

**CITY OF WACONIA
ORDINANCE NO. 557**

**AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CORPORATE LIMITS OF THE
CITY OF WACONIA, MINNESOTA (HARTMAN)**

WHEREAS, The City of Waconia received a petition submitted by the Kelzer Trust and Hartman Brothers, LLC to annex certain lands into the corporate limits of the City of Waconia, Minnesota; and

WHEREAS, Posted, published and written notice has been provided to Waconia Township and all landowners within and contiguous to the area to be annexed; and

WHEREAS, No objections have been received regarding this Petition for Annexation; and

WHEREAS, Said annexation of said lands is consistent with the City of Waconia's Comprehensive Plan.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA, DOES HEREBY ORDAIN:

Section 1. Declaration. It is hereby determined that the annexation of lands described in Section 2 below would be in the best interest of the City of Waconia.

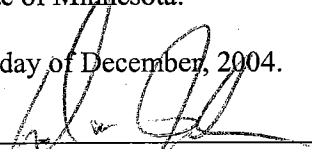
Section 2. Territory Annexed. The corporate limits of the City of Waconia are hereby extended to encompass and embrace all of the territory described as follows and said land is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

That part of the East ½ of the SW ¼ of Section 24, Township 116, Range 25,
Carver County, Minnesota lying southerly of the easterly extension of the
centerline of County State Aid Highway No. 32.

Section 3. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Minnesota Planning board of the State of Minnesota, the Secretary of State, and the County Auditor of Carver County as required by law.

Section 4. Effective Date of Annexation. This Ordinance takes effect upon its passage and publication and the filing of certified copies as directed in Section 3 and shall be deemed final upon approval of this Ordinance by the Minnesota Planning Board of the State of Minnesota.

Adopted by the City Council of the City of Waconia this 20th day of December, 2004.



Don Johnson, Mayor

ATTEST:

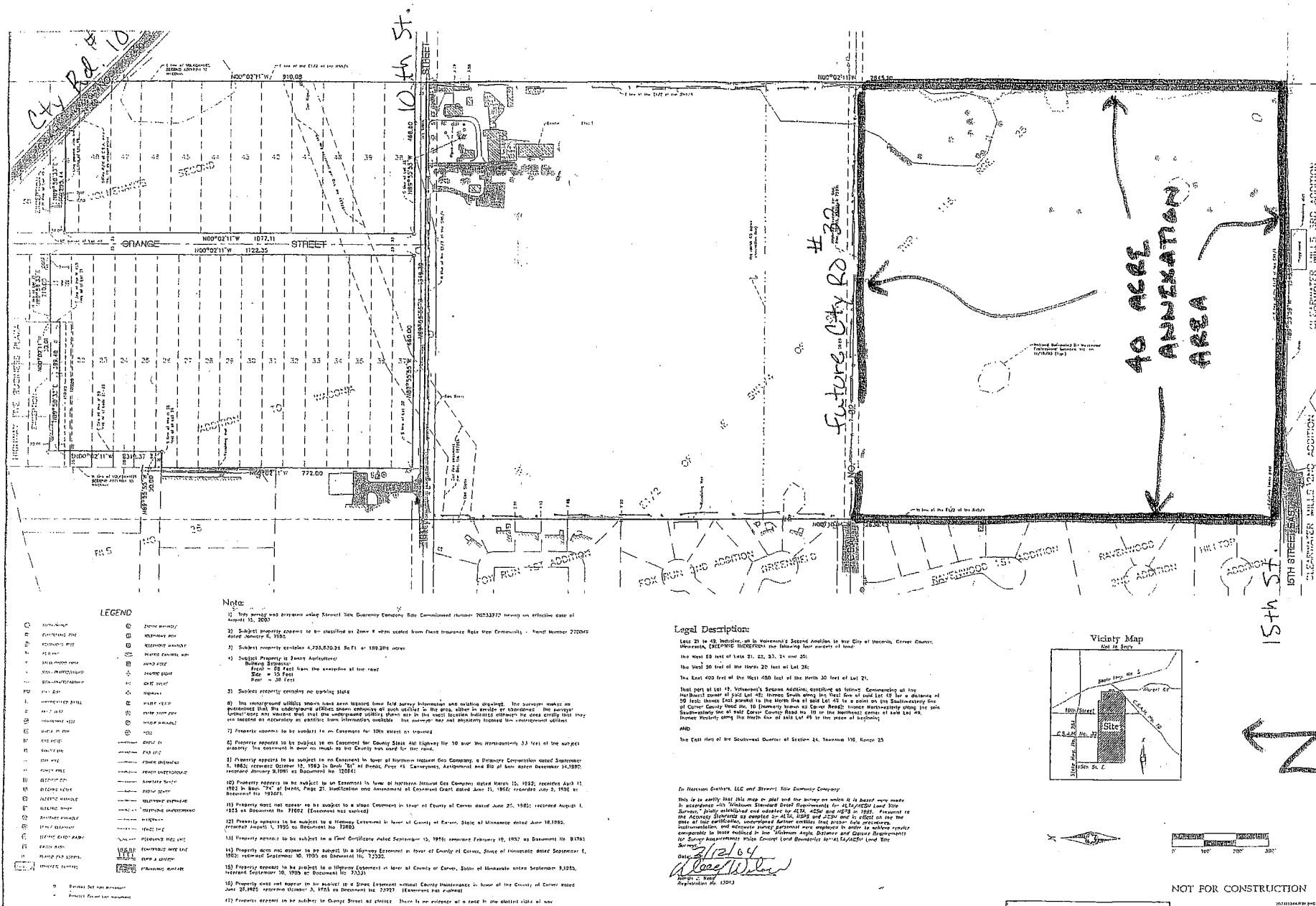


Mary J. Johnson, CMC, City Clerk

M/	<u>Schiffman</u>	Schiffman	<u>Aye</u>
		Steinhagen	<u>Aye</u>
S/	<u>Steinhagen</u>	Stevens	<u>Aye</u>
		Collins	<u>Aye</u>
		D. Johnson	<u>Aye</u>

REC'D BY
MMB

DEC 30 2004



Legal Description

Lot 21 to 49, inclusive, all in Watershed 2 Second Addition to the City of Winona, Carver County, Minnesota, EXCEPTING HEREONTO the following four parcels of land:
the west 68 feet of Lot 21, 22, 23, 24 and 25;
the west 30 feet of the North 20 feet of Lot 26;
The East 400 feet of the West 450 feet of the North 30 feet of Lot 21.

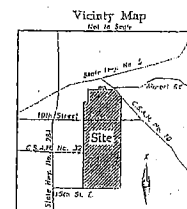
That part of Lot 11, Veterans' Second Addition, containing all the Northwest corner of said Lot 48, thence South along the West line of said Lot 48 for a distance of 30 feet; thence East parallel to the North line of said Lot 48 to a point on the Southwestern line of Carver County Road No. 10 (formerly known as Carver Road); thence Northwesterly along the said Southwestern line of said Carver County Road No. 10 to the Northwest corner of said Lot 48, thence Westerly along the North line of said Lot 48 to the place of beginning.

AND
The East half of the Southwest Quarter of Section 24, Township 11S, Range 2S

In Hartman Brothers, LLC and Sherrill New Community Company.

This is to certify that this map is filed and the survey on which it is based were made in accordance with Minnesota Standard Survey Requirements for ALTA/ACSM Land Title Surveys, fully attested and recorded by ALTA, ACSM and NPS in 1991. Pursuant to the Minnesota Statutes as amended by ALTA, ACSM and NPS and in effect at the time of this certification, unrecorded survey records that bear false pretenses, misstatements, and inaccurate survey personnel were employed in order to achieve results comparable to those reflected in the Minnesota State Board of Survey Requirements for Survey Requirements within Carver County (Land Boundary Survey/ALTA/ACSM Land Title Survey).

Dated: 2/2/04
Signed: [Signature]
Registered No. 13013



NOT FOR CONSTRUCTION

Kelzer / Mielke
Property

Hartman Brother, LLC

ALTA / ACSM Land
Title Survey

Westwood Professional Services, Inc.
1115 Madison Ave.
Winona, MN 55911
Phone: 201911 1100 / 201911 1101

CITY OF WACONIA OFFICIAL ZONING MAP

REC'D BY
M M B

DEC 3 0 2004



LAKE WACONIA

LAKE WACONIA

HWY 5

CTY 16

HWY 284

City limits

ANNEXATION
AREA

KEY

- PUD = PLANNED UNIT DEVELOPMENT
- R-1 = SINGLE FAMILY RESIDENTIAL
- R-2 = SINGLE FAMILY RESIDENTIAL
- R-3 = MEDIUM DENSITY RESIDENTIAL
- R-4 = MIXED RESIDENTIAL DISTRICT
- R-5 = HIGH DENSITY RESIDENTIAL
- B-1 = HIGHWAY BUSINESS DISTRICT
- B-2 = GENERAL BUSINESS DISTRICT

- B-3 = CENTRAL BUSINESS DISTRICT
- B-4 = HEALTH CARE BUSINESS DISTRICT
- I-1 = INDUSTRIAL PARK DISTRICT
- I-2 = GENERAL INDUSTRIAL DISTRICT
- P = PUBLIC DISTRICT
- C = CONSERVATION DISTRICT
- AG = AGRICULTURAL DISTRICT
- SHORELAND OVERLAY DISTRICT

PREPARED BY:
WILLIAM R. ENGELHARDT ASSOC., INC.
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CHASKA, MINNESOTA 55318
(612) 448-8838

JUNE, 2000