

City Resolution No. 2005-10-218

**JOINT RESOLUTION OF THE CITY OF ST. CLOUD AND
THE TOWN OF SAUK RAPIDS AS TO ORDERLY ANNEXATION
OF PROPERTY LOCATED AT 1501 ST. GERMAIN ST E.**

WHEREAS, the City of St. Cloud (the "City") and the Town of Sauk Rapids (the "Town") desire to provide for the orderly development and extension of services to areas of the Town that is now urban in character; and,

WHEREAS, the City and the Town wish to encourage and accommodate development and extension of services to those properties which are contiguous to the City limits; and,

WHEREAS, the City has received a request to annex an approximate .70 acre parcel of land that abuts the corporate limits of the City that is developed as a commercial property, located at 1501 St. Germain St. E.; and,

WHEREAS, the City of Sauk Rapids has agreed to remove the subject property from the Sauk Rapids Township, Sauk Rapids City Orderly Annexation Agreement on September 12, 2005; and,

WHEREAS, the Sauk Rapids Town Board has agreed to remove the subject property from the Sauk Rapids Township, Sauk Rapids City Orderly Annexation Agreement on October 3, 2005.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ST. CLOUD AND THE BOARD OF SUPERVISORS OF THE TOWN OF SAUK RAPIDS:

1. Description of Area to be Annexed. That the following described area is properly subject to orderly annexation under and pursuant to Minnesota Statutes 414.0325, and the parties do hereby designate this area for orderly annexation as provided by statute:

Legal Description: That part of the SE1/4 of the SE1/4 of Section 25, Township 36, Range 31, Benton County, Minnesota, lying south of the Great Northern Railroad right-of-way and lying northerly of the centerline of East St. Germain (old T.H. No. 23) and lying easterly of the centerline of Benton County No. 1, subject to the said road right-of-ways.

Location map attached as Exhibit A. The area to be annexed to St. Cloud contains approximately .70 acre. There are currently no residents in the subject area.

2. Jurisdiction by the State of Minnesota. That upon approval by the parties, this agreement shall confer jurisdiction upon the Minnesota Planning Office of Strategic and Long Range Planning (the "State") so as to accomplish said orderly annexation in accordance with the terms of this agreement.
3. No Alterations of Boundaries. The Town and the City mutually state that no alteration by the State of the boundaries of the area designated for orderly annexation to St. Cloud is appropriate.
4. Conditions for Annexation. The Town and the City mutually state that this resolution sets forth all of the conditions for annexation of the area designated for orderly annexation and that no consideration by the State is necessary, the State may review and comment, but shall, within thirty days, order annexation of the subject property described in Number #1 above to St. Cloud.

This resolution is adopted by the St. Cloud City Council the 24 day of October, 2005.

Carolyn Garven
Council President

Attest:

Myrl E. Lund
City Clerk

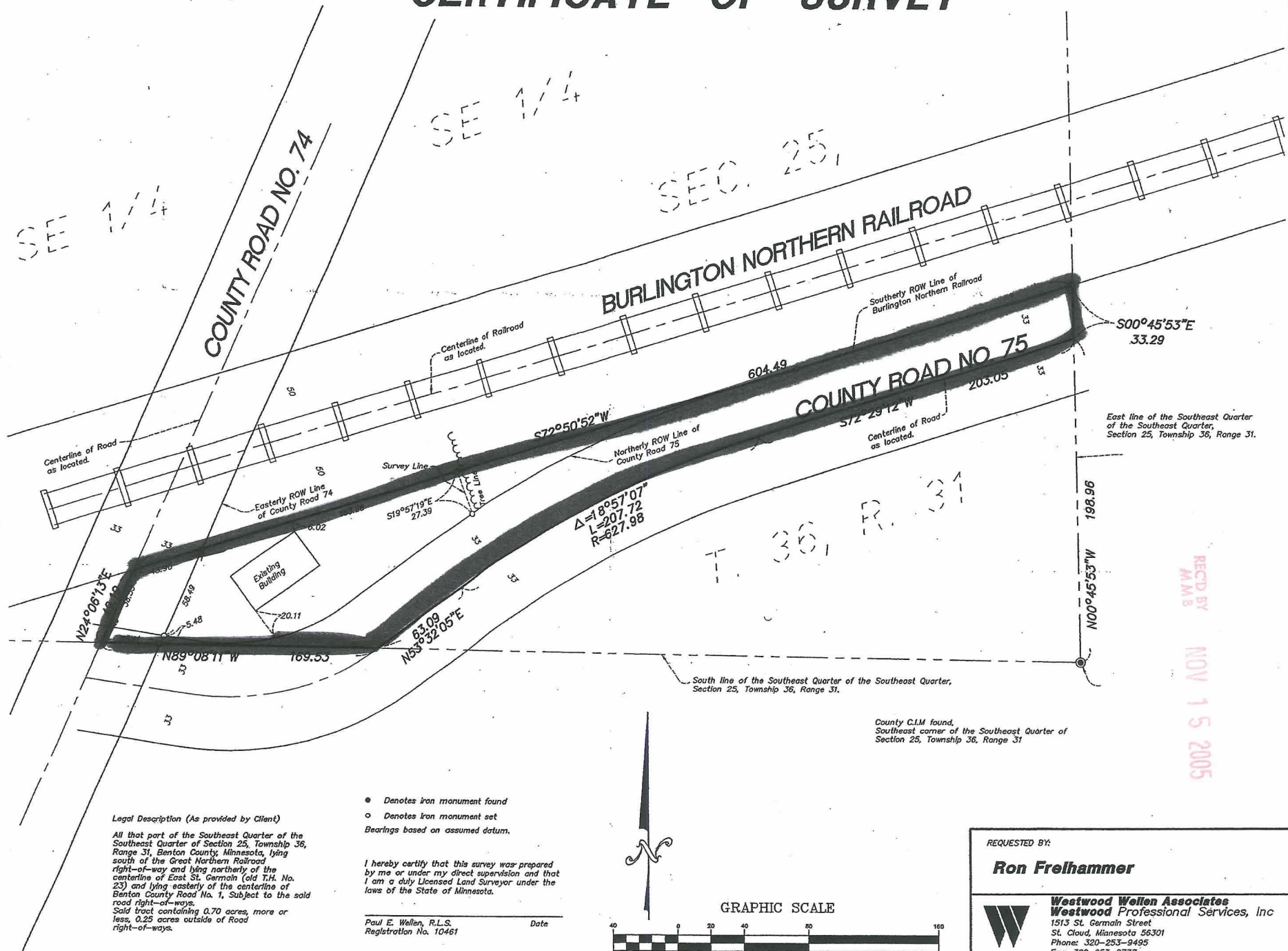
This resolution is adopted by the Sauk Rapids Town Board of Supervisors the 2 day of Nov, 2005.

Donald Zwick
Township Chair

Attest:

Jan Timmerman
Township Clerk

CERTIFICATE OF SURVEY



REQUESTED BY:

Ron Frelhammer

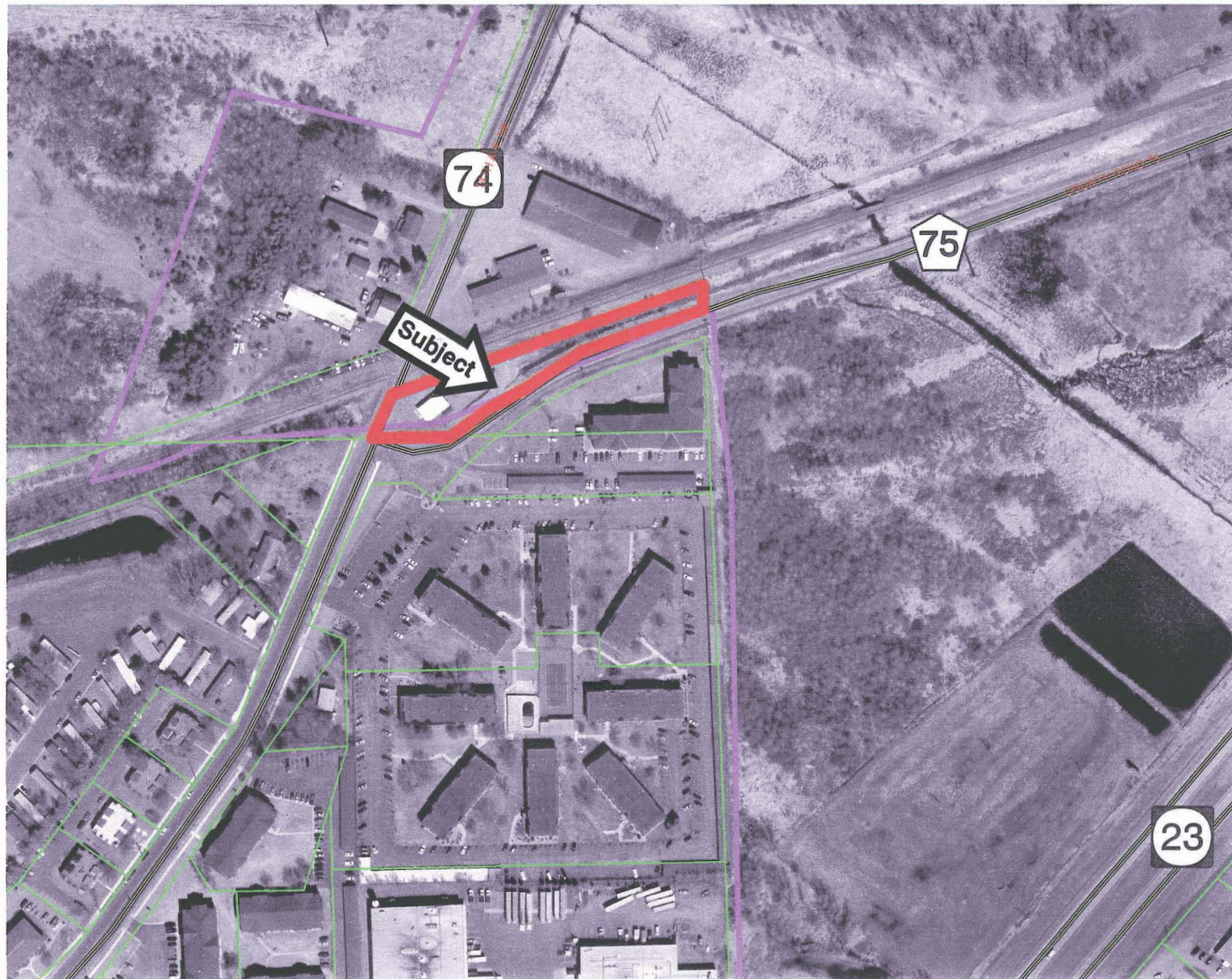


Westwood Wellen Associates
Westwood Professional Services, Inc
1513 St. Germain Street
St. Cloud, Minnesota 56301
Phone: 320-253-9495
Fax: 320-253-8737

Drawn by: DWD Date: 10/21/99 Job No: 99898

Freihammer Annexation - Sauk Rapids Township

General Location Map



REC'D BY
 MMB
 NOV 15 2005