

RESOLUTION NO. 2021-5-4

**RESOLUTION ACCEPTING PETITION AND APPROVING ANNEXATION
UNDER OA-276 SARTELL/LESAUK TOWNSHIP
1509 COUNTY ROAD 120, SARTELL
PORTION OF PARCEL #17.09131.0010**

WHEREAS, the City of Sartell and the Town of LeSauk are parties to an orderly annexation agreement by the Municipal Boundary Adjustment Unit as OA-276 and as amended; and

WHEREAS, in OA-276 and as amended, 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 was filed with the Sartell City Administrator-Clerk on September 22, 2021; 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 September 27, 2021; and

WHEREAS, the quantity of land embraced within the area described in the petition and bounded herein is 11.65-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 City of Sartell will reimburse the Town of Le Sauk in accordance with Section 9 of the joint resolution and agreement of OA-276; and

WHEREAS, the land described in the petition does abut upon the present city limits, is 11.65-acres, 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 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.

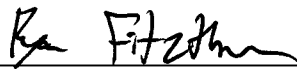
BE IT FURTHER RESOLVED: That the City of Sartell will act as the Local Governmental Unit, for purposes of administering environmental reviews, in addition to local subdivision and zoning regulations, upon such time as the annexation is reviewed by the Municipal Boundary Adjustments. No official applications 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 R-3 Multi Family Residential.

BE IT FURTHER RESOLVED: That said property is being annexed to the City of Sartell under the current zoning classification of U-1 Urban Service District, but will be rezoned when a preliminary plat is submitted to the City of Sartell.

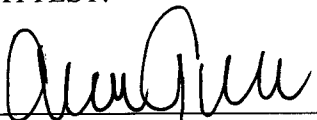
BE IT FURTHER RESOLVED: That the following described property in **Exhibit A** is hereby annexed to the City of Sartell, Minnesota, the same as if it had originally been made a part thereof:

ADOPTED BY THE SARTELL CITY COUNCIL THIS 27th DAY OF SEPTEMBER, 2021.



Mayor

ATTEST:



Administrator

SEAL

THIS INSTRUMENT DRAFTED BY:

City of Sartell
125 Pinecone Road North
Sartell, MN 56377
(320) 253-2171

EXHIBIT A
LEGAL DESCRIPTION

LEGAL DESCRIPTION FOR ANNEXATION

September 22, 2021

That part of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) of Section 32, Township 125, Range 28, Stearns County, Minnesota, described as follows:

Commencing at the west quarter corner of said Section 32;

thence South 00 degrees 47 minutes 08 seconds East, assumed bearing along the west line of the Southwest Quarter (SW1/4) of said Section 32, for 1325.15 feet to the northwest corner of said SW1/4 SW1/4, said point being the point of beginning;

thence South 89 degrees 33 minutes 47 seconds East, along the north line of said SW1/4 SW1/4, for 98.48 feet;

thence South 00 degrees 26 minutes 13 seconds West 33.00 feet to the south line of the North 33.00 feet of said SW1/4 SW1/4;

thence South 89 degrees 33 minutes 47 seconds East, along the last described south line, 546.19 feet;

thence South 00 degrees 47 minutes 08 seconds East 984.20 feet to the northerly boundary of STEARNS COUNTY HIGHWAY RIGHT OF WAY PLAT NUMBER 57 (RW PLAT 57), according to the recorded plat thereof, said boundary being a line between right of way boundary corners B1 and B2 as shown on said RW PLAT 57;

thence North 58 degrees 45 minutes 21 seconds East, along the last described line, 175.25 feet to said right of way boundary corner B1;

thence South 33 degrees 37 minutes 36 seconds West, along the northwesterly boundary of said RW PLAT 57 being a line between right of way boundary corners B1 and B34 as shown on said RW PLAT 57, for 17.45 feet to the northerly boundary of STEARNS COUNTY HIGHWAY RIGHT OF WAY PLAT NUMBER 6 (RW PLAT 6), according to the recorded plat thereof, said boundary being a line between right of way boundary corners M38 and M39 as shown on said RW PLAT 6;

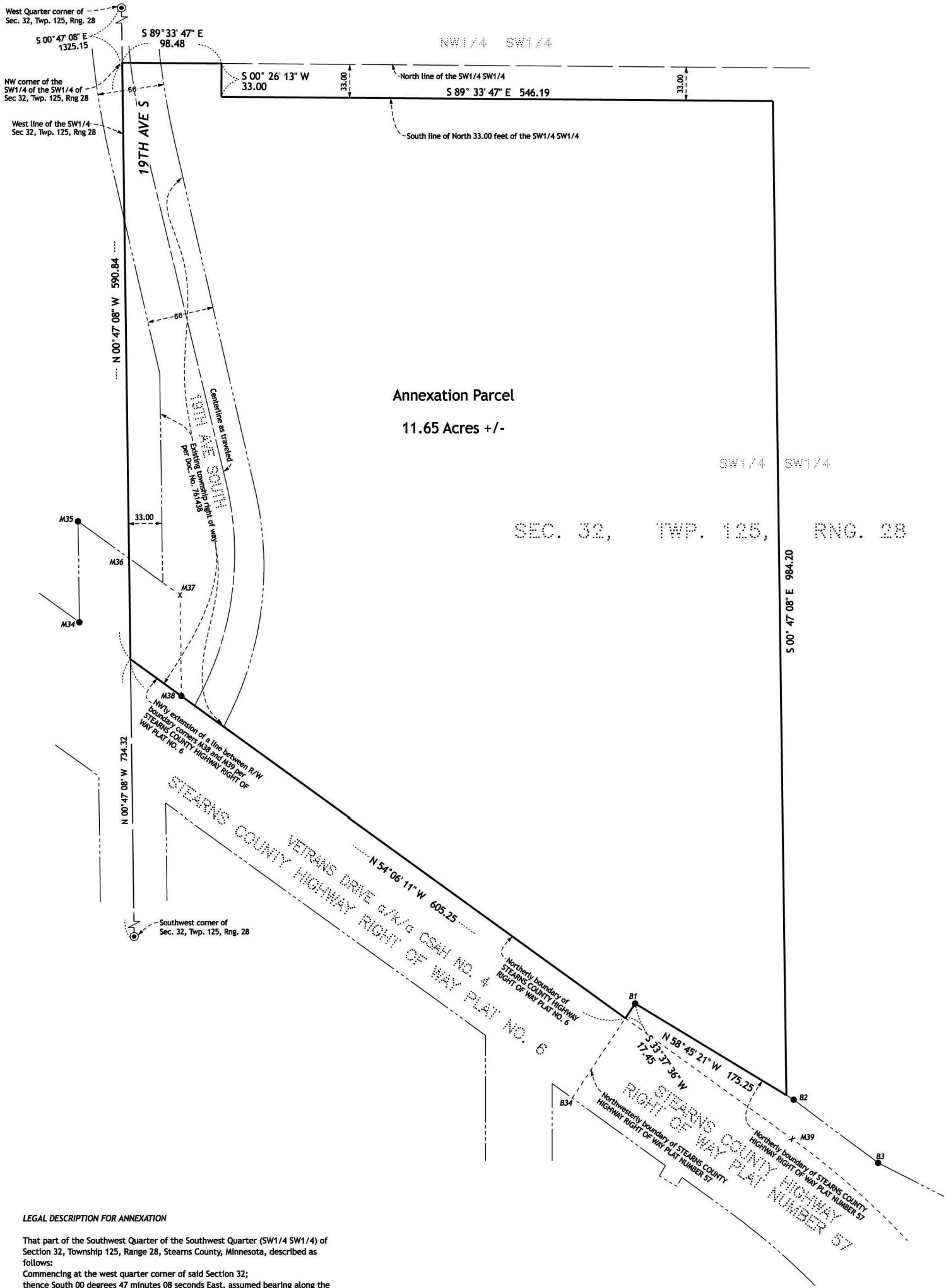
thence North 54 degrees 06 minutes 11 seconds West, along the last described line between right of way boundary corners M38 and M39 and its northwesterly extension, for 605.25 feet to said west line of the SW1/4;

thence North 00 degrees 47 minutes 08 seconds West, along the last described west line of the SW1/4, 590.84 feet to the point of beginning.

Excepting land already within the City.




ORIENTATION OF THIS BEARING
SYSTEM IS BASED ON THE STEARNS
COUNTY COORDINATE SYSTEM
NAD 83 (1998 HARN ADJ.)



LEGAL DESCRIPTION FOR ANNEXATION

That part of the Southwest Quarter of the Southwest Quarter (SW1/4 SW1/4) of Section 32, Township 125, Range 28, Stearns County, Minnesota, described as follows:
Commencing at the west quarter corner of said Section 32;
thence South 00 degrees 47 minutes 08 seconds East, assumed bearing along the west line of the Southwest Quarter (SW1/4) of said Section 32, for 1325.15 feet to the northwest corner of said SW1/4 SW1/4, said point being the point of beginning;
thence South 89 degrees 33 minutes 47 seconds East, along the north line of said SW1/4 SW1/4, for 98.48 feet;
thence South 00 degrees 26 minutes 13 seconds West 33.00 feet to the south line of the North 33.00 feet of said SW1/4 SW1/4;
thence South 89 degrees 33 minutes 47 seconds East, along the last described south line, 546.19 feet;
thence South 00 degrees 47 minutes 08 seconds East 984.20 feet to the northerly boundary of STEARN'S COUNTY HIGHWAY RIGHT OF WAY PLAT NUMBER 57 (RW PLAT 57), according to the recorded plat thereof, said boundary being a line between right of way boundary corners B1 and B2 as shown on said RW PLAT 57;
thence North 58 degrees 45 minutes 21 seconds West, along the last described line, 175.25 feet to said right of way boundary corner B1;
thence South 33 degrees 37 minutes 36 seconds West, along the northwesterly boundary of said RW PLAT 57 being a line between right of way boundary corners B1 and B34 as shown on said RW PLAT 57, for 17.45 feet to the northerly boundary of STEARN'S COUNTY HIGHWAY RIGHT OF WAY PLAT NUMBER 6 (RW PLAT 6), according to the recorded plat thereof, said boundary being a line between right of way boundary corners M38 and M39 as shown on said RW PLAT 6;
thence North 54 degrees 06 minutes 11 seconds West, along the last described line between right of way boundary corners M38 and M39 and its northwesterly extension, for 605.25 feet to said west line of the SW1/4;
thence North 00 degrees 47 minutes 08 seconds West, along the last described west line of the SW1/4, 590.84 feet to the point of beginning.

NO.	REVISIONS SINCE INITIAL DATE OF 9/22/2021	DATE
1	REVISED LEGAL DESCRIPTION	9/28/2021



1120 Industrial Park Road
Brainerd, MN 56401
218-828-4333

13 North 11th Avenue
St. Cloud, MN 56303
320-259-1209

I HEREBY CERTIFY THAT THIS PLAN, SURVEY, OR REPORT
WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION
AND THAT I AM A DULY REGISTERED LAND SURVEYOR
UNDER THE LAWS OF THE STATE OF MINNESOTA.

Signature: *Samuel J. DeLeo* 9/22/2021
Samuel J. DeLeo, MN License No. 40341 Date

PROJECT NO. STORL2102

CERTIFICATE OF SURVEY

Survey Drawing for Annexation

Part of PID No. 17.09131.0010
1509 Co. Rd 120 St. Cloud, MN 56303
City of St. Cloud, County of Stearns, State of Minnesota
Located in Section 32, Township 125 North, Range 28 West

