

**CITY OF WACONIA
RESOLUTION 2014-212**

TOWNSHIP OF LAKETOWN RESOLUTION 2014-10

**JOINT RESOLUTION STIPULATING TO
THE AMENDMENT OF ORDERLY ANNEXATION AGREEMENT NO. 76-47 AND TO
THE ORDERLY ANNEXATION OF THE RYLAND GROUP, INC. PROPERTY**

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 regarding the annexation of certain unincorporated territory in the Township of Laketown (the "**Township**"); and

WHEREAS, the Municipal Board of the State of Minnesota, pursuant to Resolution Number 76-47, has approved and ordered the implementation of such Agreement; and

WHEREAS, the City of Waconia (the "**City**") has received a petition from The Ryland Group, Inc. ("**Ryland**") to annex the real property described on Exhibit A and depicted on Exhibit B (the "**Property**"); and

WHEREAS, the Property lies within the area designated in the Agreement for orderly annexation by the City; and

WHEREAS, the City and the Township request annexation of the Property pursuant to the Agreement; and

WHEREAS, the City and the Township hereby intend to amend the Agreement, as set forth in this resolution, relating to the rights, duties and responsibilities of the Township and the City in regard to the Property;

NOW, THEREFORE, BE IT RESOLVED:

1. The Township and the City jointly request the Office of Administrative Hearings, Municipal Boundary Adjustment Unit, to annex the Property, which was previously designated for orderly annexation into the City.
2. The Township and the City agree no alteration of the stated boundaries of the Property is appropriate. As such, the chief administrative law judge may review and comment, but shall, within 30 days, order annexation of the Property into the City.
3. Section 33 of the Agreement is deleted in its entirety in regard to the Property. The mill levy of the City for the Property shall be the City's full rate.

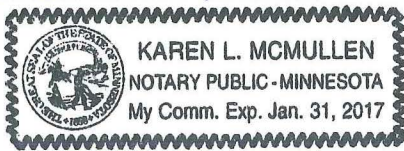
4. The appropriate officers of the City and Township are authorized to carry the terms of this joint resolution into effect.

APPROVED BY THE TOWNSHIP OF LAKETOWN THIS 13th DAY OF October, 2014.

Kennet Elong
Chairman

ATTEST:

Karen L McMullen
Clerk



Adopted by the City Council of the City of Waconia this 6th day of October, 2014.

Jim Nash
Jim Nash, Mayor

ATTEST: *Susan MH Arntz*
Susan MH Arntz City Administrator/City Clerk

M/ <u>Erickson</u>	Bloudek	<u>Aye</u>
	Carrier	<u>Aye</u>
S/ <u>Nash</u>	Erickson	<u>Aye</u>
	Ayers	<u>Aye</u>
	Nash	<u>Aye</u>

EXHIBIT A**Legal Description of Property**

That part of the Southwest Quarter of the Southwest Quarter of Section 19, Township 116, Range 24, Carver County, Minnesota described as follows:

Commencing at the southwest corner of said Southwest Quarter of the Southwest Quarter; thence North 00 degrees 08 minutes 54 seconds East, assumed bearing along the west line of said Southwest Quarter of the Southwest Quarter, a distance of 358.36 feet to the point of beginning; thence northeasterly along a non-tangential curve concave to the north, having a central angle of 18 degrees 55 minutes 17 seconds, a radius of 225.00 feet for an arc distance of 74.30 feet, the chord of said curve bears North 80 degrees 06 minutes 31 seconds East; thence continuing northeasterly along a compound tangential curve concave to the northwest, having a central angle of 31 degrees 29 minutes 48 seconds, a radius of 430.00 feet for an arc distance of 236.38 feet; thence easterly along a reverse tangential curve concave to the southeast, having a central angle of 51 degrees 55 minutes 16 seconds, a radius of 67.00 feet for an arc distance of 60.71 feet to the southwesterly right of way line of Carver County Right of Way Plat No. 10 according to the recorded plat thereof, said Carver County; thence North 51 degrees 10 minutes 08 seconds West, not tangent to said curve, along said right of way line a distance of 405.58 feet to said west line of the Southwest Quarter of the Southwest Quarter; thence South 00 degrees 08 minutes 54 seconds West, along said west line a distance of 425.92 feet to the point of beginning.

EXHIBIT B
Diagram of Property

