

JOINT RESOLUTION AS TO ORDERLY ANNEXATION
BY AND BETWEEN THE TOWN OF LE SAUK AND
THE CITY OF SARTELL

REC'D BY
MMB
AUG 11 1989

WHEREAS, the Town of Le Sauk ("Town") and the City of Sartell ("City") desire to provide for the orderly development and extension of services to areas that are or are about to become urban or suburban in character; and

WHEREAS, the Town and the City have reached an agreement which is in the best interests of both the citizens of the City and the citizens of the Town.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE TOWN OF LE SAUK AND THE COUNCIL OF THE CITY OF SARTELL:

1. Description of Area to be Annexed. The following described area ("subject property") 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:

That area set forth in the legal description attached as Exhibit "A," and on the map attached as Exhibit "B."

2. Municipal Board Jurisdiction. Upon approval by the parties, this agreement shall confer jurisdiction upon the Minnesota Municipal Board ("Board") so as to accomplish said orderly annexation in accordance with the terms of this agreement.

3. No Alteration of Boundaries. The Town and the City mutually state that no alteration by the Board of the boundaries of that area designated herein for orderly annexation is appropriate. The Board may review and comment, but may not alter the boundaries.

4. Conditions for Annexation.

- a. The City and the Town mutually state that this resolution sets forth all of the conditions for annexation of the area designated herein for orderly annexation and that no consideration by the Board is necessary. Therefore, the Board shall, within 30 days, order the annexation to take effect in accordance with the terms of this resolution, immediately upon the effective date of the Board's order.
- b. The property shall be annexed into the City zoned for R-1 residential use, as currently existing under the City of Sartell Zoning Ordinance.
- c. No establishment selling or serving intoxicating liquor or serving non-intoxicating liquor, shall be

placed on the subject property unless and until the two adjoining residential properties to the north and south of the site and the property currently owned by the School District to the east of the site across Pinecone Road, is zoned for commercial, industrial, or apartment residential use.

- d. The City shall not change the R-1 zoning classification on the property for a period of at least three years from the date of Municipal Board approval of the orderly annexation subject to this agreement, without first obtaining the recommendation of a joint review commission comprised of City and Township representatives. The City and Township shall each have an equal number of representatives on the commission and each group of representatives shall collectively have one vote on such commission.
- e. For a period of six years from the date of Municipal Board approval of the orderly annexation subject to this agreement, the Town shall have the opportunity to review and comment upon any petitions to the City of Sartell to rezone the subject property. The City agrees to give the Town at least thirty (30) days written notice of each and every rezoning proposal for the subject property.

This Resolution adopted by the Town of Le Sauk Board of Supervisors the 8th day of August, 1989.

Attest:

TOWN OF LE SAUK, MINNESOTA

Clifford Traut
Town Clerk

By Arnold P. Bechtold
Chairman, Board of
Supervisors

This Resolution adopted by the Sartell City Council the 24th day of July, 1989.

Attest:

CITY OF SARTELL, MINNESOTA

Susan J. Mueller
City Clerk

By Robert C. Bogard
Mayor

Exhibit "A"

LAND DESCRIPTION (For annexation purposes only)

That part of the South Half of Southeast Quarter of Section 17 and that part of Northwest Quarter of the Northeast Quarter of Section 20 all in Township 125 North, Range 28 West of the 5th Principal Meridian, LeSauk Township, Stearns County, Minnesota, described as follows:

Beginning at the intersection of the center line of Pinecone Road with the south line of said South Half of the Southeast Quarter; thence northeasterly, along the center line of said Pinecone Road, a distance of 100.00 feet; thence northwesterly, at a right angle, along the southerly line of that certain tract of land described in Book 452 of Deeds on page 701, according to the files of the Stearns County Recorder, a distance of 285.00 feet; thence southwesterly, at a right angle to a point of the northerly line of that certain tract of land described in Book 444 of Deeds on page 485, according to the files of said Stearns County Recorder; thence easterly, along said northerly line to its intersection with the east line of said Northwest Quarter of the Northeast Quarter of Section 20; thence northerly, along said east line to the northeast corner of said Northwest Quarter of the Northeast Quarter; thence easterly, along the south line of said South Half of the Southeast Quarter to the point of beginning.

Containing 2.60 acres, more or less.

EXHIBIT "B"



Area to be Annexed

