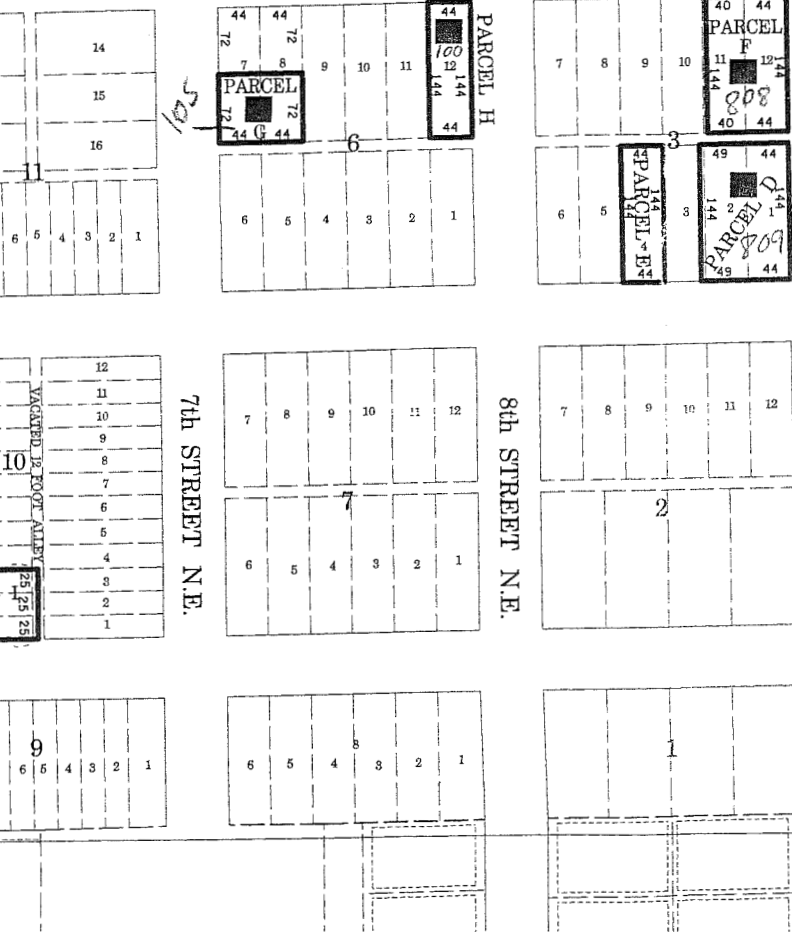
LESS AND EXCEPT

REC'D BY
MMB

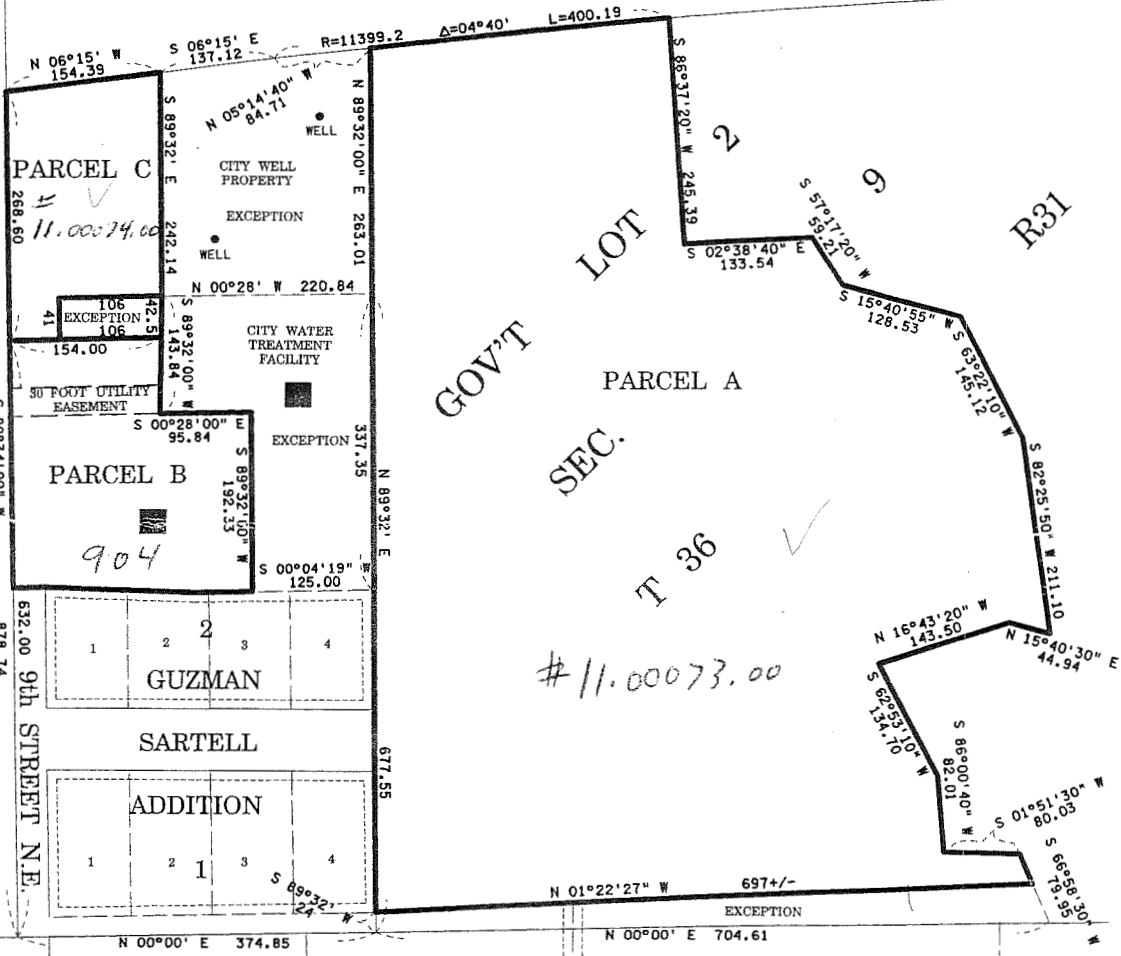
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That part of Government Lot 2, Section 9, Township 36, Range 31, Benton County, described as follows: Beginning at a point on the East line of said Government Lot 2, said point lying North 00 degrees 00 minutes 00 seconds West, assumed bearing, 374.85 feet from the Southeast corner of said Government Lot 2; thence South 89 degrees 32 minutes 00 seconds West, 24 feet; thence North 01 degree 22 minutes 27 seconds West, 697 feet, more or less, to the thread of a stream which flows in a Westerly direction through said Government Lot 2; thence Northeasterly, along said thread, to a point of intersection with the East line of said Government Lot 2; thence South 00 degrees 00 minutes 00 seconds East, along said East line, 713 feet, more or less, to the point of beginning and there terminating.

IVE (C.S.A.H. 33)



SOUTH LINE GOVT LOT 2
NORTH LINE GOVT LOT 3



CITY OF SARTELL, MN

ANNEXATION MAP - JANUARY 2008
SAUK RAPIDS TWP - BENTON COUNTY
SECTION 10

LEGEND



ANNEXATION
AREA

CITY
BOUNDARY



SECTION
LINE



WATER

1 inch equals 1,000 feet

REC'D BY
M.A.B.

FEB 04 2008

Sartell

