



RECEIVED

By: OAH on September 4, 2024

Resolution No. 2024-54

Moved by Roberts

Seconded by Reiff

A RESOLUTION APPROVING THE ANNEXATION OF PROPERTY IN LAKETOWN TOWNSHIP FOR THE VICTORIA COMMERCIAL DEVELOPMENT

WHEREAS, Tradition Development (the "Applicant") owns property in Laketown Township as described in Exhibit A (the "Property"); and

WHEREAS, by City of Victoria (the "City") Resolution 2020-13 and Laketown Township (the "Township") Resolution 2020-04, the City and Town amended Resolution 76-47, the orderly annexation agreement (the "OAA") governing the Property; and the Minnesota Office of Administrative Hearings (the "OAH") approved and ordered the implementation of the OAA amendment; and

WHEREAS, the OAA authorizes the City to submit a resolution to the OAH for annexation of all or portions of the territory covered; and

WHEREAS, by petition dated July 15, 2024, the Applicant requested annexation of the Property as shown in Exhibit B consisting of 51.23 acres under the OAA; and

WHEREAS, the City and Applicant shall adhere to the requirements of the OAA.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VICTORIA AS FOLLOWS:

1. OAH Jurisdiction/Consideration by the Chief Judge. The OAA confers jurisdiction over annexation of the Property described in Exhibit A to the OAH. The City requests immediate annexation of the Property, as shown in Exhibit B upon submission to the OAH. Pursuant to the OAA and Minnesota Statutes, Section 414.0325, Subd. 1 (g) and (h) the Chief Judge may review and comment but no additional consideration is necessary and the annexation shall be ordered within 30 days without alteration of the boundaries.
2. Timely Notice. The Applicant timely gave any and all required notices to the City prior to petitioning, and the City timely gave any notices required.
3. Effective Date of Annexation. The Chief's order for annexation shall be effective as of the date of issuance.
4. Reimbursement. Pursuant to paragraph 8 of the OAA, the City shall not initiate annexation with the OAH until such time as the Township acknowledges, in writing, receipt of such payment in lieu of tax reimbursement as it may require.

This Resolution is adopted by the City of Victoria and approved by the Mayor this 26 day of August 2024

Debra McMillan, Mayor

ATTEST:

Claudia Ettesvold

Claudia Ettesvold, City Clerk

RESOLUTION NO. 2024-__

EXHIBIT A

LEGAL DESCRIPTION OF THE PROPERTY

The East half of the Southwest Quarter (E1/2 of SW1/4) of Section 36, Township 116, Range 24, containing 80 acres of land, more or less, according to the Government Survey thereof, excepting therefrom; Commencing at the Northwest corner of the East half of the Southwest Quarter of Section 36, Township 116, Range 24; thence running South 82 rods along the West line of said East half of the Southwest Quarter (E1/2 SW1/4) to the center of the Chaska and Waconia road; thence East along center of said road two (2) rods; thence North parallel with first named line 82 rods, more or less to North line of said East half of the Southwest Quarter (E1/2 SW1/4); thence West 2 rods to place of beginning.

ALSO Except that part of the Southeast Quarter of the Southwest Quarter of Section 36, Township 116, Range 24, Carver County, Minnesota, lying Southerly of the centerline of County State Aid Highway No. 10, as shown on Carver County Right of Way Plat No. 16 and Carver County Highway Right of Way Plat No. 1, described in Trustee's Deed dated August 2, 2017, filed August 18, 2017, as Document No. A650465.

AND

A strip of land 1 rod wide along the North line of the Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) of Section 36, Township 116 North of Range 24 West, described as follows:

Commencing at the Northeast corner of the Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) said Section; thence running West to the South line of the Chicago, Milwaukee and St. Paul Railway Co. right of way; thence along South line of said right of way, still 1 rod wide, to the cattle pass running underneath the railroad track.

ANNEXATION EXHIBIT

EXHIBIT B

LEGAL DESCRIPTION FOR ANNEXATION

The East half of the Southwest Quarter (E1/2 of SW1/4) of Section 36, Township 116, Range 24, containing 80 acres of land, more or less, according to the Government Survey thereof, excepting therefrom; Commencing at the Northwest corner of the East half of the Southwest Quarter of Section 36, Township 116, Range 24; thence running South 82 rods along the West line of said East half of the Southwest Quarter (E1/2 SW1/4) to the center of the Chaska and Waconia road; thence East along center of said road two (2) rods; thence North parallel with first named line 82 rods, more or less to North line of said East half of the Southwest Quarter (E1/2 SW1/4); thence West 2 rods to place of beginning.

ALSO Except that part of the Southeast Quarter of the Southwest Quarter of Section 36, Township 116, Range 24, Carver County, Minnesota, lying Southerly of the centerline of County State Aid Highway No. 10, as shown on Carver County Right of Way Plat No. 18 and Carver County Highway Right of Way Plat No. 1, described in Trustee's Deed dated August 2, 2017, filed August 18, 2017, as Document No. A650465.

AND

A strip of land 1 rod wide along the North line of the Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) of Section 36, Township 116 North of Range 24 West, described as follows:

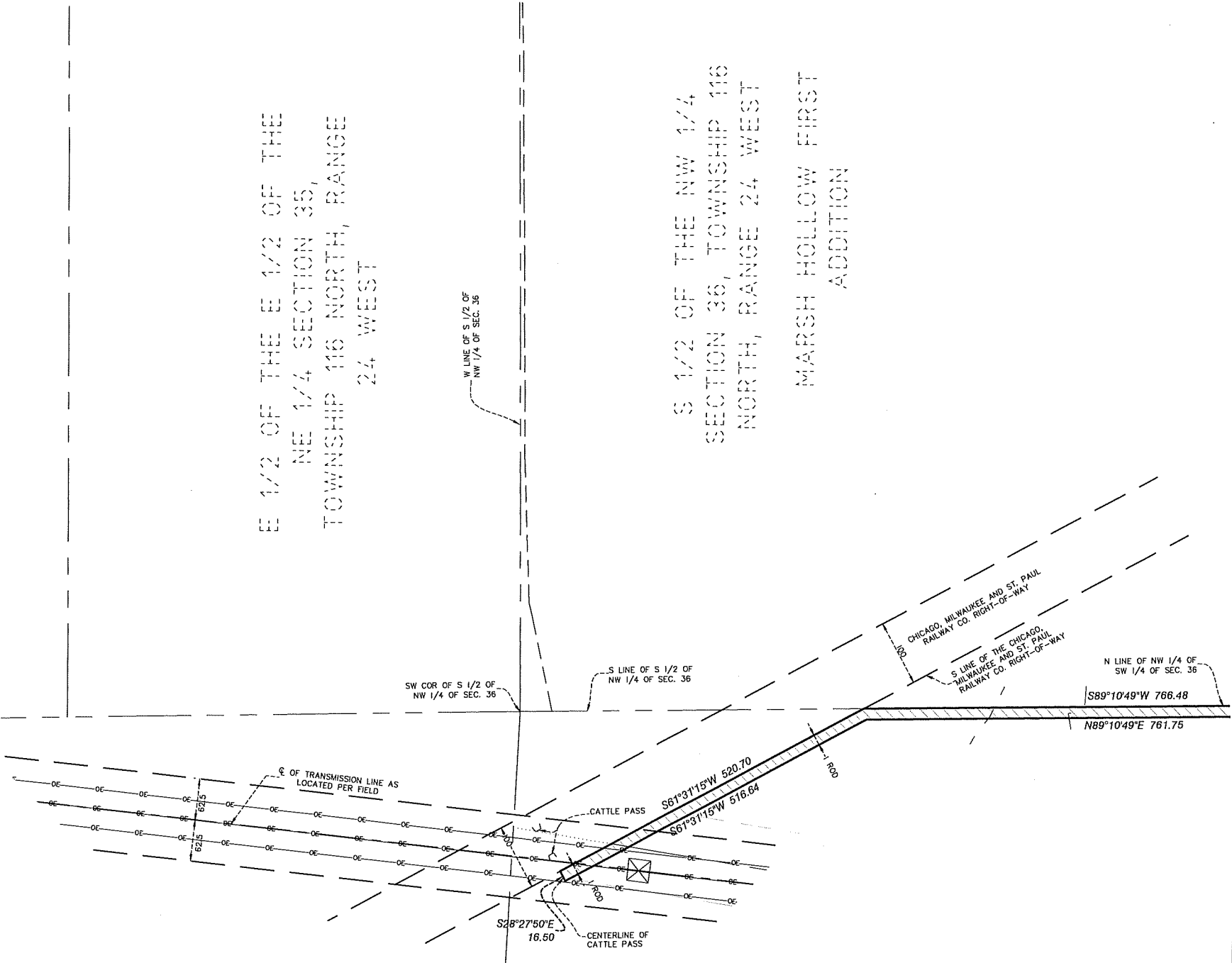
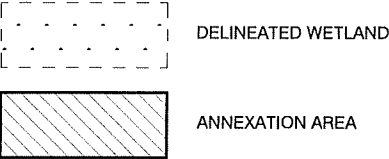
Commencing at the Northeast corner of the Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) said Section; thence running West to the South line of the Chicago, Milwaukee and St. Paul Railway Co. right of way; thence along South line of said right of way, still 1 rod wide, to the cattle pass running underneath the railroad track.

AREA TABLE

GROSS AREA: 2,231,818 SQ. FT.; 51.23 ACRES

WETLAND AREA: 8,595 SQ. FT.; 0.20 ACRES

NET AREA (GROSS LESS WETLANDS): 2,223,223 SQ. FT.; 51.03 ACRES



9/19/24: REVISED PER MNDOT COMMENTS



733 Marquette Ave, Ste 700
Minneapolis, MN 55402
612.758.3080 MAIN
612.758.3099 FAX
www.alliant-inc.com

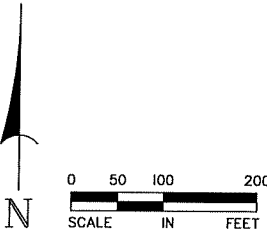
I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the state of Minnesota.

Daniel P. Ekrem
Signature
Date
57368
License Number

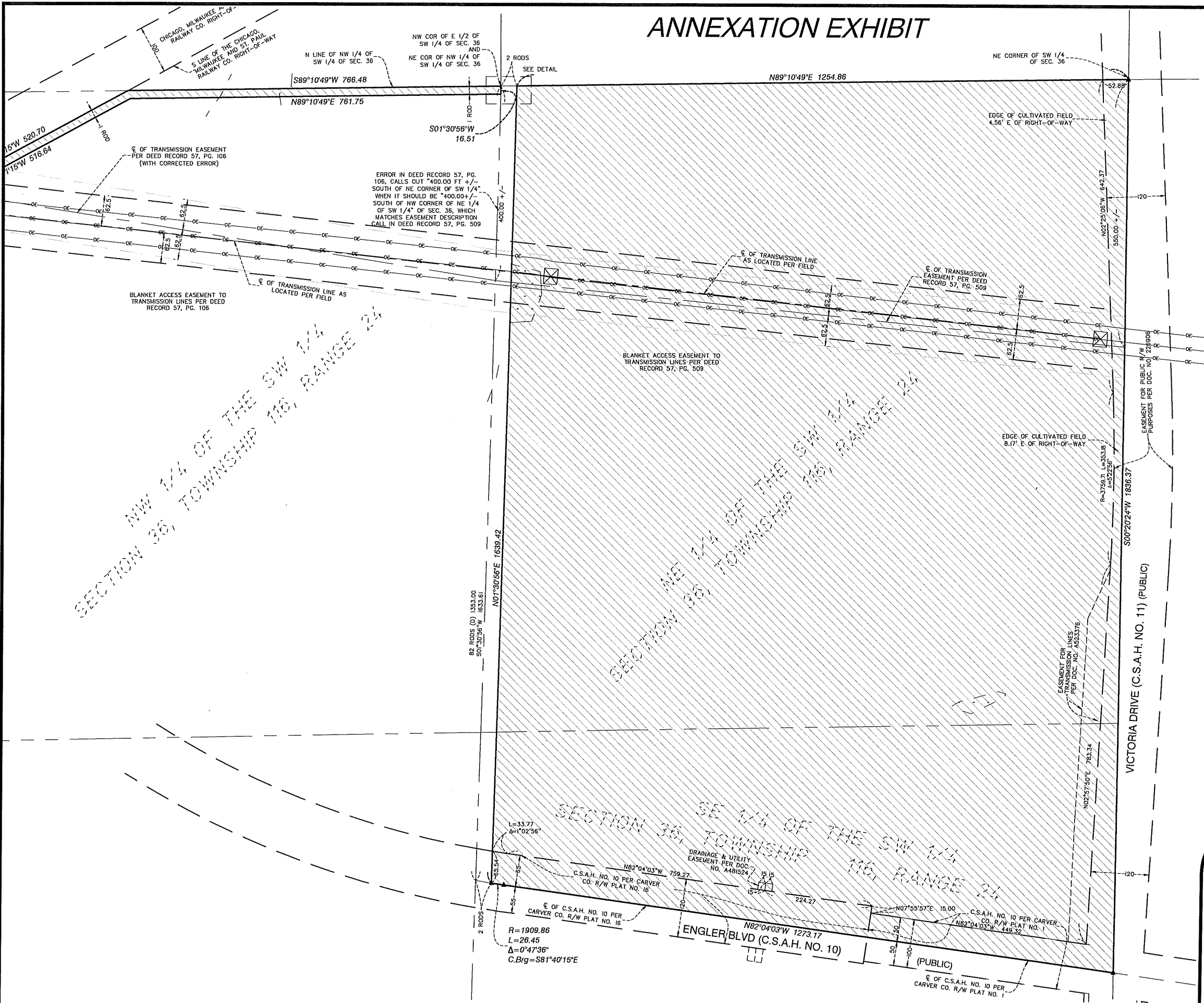
BOVEY PROPERTY

10860 VICTORIA DRIVE
VICTORIA, MN

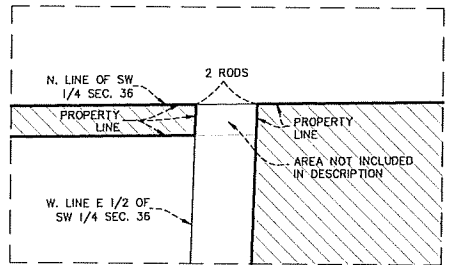
DRAWN BY DPE
CHECKED BY DPE
DATE ISSUED 7/9/24
SCALE 1"=100'
JOB NO. 221-0151
FIELD CREW RS



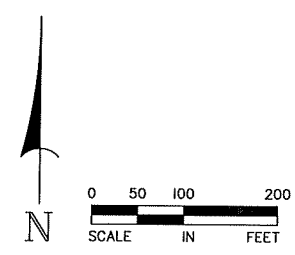
ANNEXATION EXHIBIT



DETAIL
NOT TO SCALE



DELINEATED WETLAND
ANNEXATION AREA



9/19/24: REVISED PER MNDOT COMMENTS



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Minneapolis, MN 55402
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612.758.3099 FAX
www.alliant-inc.com

I hereby certify that this survey, plan, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the state of Minnesota.

Daniel P. Ekrem
Signature
Date
57968
License Number

BOVEY PROPERTY

10860 VICTORIA DRIVE
VICTORIA, MN

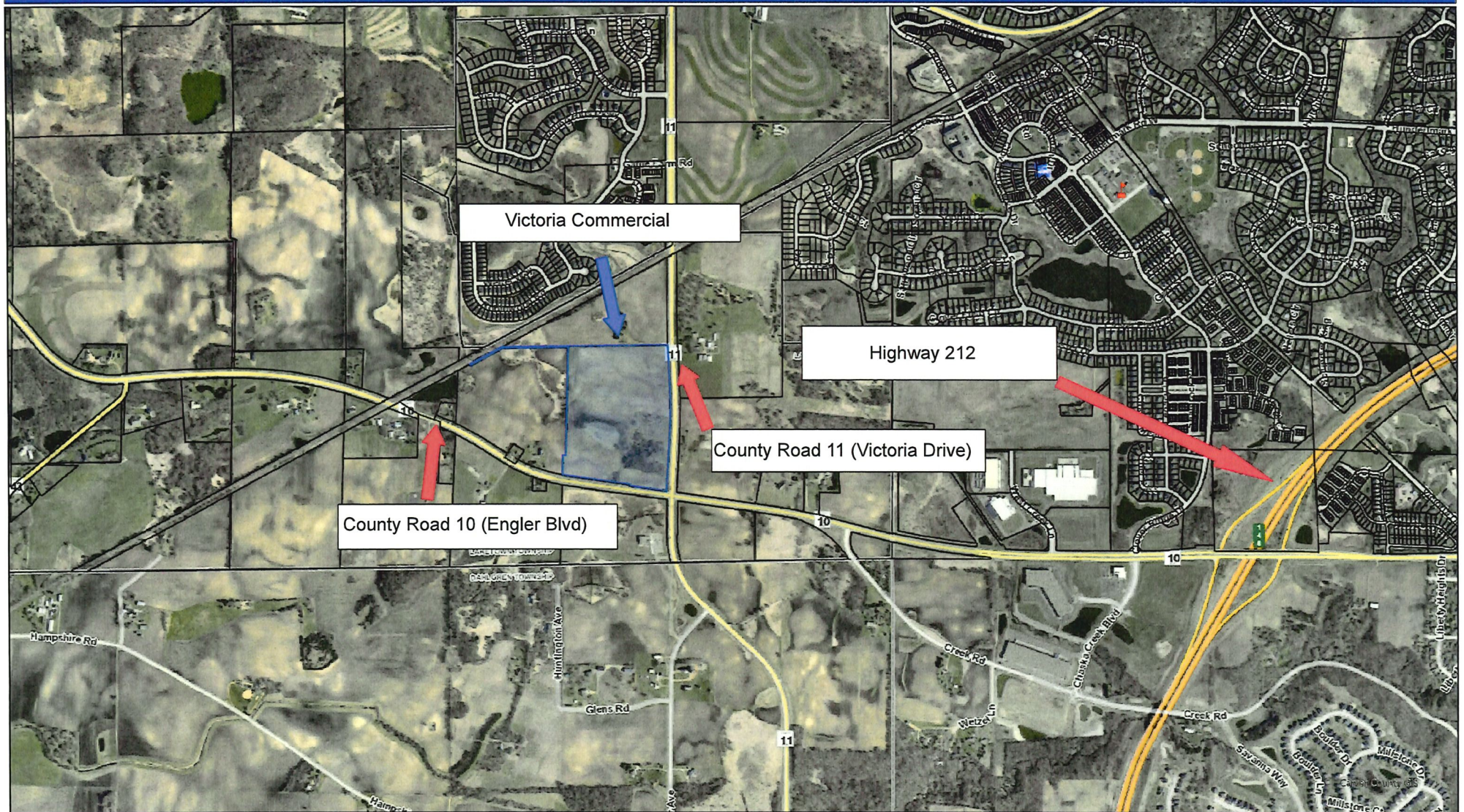
DRAWN BY	DPE
CHECKED BY	DPE
DATE ISSUED	7/9/24
SCALE	1"=100'
JOB NO.	221-0151
FIELD CREW	RS

CITY OF VICTORIA

Landscape_11x17

Map Date: 9/4/2024

0 0.1 0.2 0.4 0.6 0.8
mi



CITY OF VICTORIA

Landscape_11x17

Map Date: 9/5/2024

