

RECEIVED

by OAH on September 13, 2016

RESOLUTION NO. 38-2016

**RESOLUTION ACCEPTING PETITION AND APPROVING ANNEXATION
UNDER OA-276 SARTELL/LESAUK TOWNSHIP
11 8th AVENUE SOUTH, SARTELL
PARCEL #17.09073.0000**

WHEREAS, the city of Sartell and the Town of LeSauk are parties to a orderly annexation agreement by the Municipal Boundary Adjustment Unit as OA-276 and amended as executed by the parties in October of 1995; and

WHEREAS, In OA-276 the Town and the City mutually stated that the agreement set forth all the conditions for annexation of the area designated for orderly annexation and that no consideration by the Municipal Boundary Adjustments Unit is necessary. The Municipal Boundary Adjustments Unit may review and comment, but shall, within thirty (30) days order annexation in accordance with the terms and conditions of this agreement; and

WHEREAS, a petition for annexation under OA-276 was filed by the city of Sartell; with the city clerk on May 25, 2016; and

WHEREAS, the petition was signed by 100% of the affected property owners; and

WHEREAS, the petition was presented to the city council for their review at a regular meeting held on June 13, 2016; 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.

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 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 Municipal Boundary Adjustments is necessary. The 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 subject property will not be able to be subdivided until such time the property is serviced with city utilities (water, storm, and sewer); and that if the property owner 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 front all costs associated with the extension of the utilities at no expense to the city of Sartell.

BE IT FURTHER RESOLVED: That future subdividing of the property will require the dedication of appropriate right of way as determined by Sartell's Future Transportation Plan, in addition to the Area Planning Organization, and Stearns County Future Transportation plans and appropriate land uses as guided by the Future Land Use Plan.

BE IT FURTHER RESOLVED: That the city of Sartell will act as the Local Governmental Unit, for purposes of administering environmental reviews, in addition to local subdivision and zoning regulations, upon such time as the annexation is reviewed by the Municipal Boundary Adjustments. No official applications will be reviewed by the City Council until the annexation correspondence from the Municipal Boundary Adjustments has been received by the Stearns County Auditor.

BE IT FURTHER RESOLVED: That the future land use plan designates the property as low density (single family homes).

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:

TRACT A

A tract of land lying in and being a part of the Southwest Quarter of Section 21, Township 125, Range 28, Stearns County, Minnesota, described as follows: Beginning at a point of intersection of the center line of Oberly Avenue in the Village of Sartell, Minnesota, with the south line of said Section 21, Township 125, Range 28, said point being marked by an iron monument in place; thence due West along the South line of said Section 21, 528 feet to the southeast corner of said Southwest Quarter of said Section 21; thence continuing due West along said South line of said Section 21, 1311.65 feet; thence deflect 90 degrees 57 minutes to the right and in a northerly direction 802.30 feet to the point of beginning of the tract of land to be conveyed herein; thence deflect 90 degrees 57 minutes to the left a distance of 66 feet; thence deflect 89 degrees 03 minutes to the left a distance of 307.30 feet; thence due West and parallel with the south line of said Section 21, 455 feet; thence deflect 90 degrees 57 minutes to the right and in a northerly direction 232 feet; thence deflect 89 degrees 03 minutes to the right and in an easterly direction 103 feet; thence deflect to the left 89 degrees 03 minutes and in a northerly direction to the intersection of the thread of the stream of the Watab River; thence northerly and easterly along the thread of said river to the intersection of said thread with a line drawn from the point of beginning on a bearing of North 90 degrees 57 minutes East; thence southerly along said last described line to the point of beginning and there terminating.

Subject to and together with an easement for roadway purposes over and across the following described roadway, the centerline of which is described as follows: Commencing at a point 2 rods West of the Southeast corner of the Southwest Quarter of the Southwest Quarter of Section 21, Township 125, Range 28; thence West 90 degrees 57 minutes North a distance of 802.30 feet and there terminating.

Said property is being annexed to the City of Sartell under zoning classification of R-1, Single Family Residential, is 7.5 acres and will have a population of 5.

ADOPTED BY THE SARTELL CITY COUNCIL THIS 13th DAY OF JUNE, 2016.



Mayor

ATTEST:

Mary Degiovanni
Administrator

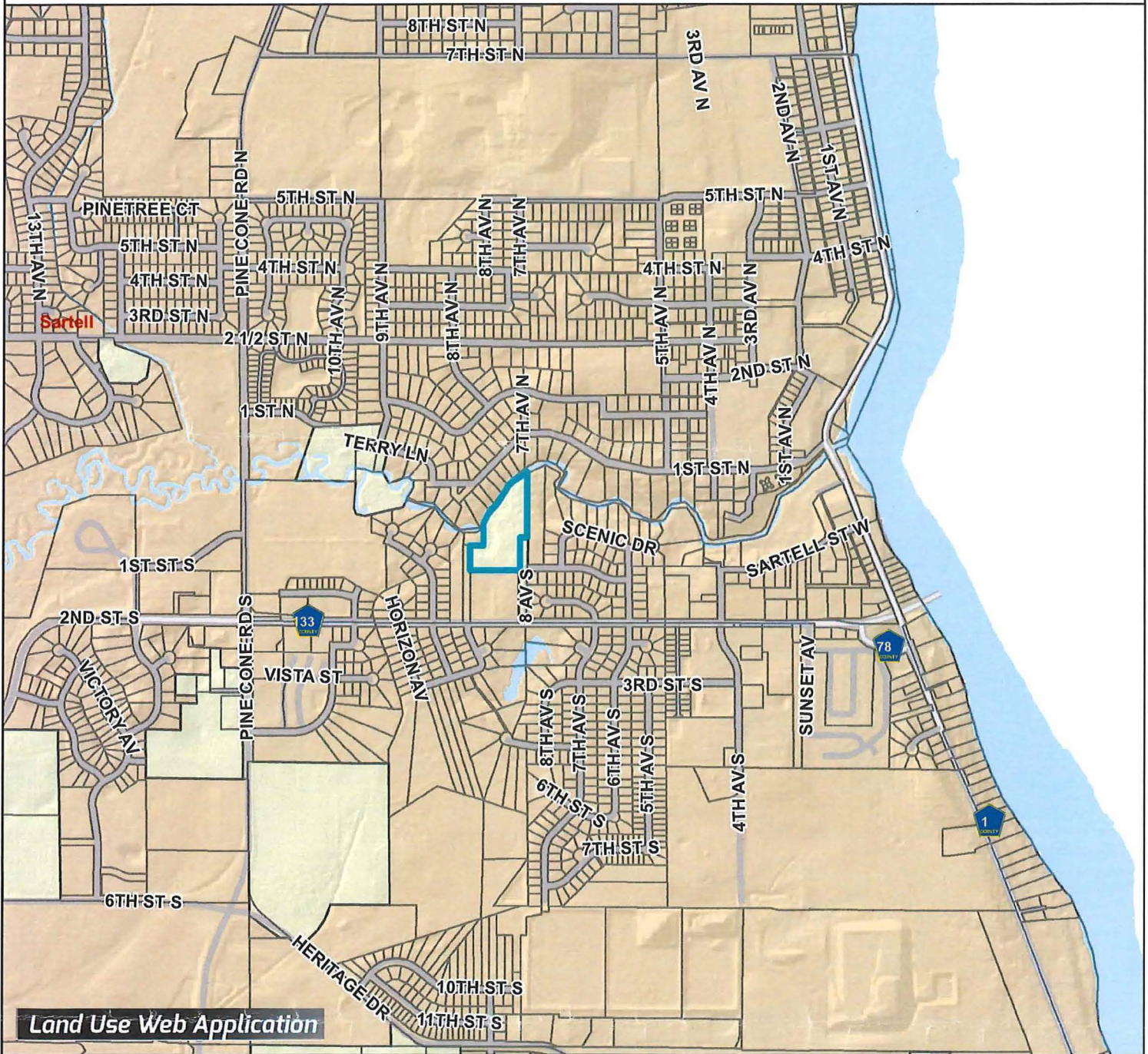
SEAL

CERTIFICATION

I, Mary Degiovanni, City Administrator 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 13th day of June, 2016

Mary Degiovanni
Mary Degiovanni
City Administrator
City of Sartell, Minnesota

11 8th Avenue South



Land Use Web Application

Parcel ID 17.09073.0000
Acreage 7.5
Sec/Twp/Rng 21-125-28
Legal Plat

Property Address 11 8TH AVE S
 SARTELL, MN 56377

Owner Address TIMOTHY M EHLE
 2125 LIBERTY GLEN LOOP
 SAINT CLOUD MN 56304

District 1705 LESAUKE 748
Class 4BB-Residential Non-Homestead SFD
Brief Tax Description 21-125-28 7.50A P/O SW4 COM AT A PT ON INT OF CL OBERLY AVE & S LN SEC 21-W ALG S LN 528' TO

0 340 680 1,360
 Feet



Data is as represented in Stearns County Databases. It is NOT Intended for Locational Use and Stearns County waives all liability from this product.

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Auditor/Treasurer
 Division of Land Management
 July 7, 2016

