

RESOLUTION NO. 58-06

**RESOLUTION APPROVING ANNEXATION  
FLORENCE HEIM PROPERTY**

**WHEREAS**, a certain petition requesting annexation of the territory hereinafter described was duly presented to the city council at their February 9, 2004, meeting; and

**WHEREAS**, the quantity of land embraced within the area described in the petition and bounded herein is not in excess of 200 acres of land, no part of which is included within the limits of any other incorporated city; and

**WHEREAS**, a public hearing is not required to be held by the city because 100% of the property owners of the land to be annexed signed the petition; and

**WHEREAS**, the land described in the petition does abut upon the present city limits thereof and is included in an existing orderly annexation agreement, and

**WHEREAS**, the subject property does not have immediate access to city utilities.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SARTELL, MINNESOTA:** That the city council hereby determines that the annexation will be in the best interest of the city and of the territory affected; that the territory described herein does abut upon the city limits and is now urban or suburban in character; and that none of said territory is now included within the limits of any incorporated city.

**BE IT ALSO RESOLVED:** That the subject property will not be able to subdivide the property until such time the property is serviced with city utilities (water, storm and sewer); and that if the property owner/developer so desires to subdivide the property prior to the orderly extension of city utilities (water, storm and sewer), that the same would be required to up front all costs associated with the extension of the utilities at no expense to the city of Sartell.

**BE IT ALSO RESOLVED:** That the Town and the City mutually state that the joint resolution and agreement sets forth all the conditions for annexation of the area designated herein for orderly annexation and that no consideration by the Department of Administration/Municipal Boundary Adjustments is necessary. The Department of Administration/Municipal Boundary Adjustments may review and comment, but shall, within thirty (30) days order annexation in accordance with the terms and conditions of this agreement.

**BE IT FURTHER RESOLVED:** That the following described property is hereby annexed to the City of Sartell, Minnesota, the same as if it had originally been made a part thereof:

That part of the North Half of the Southwest Quarter (N ½ of SW ¼), in said Section Thirty (30), Township One Hundred Twenty-five (125), Range Twenty-eight (28), lying Northeasterly of the

centerline of County Road No. 4 and Northwesterly of the centerline of the County Road No. 133, except that part thereof lying Easterly of the following described line; commencing at the center of said Section 30; thence South 89 degrees 51 minutes West (assumed bearing for purposes of this description) along the West quarter line, in said Section 30, a distance of 1,600.9 feet; thence North 1 degree 36 minutes East a distance of 142 feet; thence North 89 degrees 24 minutes West a distance of 124.6 feet; thence South 1 degree 36 minutes West a distance of 118.9 feet; thence South 9 degrees 24 minutes East to the West quarter line, in said Section 30, and the point of beginning of the line being described; thence South 9 degrees 24 minutes East to the centerline of County Road No. 133;

That part of the Section Thirty (30), Township One Hundred Twenty-Five (125), Range Twenty-Eight (28), described as follows: Commencing at the West quarter corner in said Section 30; thence East along the West quarter line, in said Section 30, a distance of 627.6 feet to the point of beginning of the tract being described; thence deflecting to the left in a Northerly direction at an angle of 89 degrees 24 minutes from the prolongation of the last described course a distance of 107.15 feet; thence deflecting right in a Northeasterly direction at an angle of 82 degrees 7 minutes from the prolongation of the last described course a distance of 309.8 feet; thence deflecting right in a Southerly direction at an angle of 98 degrees 29 minutes from the prolongation of the last described course a distance of 118.9 feet; thence deflecting left at an angle of 11 degrees from the prolongation of the last described course to the point of intersection with the West quarter line, in said Section 30; thence in a Westerly direction along the West quarter line in said Section 30 to the point of beginning of the parcel being described; excepting from said tract any part thereof, lying Easterly of the following described line: Commencing at the center of said Section 30; thence West along the West quarter line, in said Section 30, a distance of 1,600.90 feet; thence deflecting to the right in a Northerly direction at an angle of 91 degrees 45 minutes from the prolongation of the last described course a distance of 142 feet; thence deflecting to the left in a Westerly direction at an angle of 91 degrees from the prolongation of the last described course a distance of 124.6 feet to the point of beginning of the line being described; thence deflecting left in a southerly direction at an angle of 89 degrees from the prolongation of the last described course a distance of 118.9 feet; thence deflecting left in a Southeasterly direction at an angle of 11 degrees from the prolongation of the last described course to the point of intersection with the West quarter line in said Section 30;

That part of the North Half of the Southwest Quarter (N  $\frac{1}{2}$  of SW  $\frac{1}{4}$ ), in Section Thirty (30), Township One Hundred Twenty-Five (125), Range Twenty-Eight (28), lying Northwesterly of the centerline of County Road No. 133 and Easterly of the following described line: Commencing at the center of said Section 30; thence South 89 degrees 51 minutes West (assumed bearing for the purposes of this description) along the West quarter line, in said Section 30, a distance of 1,600.9 feet; thence North 1 degree 36 minutes East a distance of 142 feet; thence North 89 degrees 24 minutes West a distance of 124.6 feet; thence South 1 degree 36 minutes West a distance of 118.9 feet; thence South 9 degrees 24 minutes East to the centerline of County Road No. 133; thence Northeasterly along the centerline of said County Road No. 133 a distance of 111.63 feet to the point of beginning of the line being described; thence Northerly a distance of 48.92 feet to a point on the West quarter line, in said Section 30, distant 1,600.9 feet Westerly of the center of said Section 30; according to the U.S. Government Survey thereof. Containing 3 acres, more or less.

Said property is being annexed to the City of Sartell under zoning classification of R-1 Single Family Residential District, and has a current population of 0.

**ADOPTED BY THE SARTELL CITY COUNCIL THIS 27<sup>TH</sup> DAY OF MARCH, 2006.**

  
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Mayor

ATTEST:

  
\_\_\_\_\_  
Administrator

SEAL

**CERTIFICATION**

I, Patti Gartland, Administrator-Clerk-Treasurer of the City of Sartell, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Council of the City of Sartell at a regular meeting held on the 27<sup>th</sup> day of March, 2006.

  
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Patti Gartland  
Administrator-Clerk-Treasurer  
City of Sartell, Minnesota

