

RESOLUTION NO.2001- 90

IN THE MATTER OF THE JOINT
RESOLUTION OF THE TOWN OF
SAUK CENTRE AND THE CITY OF
SAUK CENTRE DESIGNATING AN
UNINCORPORATED AREA AS IN NEED
OF ORDERLY ANNEXATION AND
CONFERRING JURISDICTION OVER SAID
AREA TO THE MINNESOTA PLANNING
OFFICE OF STRATEGIC AND LONG-
RANGE PLANNING PURSUANT TO
MINNESOTA STATUTE 414.0325

REC'D BY
MMB

JAN 08 2002

JOINT RESOLUTION FOR ORDERLY ANNEXATION

This joint resolution is adopted by the City of Sauk Centre, a municipal corporation, hereinafter referred to as "City," and the Township of Sauk Centre, hereinafter referred to as "Township."

WHEREAS, Minnesota Statute 414.0325 provides a procedure whereby a city and township may by joint resolution designate an unincorporated area as in need of orderly annexation, and

WHEREAS, the City and Township have reviewed certain real property located in the Township which is described as follows:

That part of Section 3, Township 126, Range 34, Stearns County, Minnesota described as follows: Beginning at the southwest corner of said Northwest Quarter of the Southeast Quarter of said Section 3, as determined by Ronald Engelmeyer, Minnesota Licensed Surveyor No. 13334; thence North 89 degrees 57 minutes 23 seconds East along the South line of the Northwest Quarter of the Southeast Quarter, as determined by said Ronald Engelmeyer a distance of 697.36 feet to the westerly right-of-way line of State Trunk Highway No. 71, as defined from found monuments; thence North 40 degrees 26 minutes 57 seconds East along said right-of-way line a distance of 360.55 feet; thence North 49 degrees 32 minutes 16 seconds West along said right-of-way line a distance of 17.00 feet; thence along said right-of-way line on a curve, concave to the northwest, having a radius of 1382.39 feet, delta angle 40 degrees 16 minutes 19 seconds, chord of 951.78 feet, chord bearing of North 20 degrees 19 minutes 34 seconds East, for a distance of 971.65 feet; thence North 0 degrees 11 minutes 25 seconds East along said right-of-way line a distance of 679.52 feet; thence North 89 degrees 48 minutes 35 seconds West along said right-of-way line a distance of 20.00 feet; thence North 0 degrees 11 minutes 25 seconds East along said right-of-way line

a distance of 530.00 feet; thence South 89 degrees 48 minutes 35 seconds East along said right-of-way line a distance of 20.00 feet; thence North 0 degrees 11 minutes 25 seconds East along said right-of-way line a distance of 88.78 feet; thence North 0 degrees 02 minutes 00 seconds East a distance of 78.28 feet; thence North 89 degrees 36 minutes 38 seconds East along said right-of-way line a distance of 20.00 feet; thence North 1 degree 21 minutes 24 seconds West a distance of 114.70 feet; thence along said right-of-way line on a curve, concave to the West, having a radius of 1782.60 feet, delta angle 11 degrees 22 minutes 40 seconds, chord of 353.41 feet, chord bearing of North 8 degrees 29 minutes 56 seconds West, for a distance of 353.99 feet; thence North 75 degrees 48 minutes 50 seconds East along said right-of-way line a distance of 40.00 feet; thence along said right-of-way line on a curve, concave to the southwest, having a radius of 1822.60 feet, delta angle 7 degrees 28 minutes 44 seconds, chord of 237.74 feet, chord bearing of North 17 degrees 55 minutes 37 seconds West, for a distance of 237.90 feet; thence North 42 degrees 31 minutes 42 seconds West along said right-of-way line a distance of 303 feet, more or less, to the southerly shore line of Sauk Lake; thence southwesterly along said southerly shore line of Sauk Lake a distance of 3,540 feet, more or less to the easterly line of Main Street; thence South 0 degrees 59 minutes 50 seconds East a distance of 926 feet, more or less, along said easterly line of Main Street to the South line of Government Lot 4, said Section 3; thence North 89 degrees 40 minutes 04 seconds East along the South line of said Government Lot 4 and the South line of Government Lot 3, said Section 3 a distance of 2,220.94 feet to the southeast corner of said Government Lot 3, said corner also being the northwest corner of the Northwest Quarter of the Southeast Quarter of said Section 3; thence South 0 degrees 10 minutes 37 seconds West along the West line of said Northwest Quarter of the Southeast Quarter a distance of 1317.95 feet to the point of beginning, less and excepting the North 150 feet of the East 356.4 feet of the Northwest Quarter of the Southeast Quarter of Section 3, Township 126 North, Range 34 West, said parcel to be annexed containing 6,255,932 square feet and approximately 143.621 acres, more or less.

WHEREAS, the City and Township agree that the above described real estate is in need of orderly annexation, and

WHEREAS, the parties to this joint resolution wish to establish conditions and a process for the orderly annexation of said real estate, and

WHEREAS, the City and Township believe that the annexation of the above described real estate will be in the best interest of the City, Township and the affected property owners.

NOW, THEREFORE, the City Council of the City of Sauk Centre and the Board of Supervisors of the Township of Sauk Centre, having duly considered the terms and conditions of this joint resolution after regular meetings, do hereby agree as follows:

1. The lands above designated shall be annexed to the City of Sauk Centre pursuant to terms and conditions outlined in this joint resolution, and said real estate shall constitute the "orderly annexation area" otherwise described in this joint resolution.

2. The parties agree that the reasons for this designation are as follows:

- a. The above-described area is urban or suburban in character.
- b. The area abuts the corporate limits of the City of Sauk Centre.
- c. A development plan has been submitted to the City of Sauk Centre showing the need for municipal water, sewer and law enforcement services.
- d. The City of Sauk Centre is capable of providing these needed services and which will protect the public health, safety and welfare of the area.
- e. Both parties to the resolution believe that the annexation will be in the best interest of the subject area and that the Township will not suffer any undue hardship as a result of this annexation.

3. Pursuant to Minnesota Statutes, section 414.0325, the City and Township agree that no alteration of the boundaries stated herein is appropriate, that all conditions for annexation of the area legally described herein are contained in this Joint Resolution, and that no consideration by Minnesota Planning is necessary. Upon the execution and filing of this Joint Resolution, Minnesota Planning may review and comment thereon, but shall, within 30 days of receipt of this Joint Resolution, order the annexation of the area legally described herein in accordance with the terms and conditions contained in this Joint Resolution.

4. The City of Sauk Centre shall compensate Sauk Centre Township the amount of One Thousand Two Hundred Twenty-five and no/100 (\$1,225.00) Dollars per year for a period of Five (5) years commencing after the City receives property taxes payable in 2003. This amount is based upon an average of the following percentages of the projected net property tax share as determined in 2001 (One Thousand Seven Hundred Fifty and no/100 (\$1,750.00 Dollars) paid at the following ratios: Ninety percent for the first year; 80 percent for the second year; 70 percent for the third year; 60 percent for the fourth year; and 50 percent for the fifth year.

5. That a copy of this joint resolution as well as the Order of the Minnesota Planning Office of Strategic and Long-Range Planning, shall be filed with the Township,

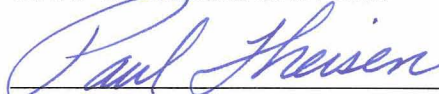
the City, the Stearns County Auditor, the Minnesota Secretary of State, and shall be effective when approved by the Minnesota Planning Office of Strategic and Long-Range Planning pursuant to Minnesota Statute 414.0325.

6. That following the adoption of this resolution and upon securing an approval order from the Minnesota Planning Office of Strategic and Long-Range Planning, the subdivision regulations and zoning ordinances of the City of Sauk Centre shall extend to and cover the annexed area. Further, the City of Sauk Centre does hereby direct that the zoning map of the City of Sauk Centre described in Section 1001.04, Subdivision 2, of the Sauk Centre City Code be amended to include the property herein described.

7. This joint resolution shall be effective upon execution of both parties, and a copy of this joint resolution shall be filed with the Minnesota Planning Municipal Boundary Adjustments Office by the Sauk Centre City Administrator.

Passed and adopted by the City Council of Sauk Centre this 19th day of December, 2001.

CITY OF SAUK CENTRE



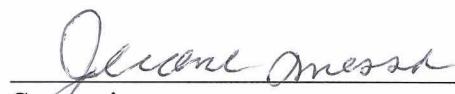
Paul Theisen, Its Mayor



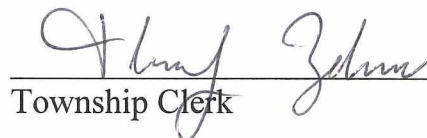
Coralee Fox, Its City Administrator

Passed and adopted by the Board of Supervisors of the Township of Sauk Centre this 18th day of December, 2001.

TOWNSHIP OF SAUK CENTRE



Supervisor



Township Clerk

INSTRUMENT DRAFTED BY:

Thomas J. Mayer, #69139
Attorney at Law
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PO Box 226
Sauk Centre, MN 56378
Phone: 320/352-6503

T.126N.T.127N. - R.34W.

JAN 08 2002

This is a detailed plat map of Todd County, North Dakota, showing land parcels, owners, and acreage. The map is divided into sections 1 through 36. Key features include the State School for Girls, various farms, and the names of landowners such as Schurman, Meyer, and Haskamp. The map is bordered by Ashley Twp. Pg. 53 to the west, Melrose Twp. Pg. 56 to the east, and Getty Twp. Pg. 43 to the south.

GETTY TWP PG.43