

**CITY OF WAITE PARK  
RESOLUTION NO. 031918-02**

**WAIVER OF OBJECTION TO ROCKVILLE ANNEXATION**

**IN THE MATTER OF THE PETITION FOR ANNEXATION OF  
CERTAIN LAND FROM ST. JOSEPH TOWNSHIP TO THE CITY OF ROCKVILLE**

**WHEREAS**, the City Council for the City of Waite Park has received a copy of Resolution No. 2017-75 from the City of Rockville regarding the annexation of a 17.48 acre parcel and a 130.3 acre parcel described herein lying in St. Joseph Township into the City of Rockville (the "Property"); and

**WHEREAS**, the Property proposed for annexation is described as follows:

This tract contains 17.48 acres more or less (Mark A. Yanta, owner)

The South 33 feet of the East 33 feet of the Southeast Quarter of the Northeast Quarter (SE ¼ NE ¼) of Section Thirty-five (35) and that part of the Southwest Quarter of the Northwest Quarter (SW ¼ NW ¼) of Section Thirty-six (36), all in Township One Hundred Twenty-four (124) North, Range Twenty-nine (29) West, lying Southwesterly of the right of way of Interstate Highway No. 94 as shown on State Highway Right of Way Plat No. 73-15, a duly recorded plat. Together with an easement for ingress and egress over the East Two rods of the North 327.00 feet of the Northeast Quarter of the Southeast Quarter (NE ¼ SE ¼) of said Section 35.

AND

This tract contains 130.3 acres more or less (Martin N. Harstad, as President of Creative Capital Holdings, LP, owner)

That part of the South Half of the Northwest Quarter (S ½ NW ¼) of Section 35, Township 124 North, Range 29 West, Stearns County, Minnesota, described as follows: Commencing at the south quarter corner of said Section 35; thence North 00 degrees 15 minutes 45 seconds East, assumed bearing along the north-south quarter line of said Section 35, a distance of 2697.25 feet to the southeast corner of said South Half of the Northwest Quarter (S ½ NW ¼), said point being the beginning of the land to be described; thence continuing North 00 degrees 15 minutes 45 seconds East, along said north-south quarter line 870.90 feet to the south line of STATE HIGHWAY RIGHT OF WAY PLAT NO. 73-14, according to the recorded plat thereof; thence South 64 degrees 35 minutes 39 seconds West, along said south line of STATE HIGHWAY RIGHT OF WAY PLAT NO. 73-14, a distance of 1341.38 feet to the easterly corner of Parcel 214 of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 73-54, according to the recorded plat thereof; thence South 50 degrees 01 minutes 12 seconds West, along the southeast line of said Parcel 214, a distance of 169.49 feet; thence South 64 degrees 35 minutes 39 seconds West, along said southeast line of Parcel 214, a distance of 535.01 feet to the south line of said South Half of the Northwest Quarter (S ½ NW ¼); thence North 88 degrees 38 minutes 46 seconds East, along said south line of the South Half of the Northwest Quarter (S ½ NW ¼), a distance of 1821.31 feet to the point of beginning.

And

That part of the Northeast Quarter of Section 35, Township 124, Range 29, which lies southerly of STATE HIGHWAY RIGHT OF WAY PLAT NO. 73-15, Stearns County, Minnesota.

Except the south 2 rods of the east 2 rods of said Northeast Quarter.

And

That part of the Northwest Quarter of the Northeast Quarter of Section 35, Township 124, Range 29, which lies northerly and westerly of STATE HIGHWAY RIGHT OF WAY PLAT NO. 73-15, Stearns County, Minnesota.

**WHEREAS**, annexation was petitioned by all owners of the Property; and

**WHEREAS**, annexation of the Property under Minn. Stat. § 414.033, Subd. 5 provides the City of Waite Park with a 90 day period to object to the annexation request; and

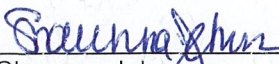
**WHEREAS**, the City of Rockville requests that the City of Waite Park waive any objection to the annexation, so that the annexation can proceed in an expedited manner without waiting for the 90 day objection period to pass pursuant to Minn. Stat. § 414.033, Subd. 6.

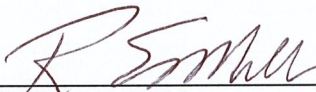
**NOW, THEREFORE, IT IS HEREBY RESOLVED:**

1. The City Council for the City of Waite Park acknowledges receipt of Resolution No. 2017-75 for the City of Rockville and hereby resolves that it waives any and all objection to the annexation of the Property.

Approved by the City Council for the City of Waite Park at a regular meeting on the 19<sup>th</sup> day of March, 2018.

ATTEST

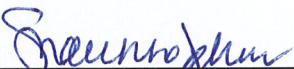
  
\_\_\_\_\_  
Shaunna Johnson  
City Administrator

  
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Richard E. Miller  
Mayor

**ACTION ON THIS RESOLUTION:**

Motion for adoption: Member Linquist  
Seconded by: Member Schneider  
Voted in favor of: Mayor Miller, Members Linquist, Schneider, Theisen  
Voted against: None  
Abstained: None  
Absent: Member Schulz  
Resolution Approved.

I hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Waite Park City Council at a duly authorized meeting held on March 19, 2018.

  
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Shaunna Johnson  
City Administrator