

Resolution No. 1993-3-75

**RESOLUTION ANNEXING PROPERTY IN ST. CLOUD TOWNSHIP
TO THE CITY OF ST. CLOUD, WHICH PROPERTY IS KNOWN AS
THE "FORMER WEERES PONTOON AREA", IN ACCORDANCE WITH
THE ORDERLY ANNEXATION AGREEMENT DATED MAY 11, 1992**

WHEREAS, the Town of St. Cloud ("Town") and City of St. Cloud ("City") are parties to a Joint Resolution as to Orderly Annexation dated on or about August 19, 1974, which affects an area of the Town described in said resolution as all property lying east of former Highway No. 152 (now known as Stearns County Highway No. 75) and hereafter referred to as the "orderly annexation area"; and

WHEREAS, the original Joint Resolution was amended by Joint Resolutions of the City and the Town adopted November 16, 1987; September 19, 1988; January 27, 1992; May 11, 1992; December 21, 1992; February 1, 1993; and February 8, 1993; and

WHEREAS, paragraph 5 (a) (i) of the May 11, 1992, amendment to the Joint Resolution provides that any property located in that portion of the orderly annexation area described in Exhibit B of the Joint Resolution for Orderly Annexation dated September 19, 1988, shall be subject to annexation to the City upon presentation of a petition signed by a substantial majority of the property owners of record. "Substantial majority" was defined to mean at least 75 percent of the property owners of record in the area requesting annexation and additionally signed by the owners of record of at least 51 percent of the land area; and

WHEREAS, the City received a petition for annexation of property located in that part of the Town of St. Cloud that is subject to the resolution and agreement adopted by the City and the Town on May 11, 1992; and

WHEREAS, the petition for annexation was supported by a petition signed by owners of 100 percent of the property owners of record and by the owners of record of 100 percent of the land area; and

WHEREAS, more than 30 days has passed since the City mailed the Town notice of receipt of the petition; and

WHEREAS, the May 11, 1992, amendment provides in paragraph 5 (a) (iii) that if the City desires to annex the property then annexation shall be accomplished by the adoption of a resolution by the City. Further, that upon receipt of said resolution the Minnesota Municipal Board may review and comment but shall, within 30 days, order the annexation of the property described in the City's resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ST. CLOUD, MINNESOTA:

That the City expresses its desire to annex the property legally described as Lot One (1), Block One (1), Anderson Park, Stearns County, Minnesota, and as depicted on the maps shown as Exhibit A all in accordance with the Joint Resolution adopted by the City of St. Cloud and the Town of St. Cloud on or about August 19, 1974, as amended, including the resolution adopted on May 11, 1992.

Adopted this 1st day of March, 1993.

Larry Meyer
Council President

Attest:

Shirley A. Engdahl
City Clerk



A

Corporate Boundary

Subject
Property

REC'D BY MAR 10 1993
MAR 10 1993

SHERBURNE COUNTY
SHERBURNE COUNTY

ANDERSON PARK

