

St. Joseph Township Resolution No. 011  
 St. Joseph City Resolution No. \_\_\_\_\_  
 St. Cloud City Resolution No. 2001-5-152

JOINT RESOLUTION FOR ORDERLY ANNEXATION BETWEEN  
 THE TOWN OF ST. JOSEPH, THE CITY OF ST. JOSEPH, AND THE  
 CITY OF ST. CLOUD, MINNESOTA

WHEREAS, the Town of St. Joseph (the "Town"), the City of St. Joseph ("St. Joseph") are parties to a Joint Resolution as to Orderly Annexation ("Agreement") approved by the parties on December 29, 1997, (Municipal Board Docket No. OA-524); and,

WHEREAS, Ray Kenning owns property that is split by the corporate boundary between the Town of St. Joseph and the City of St. Cloud; and,

WHEREAS, that part of Ray Kenning's property located in the City of St. Cloud ("St. Cloud") is developed with an industrial use and that part of the property in the Town of St. Joseph is undeveloped; and,

WHEREAS, Ray Kenning desires to physically expand the existing industrial building onto that part of his property that is currently located within the Town of St. Joseph; and,

WHEREAS, because compliance with relevant development and State building codes isn't possible nor is the delivery of public services practical where a building is split by a jurisdictional boundary line, Ray Kenning has submitted a petition requesting that his undeveloped property be annexed to the City of St. Cloud to facilitate his desired industrial building expansion; and,

WHEREAS, the Cities of St. Joseph and St. Cloud and the Town of St. Joseph have agreed that this particular parcel of property will best be served by consolidating it with the abutting and developed part of the property owner's land and annexing it to St. Cloud,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE TOWN OF ST. JOSEPH, THE COUNCIL FOR THE CITY OF ST. JOSEPH, AND THE COUNCIL FOR THE CITY OF ST. CLOUD, MINNESOTA:

1. Description of Area to be Deleted from the St. Joseph City/St. Joseph Township Agreement. The property legally described in Exhibit A and whose location is indicated on the map included as Exhibit B is excluded from the St. Joseph City/St. Joseph Township Agreement.
2. Designation of Area to be Annexed. The property legally described in Exhibit A and whose location is indicated on the map included as Exhibit B is designated for orderly annexation to St. Cloud under and pursuant to Minnesota Statute 414.0325, Subdivision 1. The area to be annexed contains approximately 3.56 acres in size. There are currently no residents in the subject area.
3. Minnesota Planning Jurisdiction. That upon approval by the parties, this agreement shall confer jurisdiction upon Minnesota Planning so as to accomplish said orderly annexation in accordance with the terms of this agreement.

4. No Alteration of Boundaries. The Town, St. Joseph and St. Cloud mutually state that no alteration by the Board of the boundaries of the area designated for orderly annexation to St. Cloud is appropriate.
5. Review and Comment by Minnesota Planning. The Town, St. Joseph and St. Cloud mutually state that this agreement sets forth all of the conditions for annexation of the area designated herein for orderly annexation to St. Cloud and that no consideration by Minnesota Planning is necessary. Minnesota Planning may review and comment, but shall, within thirty (30) days order annexation in accordance with the terms and conditions of this agreement.
6. Continuing Validity of St. Joseph City/St. Joseph Township Orderly Annexation Agreement. Except to the extent specifically modified herein, the Joint Resolution as to Orderly Annexation approved by the parties on December 29, 1997, and assigned Municipal Board Docket Number OA-524, shall remain in full force and effect.
7. Severability and Repealer. All prior resolutions and ordinances of the Town, St. Joseph and St. Cloud, or portions thereof, that are in conflict herewith, are hereby repealed. Should any section of this agreement be held by a court of competent jurisdiction to be unconstitutional or void, the remaining provisions shall remain in full force and effect.

Adopted this 30th day of April, 2001, by the Board of Supervisors for the Town of St. Joseph.

Attest:

Town Clerk

Board Chair

Adopted this 17th day of May, 2001, by the Council for the City of St. Joseph.

Attest:

City Clerk/Administrator

Council President

Adopted this 14th day of May, 2001, by the Council for the City of St. Cloud.

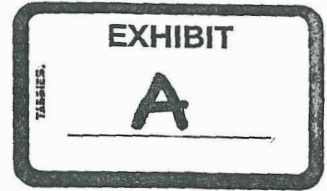
Attest:

City Clerk

Council President

Attn: Patty Gartland:

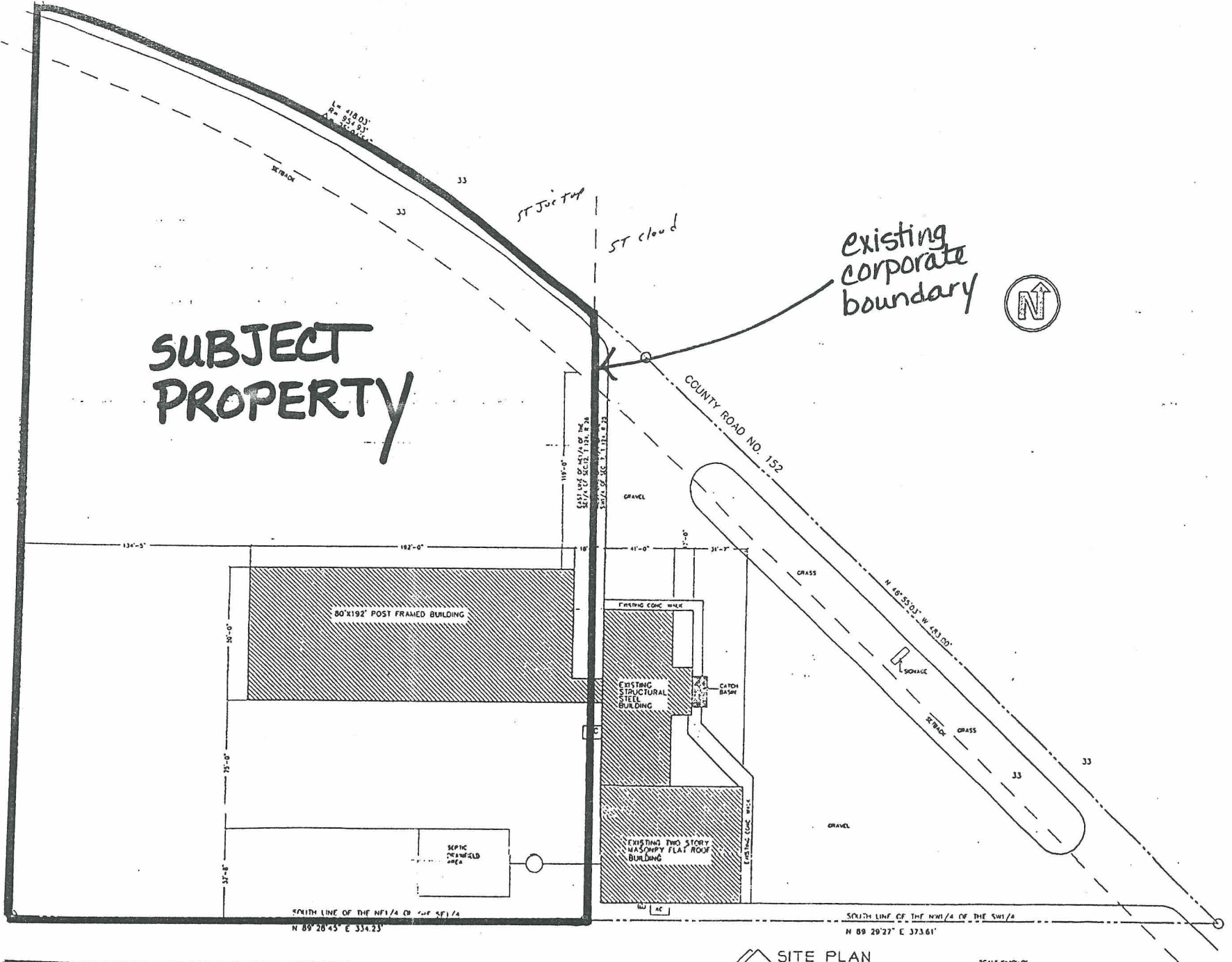
REC'D BY  
MMB  
JUN 07 2001



All that part of the Northwest Quarter of the Southwest Quarter (NW¼ SW¼) of Section Seven (7), in Township One Hundred Twenty-four (124) North, of Range Twenty-eight (28) West, together with that part of the Northeast Quarter of the Southeast Quarter (NE¼ SE¼) of Section Twelve (12), in Township One Hundred Twenty-four (124) North of Range Twenty-nine (29) West, Stearns County, Minnesota, described as follows, to-wit: Beginning at the southeast corner of said Northeast Quarter of the Southeast Quarter (NE¼ SE¼); thence South 89 degrees 29 minutes 27 seconds East along the south line of said Northwest Quarter of the Southwest Quarter (NW¼ SW¼), 373.61 feet to the center line of a township road; thence North 46 degrees 55 minutes 03 seconds West, along said center line, 483.00 feet; thence along tangent curve, concave to the South, radius 954.93 feet, an arc distance of 418.03 feet, central angle of 25 degrees 04 minutes 54 seconds; thence South 00 degrees 13 minutes 30 seconds East 540.37 feet to the South line of said Northeast Quarter of the Southeast Quarter (NE¼ SE¼); thence North 89 degrees 28 minutes 43 seconds East, along said South line, 334.23 feet to the point of beginning and there terminating, in Stearns County, Minnesota, according to the U. S. Government Survey thereof;

pg 2. Kenning Outsource Group, Inc  
Please call 656-0188 Ray

Thank you!



RECORDED BY  
M.A.B.  
JUN 07 2001

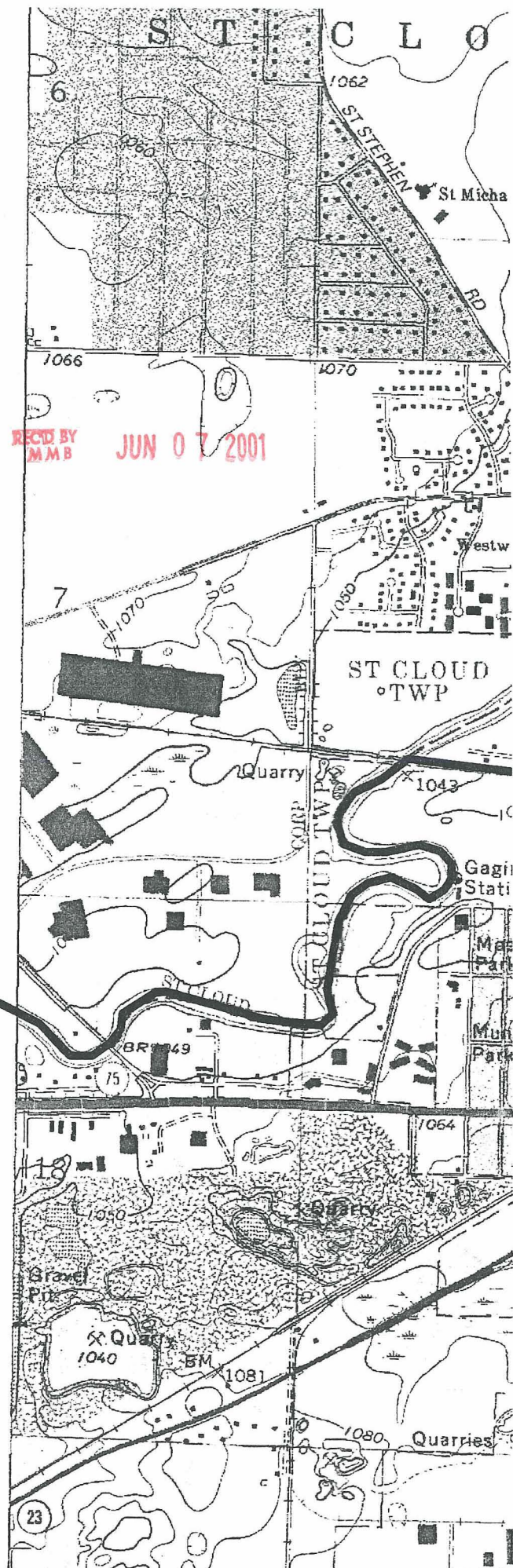
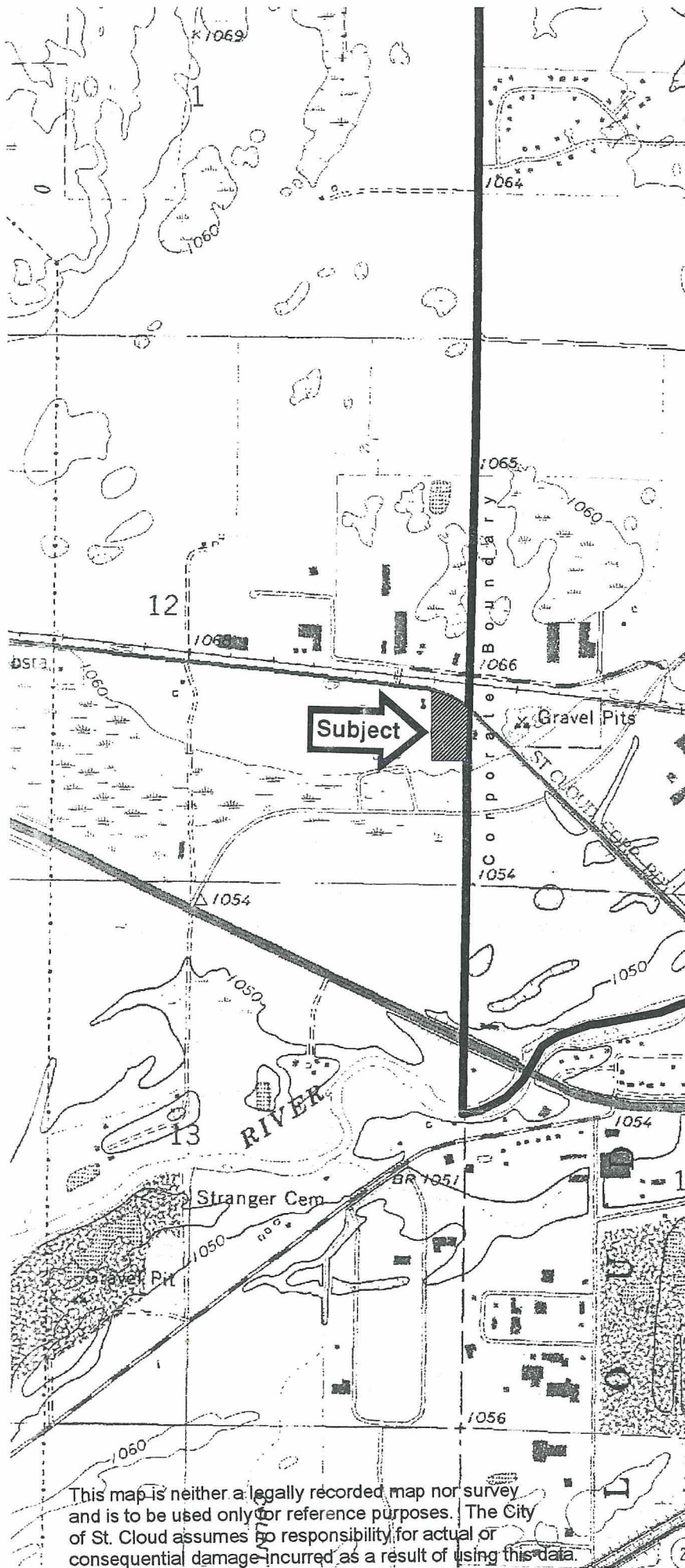
TABBIER.  
**B**  
EXHIBIT

SITE PLAN SCALE 1"=40'-0"

FURNISHED BY ST. ROSA LUMBER INC., WERE PREPARED BY ONE OF OUR DRAFTSMEN. HOWEVER, OUR DRAFTSMEN ARE NOT FULLY QUALIFIED AS ENGINEERS OR ARCHITECTS. ST. ROSA LUMBER INC. EXPRESSLY DISCLAIMS LIABILITY IF ANY ERRORS HAVE BEEN MADE.

ST. ROSA LUMBER INC.  
29033 CO. RD. 17  
FREEPORT, MN. 56331  
PHONE: 320-836-2284

DATE: 03/26/01	NAME: RAY KENNING	SCALE: 1"=40'-0"	DRAWING NAME: KENNING
DRAWN BY: DAN KREIERS	PHONE:	SO. FT.	A-1



This map is neither a legally recorded map nor survey and is to be used only for reference purposes. The City of St. Cloud assumes no responsibility for actual or consequential damage incurred as a result of using this data.