

Municipal Board Docket No. \_\_\_\_\_  
City of St. Cloud Resolution No. 1996-10-320  
City of Sartell Resolution No. 122-96  
Town of LeSauk Resolution No. 96-3

**JOINT RESOLUTION FOR ORDERLY ANNEXATION BETWEEN  
THE TOWN OF LE SAUK, THE CITY OF SARTELL  
AND THE CITY OF ST. CLOUD**

WHEREAS, the City of Sartell (Sartell) and the Town of LeSauk (Town) are parties to a Joint Resolution as to Orderly Annexation (Agreement) approved the Minnesota Municipal Board on November 6, 1992 (Municipal Board Docket No. OA-276); and

WHEREAS, the City of St. Cloud (St. Cloud) received a petition from a property owner, Greg Rupp Development of St. Cloud, Inc., requesting annexation of property subject to the Agreement to St. Cloud; and

WHEREAS, the property in question is located in the Town and abuts St. Cloud on its north, east and south property lines. The property owner has indicated he intends to develop the property for single family residential use as a part of the Mill Creek addition to St. Cloud with full municipal services; and

WHEREAS, given the location and proximity to services and facilities available from the City of St. Cloud, it is more appropriate for the property to be annexed to and served by St. Cloud instead of Sartell; and

WHEREAS, it is the desire of St. Cloud, Sartell and the Town to accommodate the requested annexation through cooperative consideration by the Town and the two cities.

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

1. Description of Area to be Deleted from the Agreement.  
The property legally described in Exhibit A, as set forth on the map included as part of Exhibit A and whose location is indicated on the map included as Exhibit B is excluded from the 1992 Agreement.

2. Description of Area to be Annexed. The property legally described in Exhibit A, as set forth on the map included as part of Exhibit A and whose location is indicated on the map included as Exhibit B is designated for orderly annexation to St. Cloud under and pursuant to Minn. Stat. §414.0325 Subd.1. The area to be annexed to St. Cloud contains approximately 16,468 square feet. There are currently no residents in the area.

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

4. No Alterations of Boundaries. The Town, St. Cloud and Sartell mutually state that no alteration by the Board of the boundaries of the area designated for orderly annexation to St. Cloud is appropriate.

5. Conditions for Annexation. The Town, St. Cloud and Sartell 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, the Board may review and comment, but shall, within thirty days, order annexation to St. Cloud.

6. Continuing Validity of Orderly Annexation Agreement.

Except to the extent specifically modified herein, the Joint resolution as to Orderly Annexation approved by the Minnesota Municipal Board on November 6, 1992, shall remain in full force and effect.

This resolution is adopted by the St. Cloud City Council the 28th day of October, 1996.

Jonpe Hayden Berg  
Council President

Attest:

\_\_\_\_\_  
City Clerk

This resolution is adopted by the Sartell City Council the 23 day of Sept., 1996.

Robert Rogatich  
Council President MAYOR

Attest:

Krist Thues  
City Clerk

This resolution is adopted by the Town of LeSauk Board of Supervisors the 24th day of September, 1996.

Dwight M. Sharp  
Chair

Attest:

Marlyce Lllante  
Town Clerk

REC'D. BY  
M.A.B. DEC 16 1996

A

## ANNEXATION EXHIBIT

That part of Lot 9, AUDITOR'S SUBDIVISION NUMBER 2 of Section 34, T125 N, R28W, Stearns County, Minnesota described as follows: Beginning at the most southerly corner of Lot 9, Block 1, MILL CREEK, according to the plat thereof on file and of record in the Office of the County Recorder, Stearns County, Minnesota; thence South 00 degrees 00 minutes 00 seconds East, plat bearing, along the southerly extension of the east line of said Lot 9, Block 1, MILL CREEK, a distance of 39.21 feet to the south line of the E1/2 of Section 34; thence North 89 degrees 43 minutes 18 seconds West, along said south line a distance of 170.50 feet to the southerly extension of the west line of said Lot 9, Block 1, MILL CREEK; thence North 00 degrees 01 minutes 51 seconds East, along the southerly extension of the west line of said Lot 9, Block 1, MILL CREEK, a distance of 153.98 feet to the southwest corner of said Lot 9, Block 1, MILL CREEK; thence South 55 degrees 51 minutes 00 seconds East, along the southerly line of said Lot 9, Block 1, MILL CREEK, a distance of 205.92 feet to the point of beginning. Containing 16,468 square feet, more or less, and subject to easements of record.

PREPARED FOR: GREG RUPP CONSTRUCTION  
PROJECT NO.: 96264

**Williamson-Kotsmith**  
INCORPORATED  
*Engineering/Surveying*

Phone: (320) 251-4553





● ● ●

B

