

RESOLUTION NO. 41-2016

**RESOLUTION ACCEPTING PETITION AND APPROVING ANNEXATION
UNDER OA-276 SARTELL/LESAUK TOWNSHIP
PARCEL # 17. 09161.0000 and a portion of 17.09078.0010**

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 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 Office of Administrative Hearings, 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 June 8, 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 Department of Administration/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 mixed use/town center.

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:

**Proposed Property Description (Parcel A)
To Be Annexed**

That part of the Northeast Quarter of the Northeast Quarter of Section 32, the West Half of the Northwest Quarter of the Northwest Quarter of Section 33, and the West Half of the Southwest Quarter of the Southwest Quarter of Section 28, all in Township 125, Range 28, Stearns County, Minnesota described as follows:

Commencing at the North Quarter of said Section 33; thence South 89 degrees 58 minutes 42 seconds West, along the north line of the Northwest Quarter of said Section 33, a distance of 1978.88 feet to the northeast corner of said West Half of the Northwest Quarter of the Northwest Quarter, being the point of beginning of the parcel being described; thence North 00 degrees 41 minutes 17 seconds West, along the east line of said West Half of the Southwest Quarter of the Southwest Quarter, a distance of 34.15 feet to the north line of the 100 foot easement per Document No. 1146073, as filed in Stearns County Records Office; thence westerly, along said north line a distance of 87.03 feet along a non-tangential curve concave to the north, having a radius of 750.00 feet, a central angle of 06 degrees 38 minutes 56 seconds, a chord distance of 86.99 feet and a chord bearing of South 86 degrees 28 minutes 47 seconds West; thence South 89 degrees 48 minutes 15 seconds West, along said north line, a distance of 236.03 feet; thence southwesterly, along said north line, a distance of 216.68 feet along a tangential curve concave to the south, having a radius of 850.00 feet, a central angle of 14 degrees 36 minutes 21 seconds, a chord distance of 216.10 feet and a chord bearing of South 82 degrees 30 minutes 04 seconds West, to the north line of said West Half of the Northwest Quarter of the Northwest Quarter; thence South 89 degrees 58 minutes 42 seconds West, along said north line, a distance of 122.12 feet to the northwest corner of said Section 33; thence South 00 degrees 20 minutes 09 seconds East, along the west line of said West Half of the Northwest Quarter of the Northwest Quarter, a distance of 42.29 feet to said north line of the 100 foot easement per Document No. 1146073; thence southwesterly, along said north line a distance of 629.97 feet along a non-tangential curve concave to the southeast, having a radius of 850.00 feet, a central angle of 42 degrees 27 minutes 51 seconds, a chord distance of 615.65 feet and a chord bearing of South 45 degrees 15 minutes 41 seconds West; thence South 24 degrees 01

minutes 46 seconds West, along said north line, a distance of 709.73 feet; thence southwesterly, along said north line a distance of 217.73 feet along a tangential curve concave to the northwest, having a radius of 750.00 feet, a central angle of 16 degrees 38 minutes 00 seconds, a chord distance of 216.97 feet and a chord bearing of South 32 degrees 20 minutes 46 seconds West to the south line of said Northeast Quarter of the Northeast Quarter; thence South 89 degrees 30 minutes 49 seconds East, along said south line, a distance of 849.89 feet to the southeast corner of said Northeast Quarter of the Northeast Quarter; thence South 89 degrees 39 minutes 59 seconds East, along the south line of said West Half of the Northwest Quarter of the Northwest Quarter, a distance of 661.90 feet to the east line of said West Half of the Northwest Quarter of the Northwest Quarter; thence North 00 degrees 25 minutes 59 seconds West, along said east line, a distance of 1318.50 feet to the point of beginning.

Said property is being annexed to the City of Sartell under zoning classification of AG, Agricultural, is 35.11 acres and will have a population of 0 and after all necessary lot splits (if any) have been completed.

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



Mayor

ATTEST:



Administrator

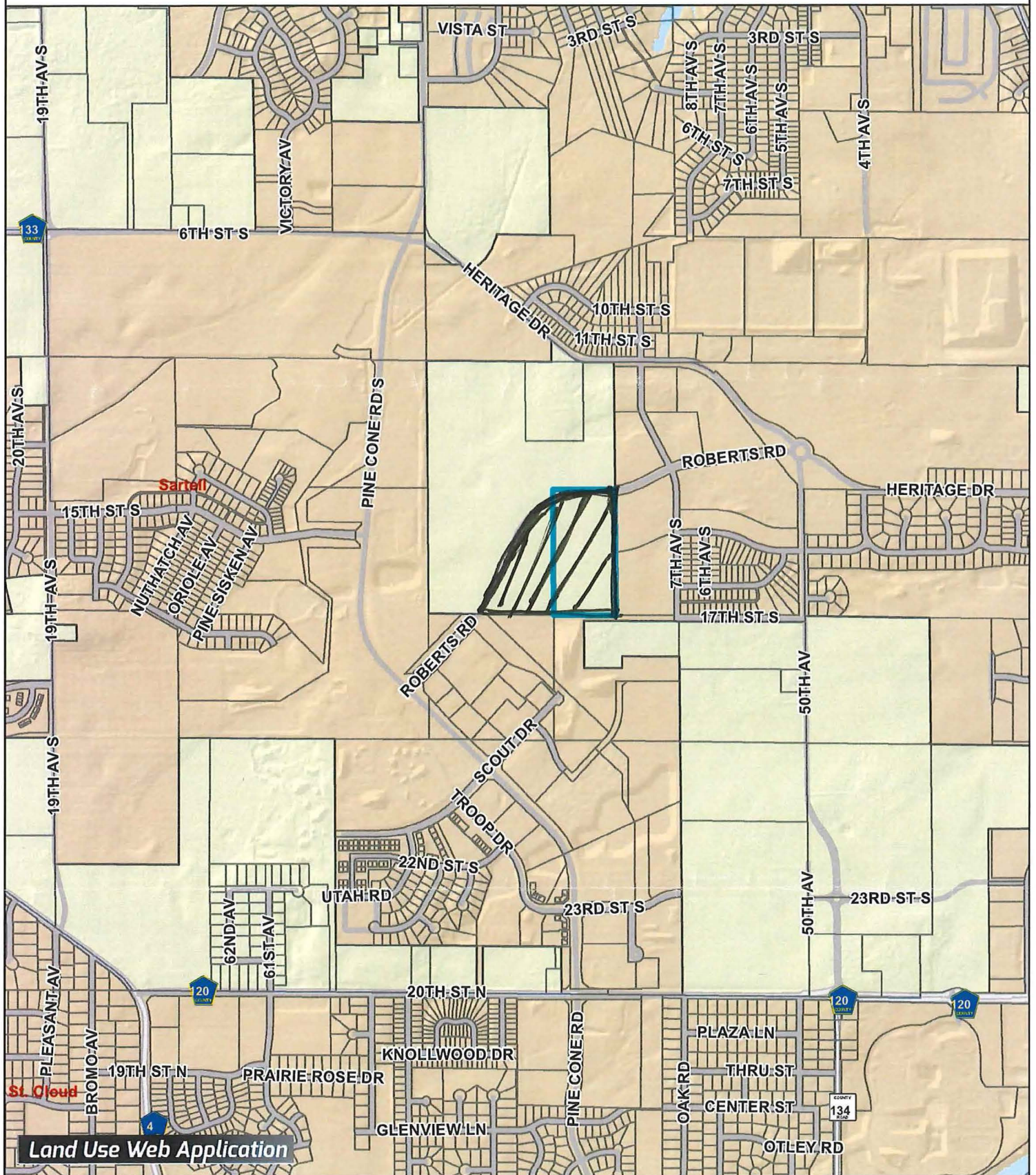
SEAL

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
City Administrator
City of Sartell, Minnesota



Land Use Web Application

0 340 680 1,360
Feet

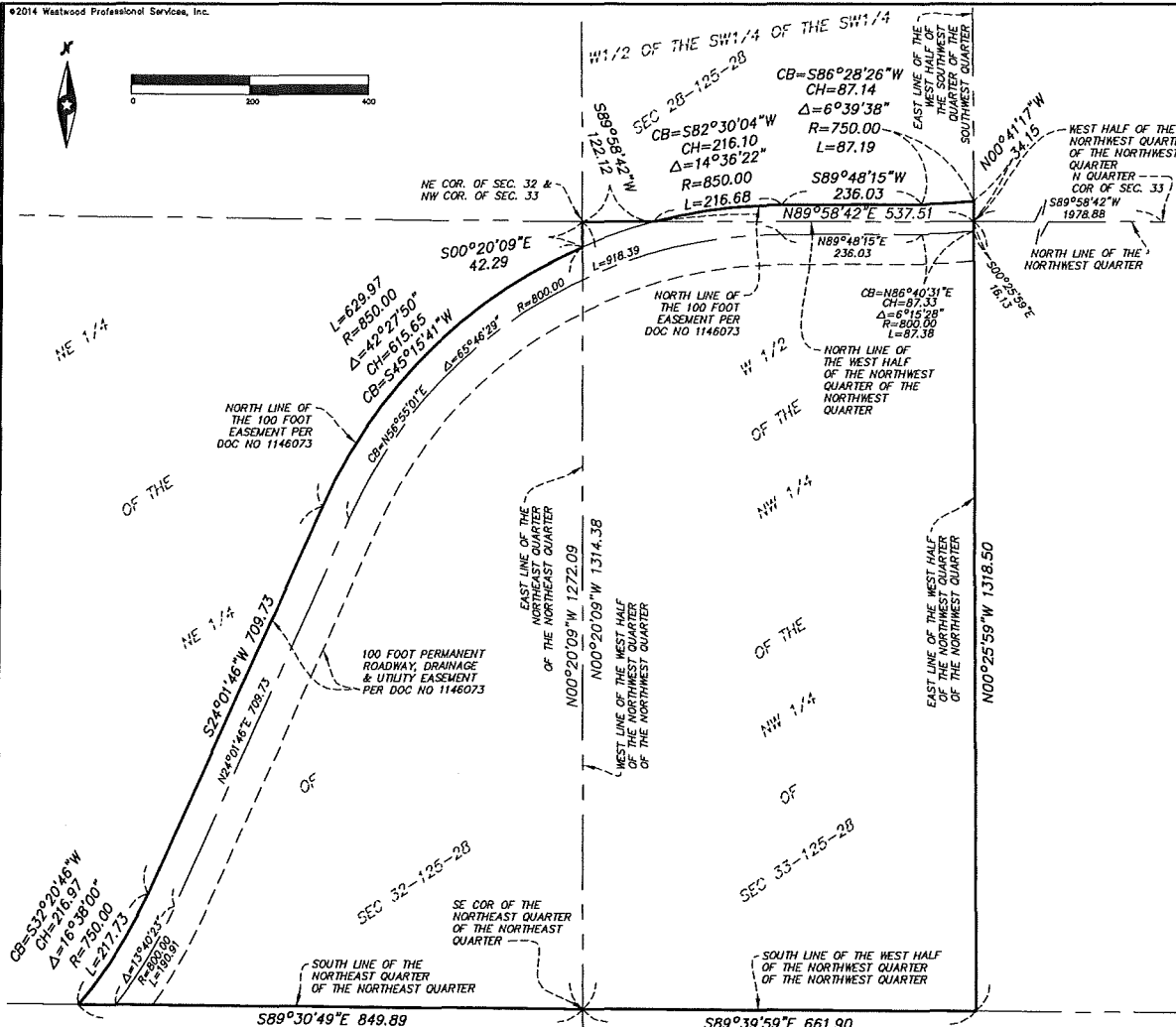


Data is as represented in Stearns County Databases. It is NOT Intended for Locational Use and Stearns County waives all liability from this product.

This map is made available on an "as is" basis, without express or implied warranty of any sort including, specifically any implied warranties of fitness for a particular purpose, warranties of merchantability, or warranties relating to the accuracy or completeness of the database(s).

Auditor/Treasurer
Division of Land Management
July 7, 2016





Surveyors Notes

- 1-This survey was performed without the benefit of a title report. No search for recorded or unrecorded easements or restrictions was made by the surveyor.
- 2-No field work was done for the purpose of this survey.
- 3-Bearings based on Stearns County Coordinate System.

Proposed Property Description

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Commencing at the North Quarter of said Section 33; thence South 89 degrees 58 minutes 42 seconds West, along the north line of the Northwest Quarter of said Section 33, a distance of 1978.88 feet to the northeast corner of said West Half of the Northwest Quarter of the Northwest Quarter being the point of beginning of the parcel being described; thence North 00 degrees 41 minutes 17 seconds West, along the east line of said West Half of the Southwest Quarter of the Southwest Quarter, a distance of 34.15 feet to the north line of the 100 foot easement per Document No. 1146073, as filed in Stearns County Records Office; thence westerly, along said north line a distance of 87.19 feet along a non-tangential curve concave to the north, having a radius of 750.00 feet, a central angle of 06 degrees 39 minutes 38 seconds, a chord distance of 87.14 feet and a chord bearing of South 86 degrees 28 minutes 26 seconds West; thence South 89 degrees 48 minutes 15 seconds West, along said north line, a distance of 236.03 feet; thence southwesterly, along said north line, a distance of 216.68 feet along a tangential curve concave to the south, having a radius of 850.00 feet, a central angle of 14 degrees 36 minutes 22 seconds, a chord distance of 216.10 feet and a chord bearing of South 82 degrees 30 minutes 04 seconds West, to the north line of said West Half of the Northwest Quarter of the Northwest Quarter; thence South 89 degrees 58 minutes 42 seconds West, along said north line, a distance of 122.12 feet to the northwest corner of said Section 33; thence South 00 degrees 20 minutes 09 seconds East, along the west line of said West Half of the Northwest Quarter of the Northwest Quarter, a distance of 42.29 feet to said north line of the 100 foot easement per Document No. 1146073; thence southwesterly, along said north line a distance of 629.97 feet along a non-tangential curve concave to the southeast, having a radius of 850.00 feet, a central angle of 42 degrees 27 minutes 50 seconds, a chord distance of 615.65 feet and a chord bearing of South 45 degrees 15 minutes 41 seconds West; thence South 24 degrees 01 minutes 46 seconds West, along said north line, a distance of 709.73 feet; thence southwesterly, along said north line a distance of 217.73 feet along a tangential curve concave to the northwest, having a radius of 750.00 feet, a central angle of 16 degrees 38 minutes 00 seconds, a chord distance of 216.97 feet and a chord bearing of South 32 degrees 20 minutes 46 seconds West to the south line of said Northeast Quarter of the Northeast Quarter; thence South 89 degrees 30 minutes 49 seconds East, along said south line, a distance of 849.89 feet to the southeast corner of said Northeast Quarter of the Northeast Quarter; thence South 89 degrees 39 minutes 59 seconds East, along the south line of said West Half of the Northwest Quarter of the Northwest Quarter, a distance of 661.90 feet to the east line of said West Half of the Northwest Quarter of the Northwest Quarter; thence North 00 degrees 25 minutes 59 seconds West, along said east line, a distance of 1318.50 feet to the point of beginning.

I hereby certify that this plan was prepared by me or under my direct supervision and that I am a duly licensed LAND SURVEYOR under the laws of the State of MINNESOTA.

Shannon S Bollman

Shannon S Bollman

Date: 6/8/16 License No. 44360

Parts of Sec's 28,
32 & 33,
Twp 125, Rge 28
Stearns County, MN

Date: 6/8/16

Description
Sketch

Westwood

Phone (320) 253-9495 3701 12th Street North, Suite 206
Fax (320) 253-8737 St. Cloud, MN 56303
Toll Free (800) 270-9495 westwoodps.com

Westwood Professional Services, Inc.

Owner _____
Client _____
Drawn _____
Revised Drawing by/dates _____