

OA-746-13 St. Cloud
Resolution No. 2003-6-152

DEPARTMENT OF ADMINISTRATION
STATE OF MINNESOTA
BEFORE THE ACTING DIRECTOR OF
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE ORDERLY ANNEXATION) A M E N D E D
AGREEMENT BETWEEN THE CITY OF ST. CLOUD)
AND THE TOWN OF MINDEN PURSUANT TO) ORDER
MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of St. Cloud and the Town of Minden; and

WHEREAS, a resolution was received from the City of St. Cloud requesting that certain property be annexed to the City of St. Cloud pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of the Office of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, on August 14, 2003, the Acting Director has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of St. Cloud, Minnesota the same as if it had originally been made a part thereof:

That part of the S ½ of the NE ¼ of Section 33, Township 36, Range 30, Benton County, described as commencing at the E ¼ corner of said Section 33; thence west along the south line of said S ½ of the NE ¼ 1,608.62 feet to the point of beginning of the parcel to

be described; thence north at right angles to said south line a distance of 450 feet; thence east at right angles to the last described line a distance of 307.75 feet; thence south at right angles to the last described line to the said south line of the S ½ of the NE ¼,; thence west along said south line to the point of beginning and there terminating, subject to the right-of-way of County Road 47 over the southerly 33 feet of the above described parcel. Together with that part of the S ½ of the NE ¼, Section 33, Township 36, Range 30, Benton County, described as follows: Commencing at the E ¼ corner of said Section 33, thence west along the south line of the S ½ of said NE ¼ a distance of 1,300.87 feet to the SE corner of the above described parcel; thence north a distance of 1,315.34 feet to the north line of the S ½ of the NE ¼, Section 33, Township 36, Range 30 West; thence east along said north line to the east line of said Section 33; thence south along the east 641 line of Section 33 to the point of beginning, less and except the south ~~608~~ feet of the east 780 feet of the S ½ of the NE ¼, Section 33, Township 36, Range 30 West, Benton County, Minnesota.

Amended order dated this 25th day of September, 2003.

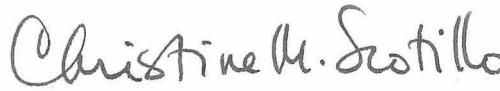
Dated this 14th day of August, 2003.

For the Acting Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155

For the Acting Director
658 Cedar Street - Room 300
St. Paul, Minnesota 55155



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments



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Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-746-13, the Acting Director finds and makes the following comment:

Paragraph/item 8 of the agreement provides for a division of tax revenue from an annexed area, based upon a 9 year schedule. By making this order, no determination is made as to the effectiveness of such a schedule. Minnesota Statutes Section 414.036 allows for a reimbursement to the township of property taxes of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Director.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

crs