

RESOLUTION NO. 06-186

A RESOLUTION APPROVING THE ANNEXATION CERTAIN LAND SOUTH OF 86TH STREET AND EAST OF COUNTY ROAD 11 INTO THE CITY OF VICTORIA

WHEREAS, the municipalities of Chaska, Victoria, and Waconia, and the Township of Laketown, have agreed to an Orderly Annexation Agreement (the Agreement) pursuant to Minnesota Statutes Chapter 414 for the annexation of certain unincorporated territory in the Township of Laketown; and

WHEREAS, Minnesota Department of Administration Municipal Boundary Adjustments has approved the Agreement pursuant to Resolution 76-47; and

WHEREAS, the City of Victoria (the City) and the Township of Laketown (the Township) have amended that portion of the Agreement relating to the rights, duties, and responsibilities of the City and the Township in the Victoria portion of the Agreement pursuant to the City of Victoria Resolution 04-08 and Township of Laketown Resolution 2004-01 (the Amendment); and

WHEREAS, the Minnesota Department of Administration Municipal Boundary Adjustments has approved the Amendment pursuant to Resolution 04-23; and

WHEREAS, the area covered by the Amendment consists of approximately 1300 acres and is part of the "Master Plan Area"; and

WHEREAS, the City has agreed in the Amendment that development and annexation of the Master Plan Area will occur in phases according to the provisions of the Master Plan; and

WHEREAS, the City certifies that the boundaries of this fourth area subject to annexation are pursuant to the Master Plan, and legally described and depicted on Exhibit A; and

WHEREAS, the Master Plan Area proposed for annexation is primarily residential in nature; and

WHEREAS, the Master Plan Area proposed for annexation is not included in any other proceeding currently pending before the Minnesota Department of Administration Municipal Boundary Adjustments; and

WHEREAS, Minnesota Department of Administration Municipal Boundary Adjustments may review and comment, but shall within 30 days order the annexation in accordance with the terms of the resolution;

NOW, THEREFORE, BE IT RESOLVED, by the Victoria City Council that the Property legally described on Exhibit A is hereby annexed into the corporate limits of the City of Victoria;

BE IT FURTHER RESOLVED that this Resolution shall be communicated to the Minnesota Department of Administration Municipal Boundary Adjustments, and the Municipal Boundary Adjustments is requested to amend the corporate boundaries of the City of Victoria consistent with this Resolution and accompanying legal description and boundary map on Exhibit A, and pursuant to the Annexation Agreement and the Amendment.

Adopted this 14th day of December, 2006, by the Victoria City Council.

Jerry Bohn, Mayor _____ AYE

Mary Hershberger Thun _____ AYE

Kim Roden _____ AYE

Terrence Bishop _____ AYE

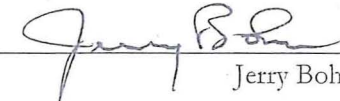
Richard Tieden _____ AYE

REC'D BY
MMB

JAN 23 2007

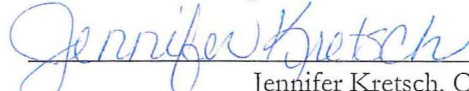
ATTEST:


Jennifer Kretsch, City Clerk


Jerry Bohn, Mayor

CERTIFICATION

The undersigned, being the duly qualified and acting Clerk of the City of Victoria, hereby certifies the foregoing Resolution No. 06-186 is a true and correct copy of a resolution presented to and adopted by the Council of the City of Victoria at a duly authorized meeting thereof held on the 14th day of December, 2006, as shown by the minutes of the aforesaid meeting in possession of the undersigned.


Jennifer Kretsch, City Clerk

(Seal)

ANNEXATION DESCRIPTION:

That part of the Northeast Quarter of the Northwest Quarter
And the Southeast Quarter of the Northwest Quarter of Section
24, Township 116, Range 24, Carver County, Minnesota lying
Easterly of the centerline of Carver County Road No. 11 further
Described in document no. 258820

AND

That part of 86th Street South as platted and dedicated on
The plat of WINTERGREEN ADDITION, recorded as doc. no.
188153 in Carver County Minnesota, which lies southerly of the
Centerline as shown and defined on said plat, and which lies
Easterly of the centerline of Carver County Road No. 11 as
Defined in document no. 258820.

AND

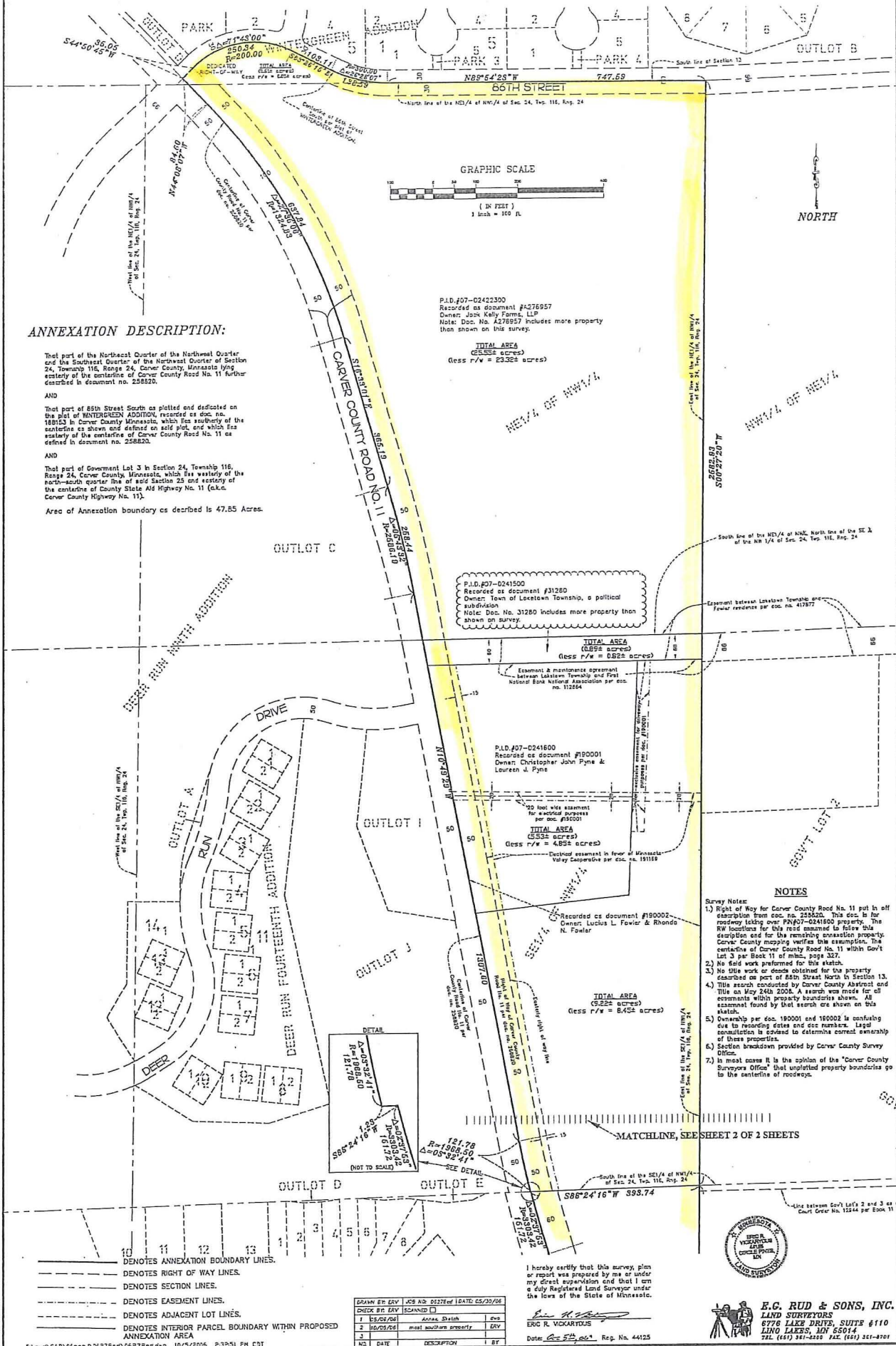
That part of Government Lot 3 in Section 24, Township 116,
Range 24, Carver County, Minnesota, which lies westerly of the
North-south quarter line of said Section 25 and easterly of
The centerline of County State Aid Highway No. 11 (a.k.a.
Carver County Highway No. 11).

Area of Annexation boundary as described is 47.85 Acres.

ANNEXATION SKETCH (SHEET 1 OF 2 SHEETS) FOR: THE CITY OF VICTORIA

REC'D BY
MAM

JAN 23 2007



06278

(SHEET 2 OF 2 SHEETS)

REC'D BY
M M B

JAN 23 2007

ANNEXATION DESCRIPTION:

- 6) Right of Way for "Carver County Road No. 11" put in effect for description from doc. no. 253470. This doc. is for recovery of the fee interest in the NW 1/4 of Sec. 11, T.11N, R.11E, S.11W, including over P1497-324460 property. The NW 1/4 of Sec. 11, T.11N, R.11E, S.11W is the remaining unincorporated portion of the original section 11, T.11N, R.11E, S.11W, and the "Carver County" mapping within this section is the original section 11, T.11N, R.11E, S.11W. Govt. Lst 3 per Sec. 11 of min. page 327.
- 7) No fee was performed for this sketch.
- 8) No fee was performed for this sketch. Property described as part of ESD, District North in Section 13.
- 9) Title search conducted by Carver County Abstract and Title Co. for the purpose of determining the agreements within property boundaries shown. All easement found by that search are shown on this sketch.
- 10) No fee was performed and 180002 is confusing due to recording codes and doc numbers; legal consultation is advised to determine correct contents of this description.
- 11) No fee was performed for this sketch. See Carver County Office.
- 12) In most cases it is the opinion of the "Carver County Surveyors Office" that unincorporated property boundaries go to the centerline.

That part of the Northeast Quarter of the Northwest Quarter and the Southeast Quarter of the Northwest Quarter of Section 24, Township 116, Range 24, Conover County, Minnesota lying easterly of the centerline of Conover County Road No. 11 further described in document no. 258820.

AND

That part of 86th Street South as plotted and dedicated on the plot of WINTERGREEN ADDITION, recorded as doc. no. 189753 in Carver County Minnesota, which lies southerly of the centerline as shown and defined on said plot, and which lies easterly of the centerline of Carver County Road No. 11 as defined in document no. 258620.

END

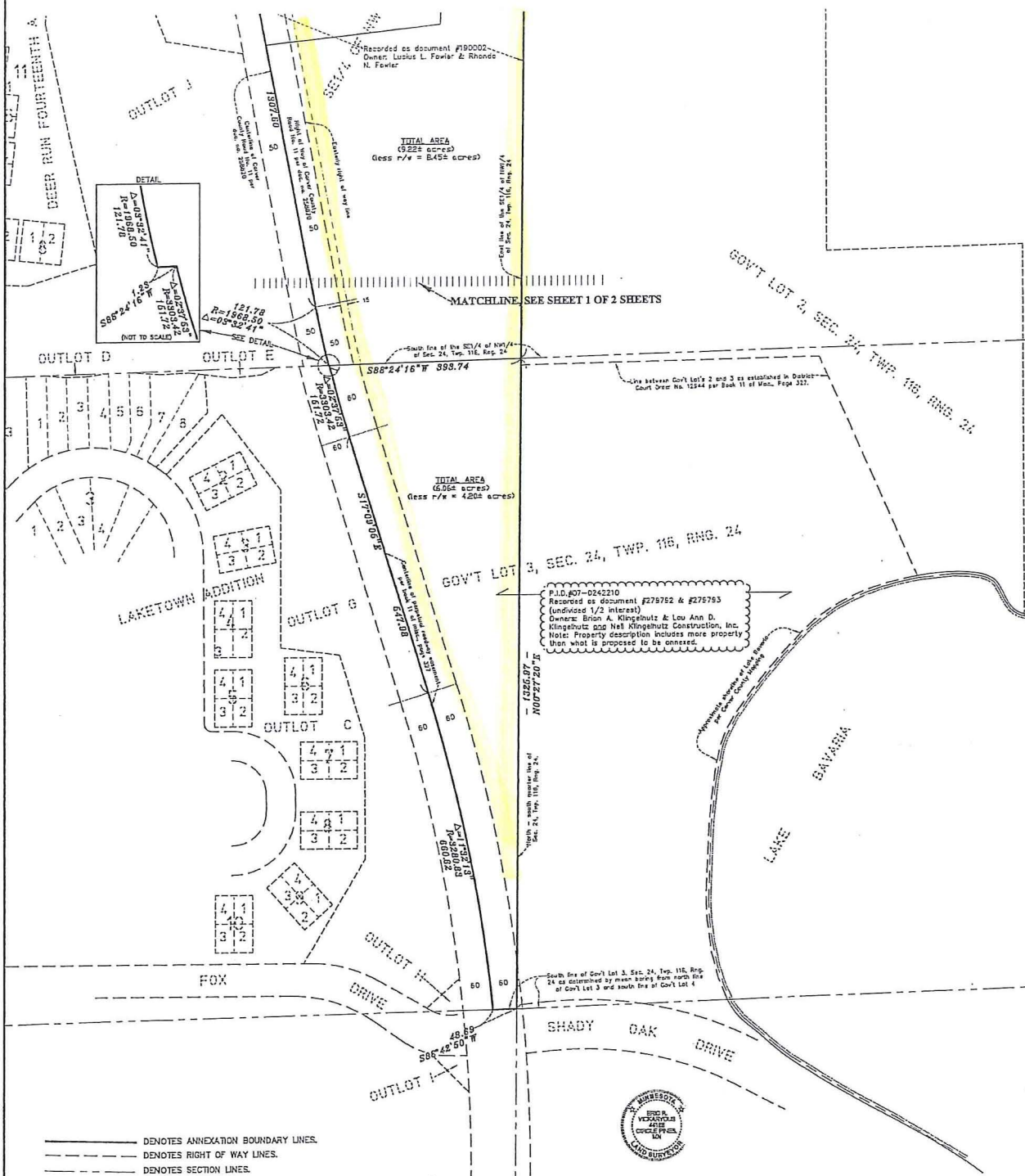
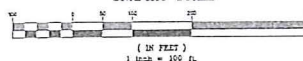
That part of Government Lot 3 in Section 24, Township 11E, Range 24, Carver County, Minnesota, which lies westerly of the north-south quarter line of said Section 25 and easterly of the centerline of County State Aid Highway No. 11 (a.k.a. Carver County Highway No. 11).

Area of Annexation boundary as described is 47.85 Acres.

NORTH

GRAPHIC SCALE

(IN FEET)
1 inch = 100



_____ DENOTES ANNEXATION BOUNDARY LINES.
 - - - - - DENOTES RIGHT OF WAY LINES.
 - - - - - DENOTES SECTION LINES.
 - - - - - DENOTES EASEMENT LINES.
 - - - - - DENOTES ADJACENT LOT LINES.
 - - - - - DENOTES INTERIOR PARCEL BOUNDARY WITHIN PROPOSED
 ANNEXATION AREA

I hereby certify that this survey, plan 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.

Eric R. Vickaryous
ERIC R. VICKARYOUS
Date: Oct 5, 2003 Reg. No. 44125



E.G. RUD & SONS, INC.
LAND SURVEYORS
6776 LEE DRIVE, SUITE #110
LINO LAKES, MN 55014
TEL (651) 361-8200 FAX (651) 361-8701

SHEET 2 OF 2 SHEETS

06273

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DRAWN BY: ERV		JOB NO: 0627846		DATE: 05/30/06	
CHECK BY: ERV		SCANNED <input type="checkbox"/>			
1	05/06/06	Annex Sketch			ERV
2	10/25/06	most southern property			ERV
3					
NO.	DATE	DESCRIPTION			BY