

RESOLUTION NO. 97-82

**JOINT RESOLUTION REQUESTING CONCURRENT
DETACHMENT FROM BROOKLYN PARK AND
ANNEXATION TO CHAMPLIN AND CONCURRENT
DETACHMENT FROM CHAMPLIN AND
ANNEXATION TO BROOKLYN PARK AT
EASTERNMOST BOUNDARY OF BROOKLYN PARK
AND CHAMPLIN PURSUANT TO
MINNESOTA STATUTE S414.061**

WHEREAS, certain real property (Parcels A,B,C, and D) proposed to be included in Edgetown Estates and Edgetown Estates 2nd Addition, legally described as follows:

Parcel A: *Outlot B, McINTYRE'S RIVER ESTATES, according to the recorded plat thereof, Hennepin County, Minnesota. And that part of Mississippi Drive North as platted in McINTYRE'S RIVER ESTATES, according to the recorded plat thereof, Hennepin County, Minnesota, described as follows:*

0-351/A-5849

Beginning at the most easterly corner of Outlot B of said McINTYRE'S RIVER ESTATES; thence on an assumed bearing of North 55 degrees 08 minutes 35 seconds West, along the southwesterly right of way line of said Mississippi Drive North, a distance of 119.74 feet to the most northerly corner of said Outlot B; thence North 34 degrees 51 minutes 25 seconds East a distance of 30.00 feet to the centerline of said Mississippi Drive North; thence South 55 degrees 08 minutes 35 seconds East, along said centerline a distance of 97.54 feet; thence southeasterly a distance of 41.68 feet along a tangential curve concave to the southwest having a radius of 156.31 feet and a central angle of 15 degrees 16 minutes 45 seconds; thence South 39 degrees 51 minutes 50 seconds East tangent to last described curve a distance of 12.75 feet to the south plat line of said McINTYRE'S RIVER ESTATES; thence North 89 degrees 09 minutes 13 seconds West, along said south plat line a distance of 37.75 feet to the point of beginning.

Parcel A is approximately 8,500 square feet in area and is located within the boundaries of the City of Champlin; and

Parcel B: *That part of Government Lot 1, Section 3, Township 119, Range 21 West, Hennepin County, Minnesota, described as follows:*

0-350/A-5848

Commencing at the most easterly corner of Outlot B, McINTYRE'S RIVER ESTATES, according to the recorded plat thereof, Hennepin County, Minnesota; thence on an assumed bearing of South 89 degrees 09 minutes 13 seconds East,

along the south plat line of said McINTYRE'S RIVER ESTATES, a distance of 37.35 feet to the point of beginning; thence continuing South 89 degrees 09 minutes 13 seconds East, along the said south plat line, a distance of 153.38 feet; thence South 34 degrees 51 minutes 25 seconds West, a distance of 105.79 feet; thence North 51 degrees 09 minutes 09 seconds West a distance of 58.30 feet; thence northwesterly a distance of 28.57 feet along a tangential curve concave to the northeast having a radius of 145.00 feet and a central angle of 11 degrees 17 minutes 19 seconds; thence North 39 degrees 51 minutes 50 seconds West tangent to last described line a distance of 42.36 feet to the point of beginning.

Parcel B is approximately 7,100 square feet in area and is located within the boundaries of the City of Brooklyn Park; and

Parcel C: That part of Outlot A, McINTYRE'S RIVER ESTATES, according to the recorded plat thereof, Hennepin County, Minnesota, lying southeasterly of the following described line:

D-351/A-5849

Commencing at the most easterly corner of Outlot B of said McINTYRE'S RIVER ESTATES; thence on an assumed bearing of South 89 degrees 09 minutes 13 seconds East, along the south plat line of said McINTYRE'S RIVER ESTATES, a distance of 191.13 feet to the point of beginning of the line to be described; thence North 34 degrees 51 minutes 25 seconds East to the Mississippi River and said line there terminating.

Parcel C is approximately 5,500 square feet in area and is located within the boundaries of the City of Champlin; and

Parcel D: That part of Government Lot 1, Section 3, Township 119 North, Range 21 West and Lot 1, Section 34, Township 120 North, Range 21 West described as follows:

D-351/A-5849

Commencing at a point in the centerline of the West River Road distant 145.2 feet Northwesterly measured along the centerline of said road from its intersection with the extended East line of the Northwest Quarter of Section 3, Township 119, Range 21; thence Northwesterly along the centerline of said West River Road, 151.0 feet; thence North and parallel with the extended East line of the Northwest Quarter of said Section 3 to the Mississippi River; thence Southeasterly along said River to a point in a line drawn parallel with the extended East line of said Northwest Quarter of said Section 3 drawn from the point of beginning; thence South on said parallel line 747.5 feet more or less to the point of beginning. Except that part of the above described tract of land lying south of the north line of said Government Lot 1.

Parcel D is approximately 3,000 square feet in area and is located within the boundaries of the City of Champlin; and

WHEREAS, said Parcels A and C are owned by Royal Oaks Realty, Inc. and are intended for development as portions of two single family residential lots; and

WHEREAS, said Parcel D is owned by Walter and Carol Rock, husband and wife, and is a portion of an already developed single family residential lot; and

WHEREAS, said Parcels A,C, and D abut properties along their southern border that are located within the City of Brooklyn Park and which are intended for single family lots; and

WHEREAS, the owners of Parcels A,C, and D wish to combine them with the abutting properties to the south to create three single family lots that will be within the borders of only one city, the City of Brooklyn Park; and

WHEREAS, the provision of planning, zoning, police, fire, and utility services to the combined properties can be more efficiently provided by one municipality; and

WHEREAS, the owners of Parcels A,C, and D have requested that said properties be concurrently detached from the City of Champlin and annexed to the City of Brooklyn Park; and

WHEREAS, said Parcel B is owned by Royal Oaks Realty, Inc. and is intended for development as a portion of a single family residential lot; and

WHEREAS, said Parcel B abuts property along its northern border that is located within the City of Champlin and which is intended for development as the remainder of a single family residential lot; and

WHEREAS, the owner of Parcel B wishes to combine it with the abutting properties to the north to create one single family lot that will be within the borders of only one city, the City of Champlin; and

WHEREAS, the provision of planning, zoning, police, fire, and utility services to the combined properties can be more efficiently provided by one municipality; and

WHEREAS, the owner of Parcel B has requested that said property be concurrently detached from the City of Brooklyn Park and annexed to the City of Champlin; and

WHEREAS, the City Councils of Brooklyn Park and Champlin believe that it is in the best interest of the public that Parcels A,C, and D be concurrently detached from the City of Champlin and annexed to the City of Brooklyn Park, and that Parcel B be concurrently detached from the City of Brooklyn Park and annexed to the City of Champlin.

NOW, THEREFORE, BE IT RESOLVED, that the City of Champlin and the City of Brooklyn Park jointly request that the Minnesota Municipal Board concurrently detach the Parcels A,C, and

D from the City of Champlin and annex the same to the City of Brooklyn Park, and detach Parcel B from the City of Brooklyn Park and annex the same to the City of Champlin, at the earliest possible date.

That this joint resolution be submitted to the Minnesota Municipal Board for the purposes set forth herein.

This resolution passed by the Champlin City Council, Monday, September 22nd, 1997.

Attest: JoAnne M Brown
JoAnne Brown, City Clerk

Mayor Steven E Boynton
Steven Boynton

CITY OF BROOKLYN PARK RESOLUTION #1997-258
CITY OF CHAMPLIN RESOLUTION #1997-82JOINT RESOLUTION REQUESTING
CONCURRENT DETACHMENT FROM BROOKLYN PARK
AND ANNEXATION TO CHAMPLIN
AND CONCURRENT DETACHMENT FROM CHAMPLIN
AND ANNEXATION TO BROOKLYN PARK
AT EASTERNMOST BOUNDARY OF BROOKLYN PARK AND CHAMPLIN
PURSUANT TO MINNESOTA STATUTE S414.061

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Parcel A is approximately 8,500 square feet in area and is located within the boundaries of the City of Champlin, and

Parcel B: That part of Government Lot 1, Section 3, Township 119, Range 21 West, Hennepin County, Minnesota, described as follows:
D-350/A-5848

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Parcel B is approximately 7,100 square feet in area and is located within the boundaries of the City of Brooklyn Park, and

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Parcel C is approximately 5,500 square feet in area and is located within the boundaries of the City of Champlin, and

Parcel D: That part of Government Lot 1, Section 3, Township 119 north, Range 21 West and Lot 1, Section 34, Township 120 North, Range 21 West described as follows:
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Parcel D is approximately 3,000 square feet in area and is located within the boundaries of the City of Champlin, and

WHEREAS, said Parcels A and C are owned by Royal Oaks Realty, Inc. and are intended for development as portions of two single-family residential lots, and

WHEREAS, said Parcel D is owned by Walter and Carol Rock, husband and wife, and is a portion of an already developed single-family residential lot, and

WHEREAS, said Parcels A, C, and D abut properties along their southern border that are located within the City of Brooklyn Park and which are intended for single-family lots, and

WHEREAS, the owners of Parcels A, C, and D wish to combine them with the abutting properties to the south to create three single-family lots that will be within the borders of only one city, the City of Brooklyn Park, and

WHEREAS, the provision of planning, zoning, police, fire, and utility services to the combined properties can be more efficiently provided by one municipality, and

WHEREAS, the owners of Parcels A, C, and D have requested that said properties be concurrently detached from the City of Champlin and annexed to the City of Brooklyn Park, and

WHEREAS, said Parcel B is owned by Royal Oaks Realty, Inc. and is intended for development as a portion of a single-family residential lot, and

WHEREAS, said Parcel B abuts property along its northern border that is located within the City of Champlin and which is intended for development as the remainder of a single-family residential lot, and

WHEREAS, the owner of Parcel B wishes to combine it with the abutting properties to the north to create one single-family lot that will be within the borders of only one city, the City of Champlin, and

WHEREAS, the provision of planning, zoning, police, fire, and utility services to the combined properties can be more efficiently provided by one municipality, and

WHEREAS, the owner of Parcel B has requested that said property be concurrently detached from the City of Brooklyn Park and annexed to the City of Champlin, and

WHEREAS, the City Councils of Brooklyn Park and Champlin believe that it is in the best interest of the public that Parcels A, C, and D be concurrently detached from the City of Champlin and annexed to the City of Brooklyn Park and that Parcel B be concurrently detached from the City of Brooklyn Park and annexed to the City of Champlin.

NOW, THEREFORE, BE IT RESOLVED:

That the City of Brooklyn Park and the City of Champlin jointly request that the Minnesota Municipal Board concurrently detach the Parcels described as A, C, and D from the City of Champlin and annex the same to the City of Brooklyn Park and concurrently detach the Parcel described as B from the City of Brooklyn Park and annex the same to the City of Champlin at the earliest possible date.

That this joint resolution be submitted to the Minnesota Municipal Board for the purposes set forth herein.

The foregoing resolution was introduced by Councilmember Enge and duly seconded by Councilmember Feess.

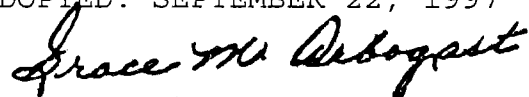
The following voted in favor of the resolution: Arbogast, Draeger, Eder, Enge, Feess, Gustafson and Trepanier.

The following voted against: None.

The following were absent: None.

Whereupon the resolution was adopted.

ADOPTED: SEPTEMBER 22, 1997



GRACE ARBOGAST, MAYOR

CERTIFICATE

STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF BROOKLYN PARK

I, the undersigned, being the duly qualified City Clerk of the City of Brooklyn Park, Minnesota, hereby certify that the above resolution is a true and correct copy of the resolution as adopted by the City Council of the City of Brooklyn Park on September 22, 1997.

WITNESS my hand officially as such Clerk and the corporate seal of the City this 23rd day of September, 1997.



MYRNA MAIKKULA, CITY CLERK

(SEAL)

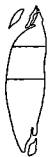
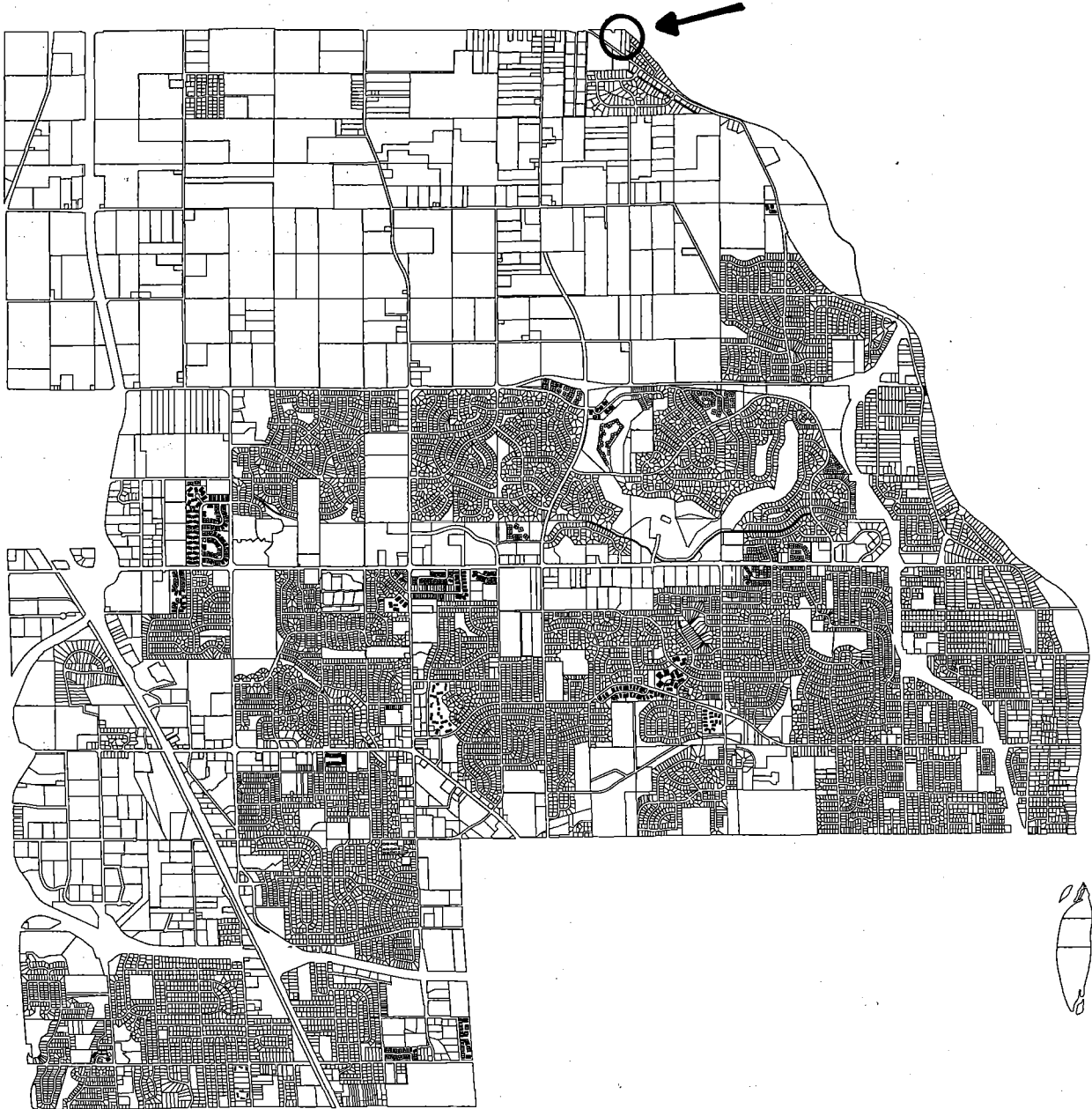
Approved by the City of Champlin this 22nd day of September, 1997.

Mayor

Attest:

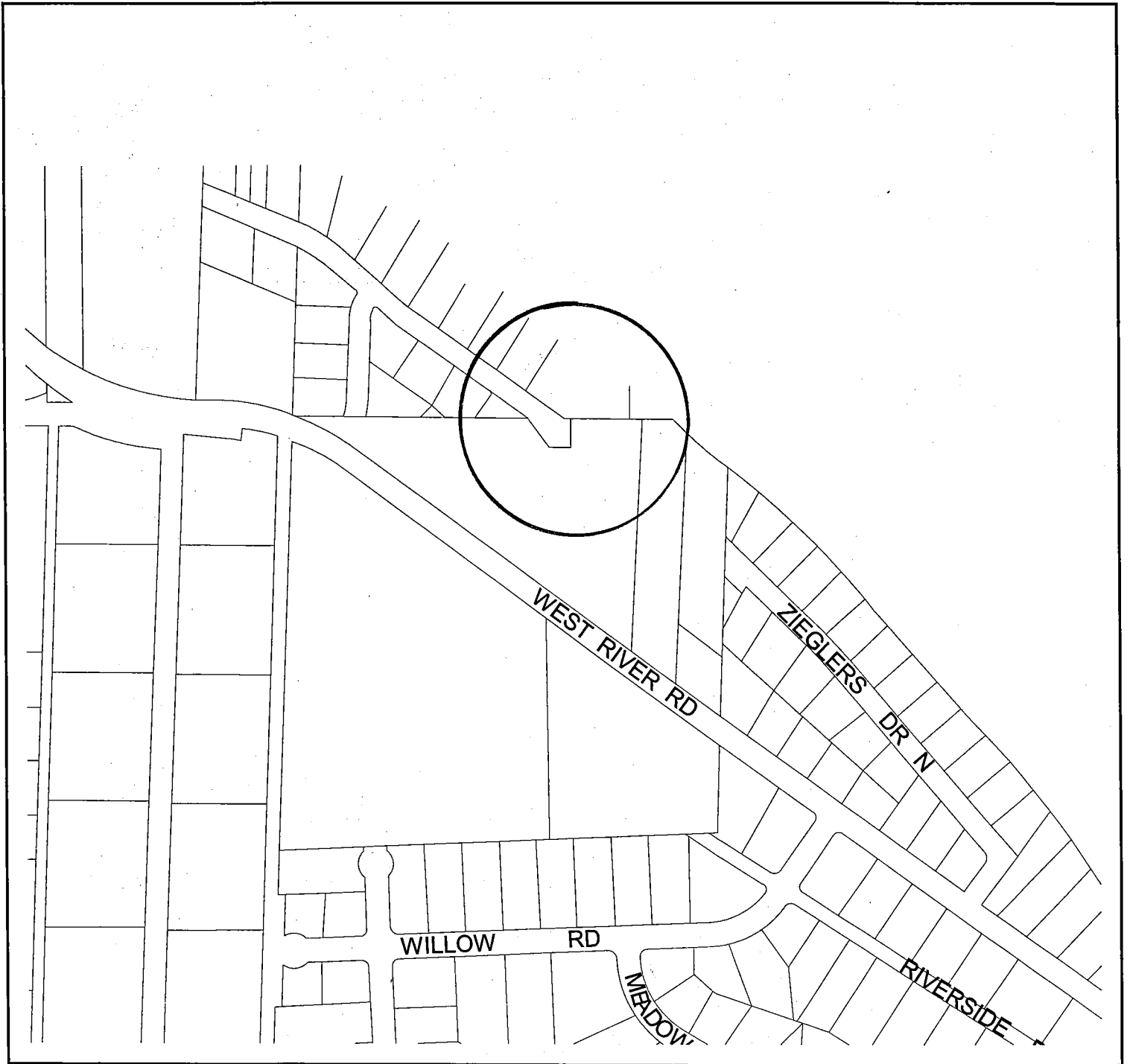
City Clerk

City of Brooklyn Park (Municipal Boundary Change Location)



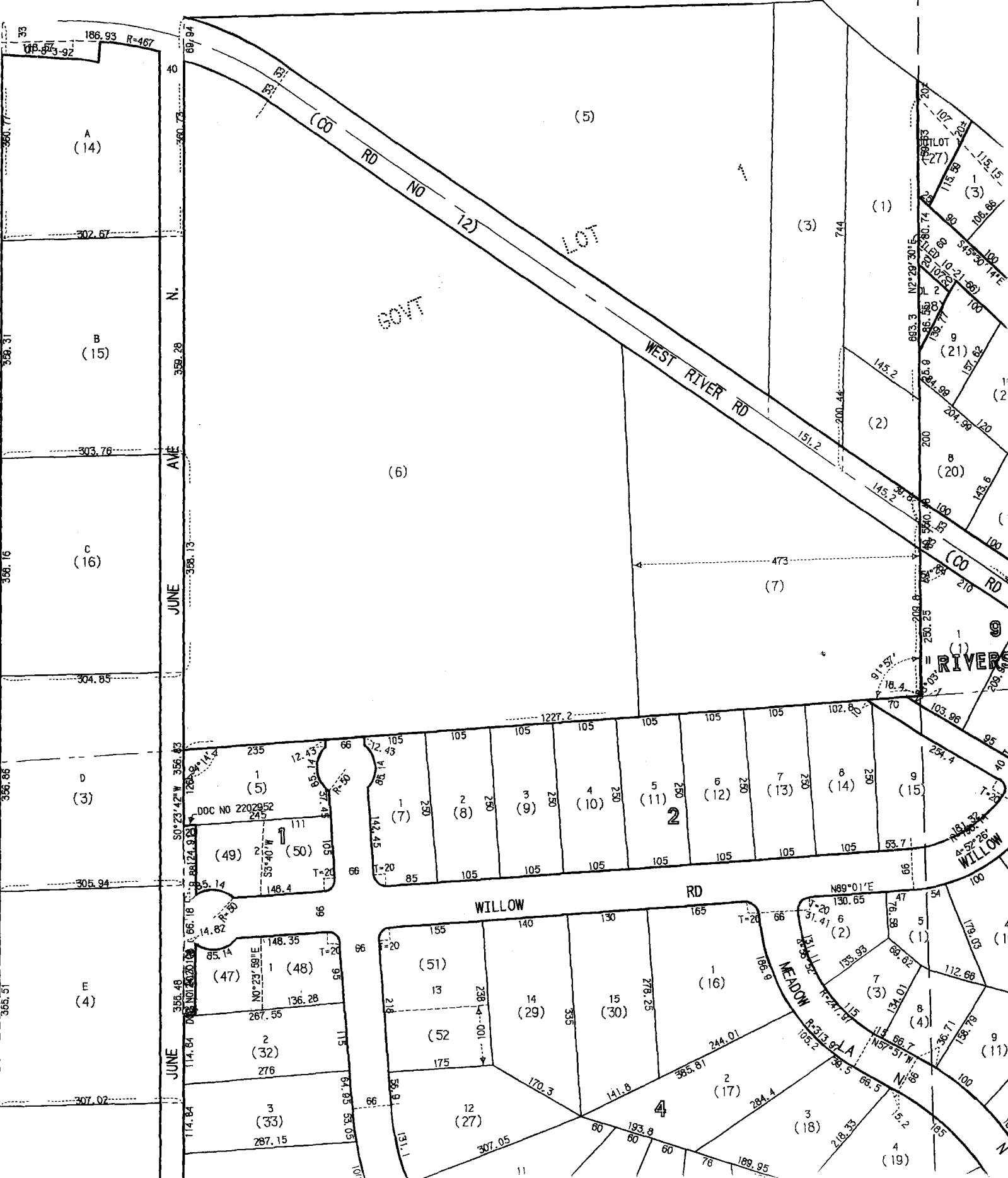
Municipal Boundary Change Area at eastern border of Champlin and Brooklyn Park

REC'D. BY
MIAF SEP 25 1997



Portion of Section 3, T.119 R.21

REC'D. BY SEP 25 1997
M.M.B.

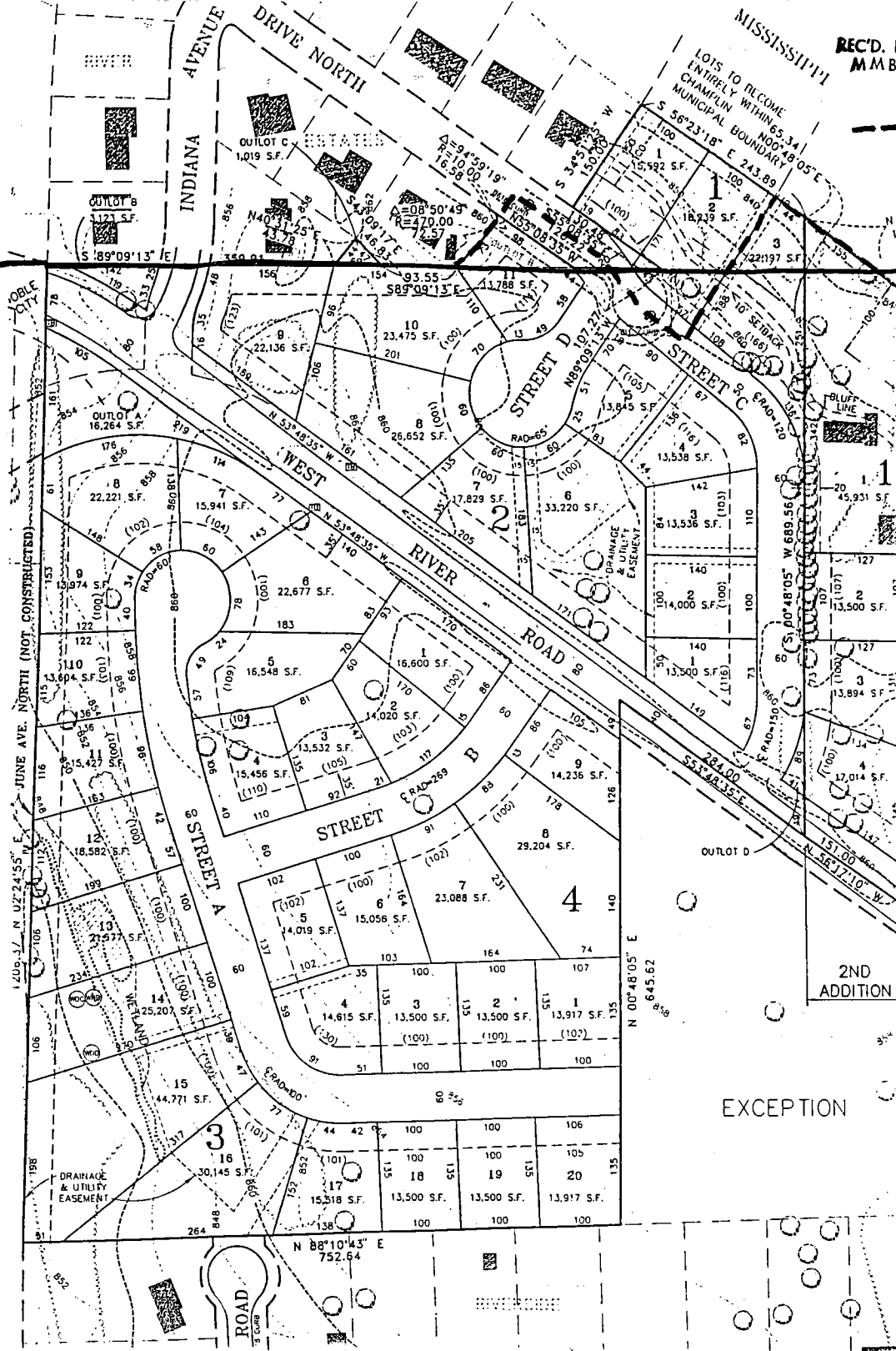


REC'D. BY MMB SEP 25 1997

--- Proposed Border

Existing Border

Champlin
Brooklyn Park



PROPOSED PRELIMINARY PLAT DRAWING

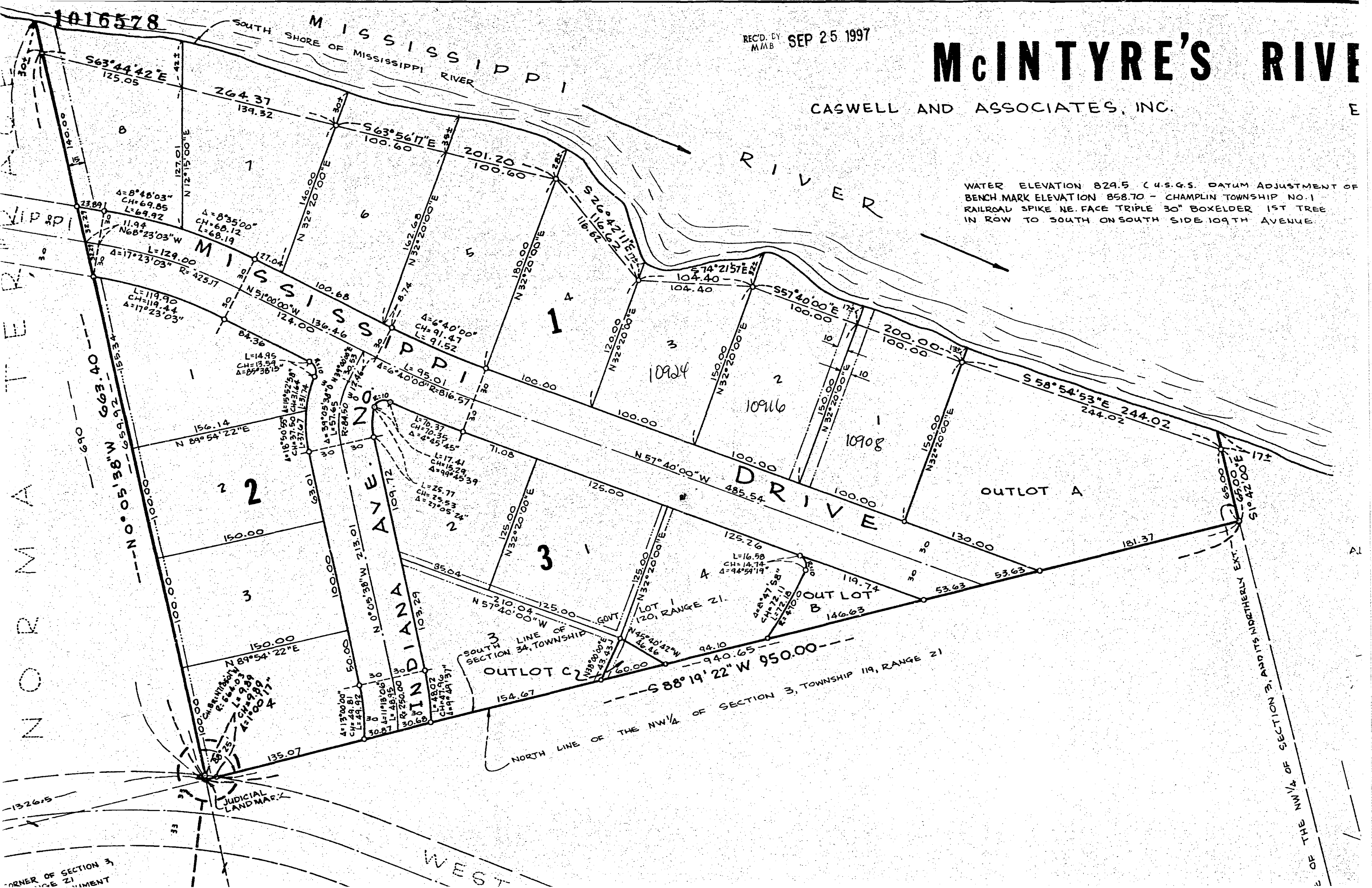
1016578

REC'D. BY MMB SEP 25 1997

McINTYRE'S RIVER

CASWELL AND ASSOCIATES, INC.

WATER ELEVATION 829.5 (U.S.G.S. DATUM ADJUSTMENT OF BENCH MARK ELEVATION 858.70 - CHAMPLIN TOWNSHIP NO. 1 RAILROAD SPIKE NE. FACE TRIPLE 30" BOXELDER 1ST TREE IN ROW TO SOUTH ON SOUTH SIDE 109TH AVENUE.



CORNER OF SECTION 3 RANGE 21

WEST

NORTH LINE OF THE NW 1/4 OF SECTION 3, TOWNSHIP 119, RANGE 21

SOUTH LINE OF SECTION 34, TOWNSHIP 119, RANGE 21

JUDICIAL LAND MARK

NOR

AL

E

AREAS

PARCEL A = 8,500± SQ.FT.
PARCEL B = 7,100± SQ.FT.
PARCEL C = 5,500± SQ.FT.
PARCEL D = 3,000± SQ.FT.



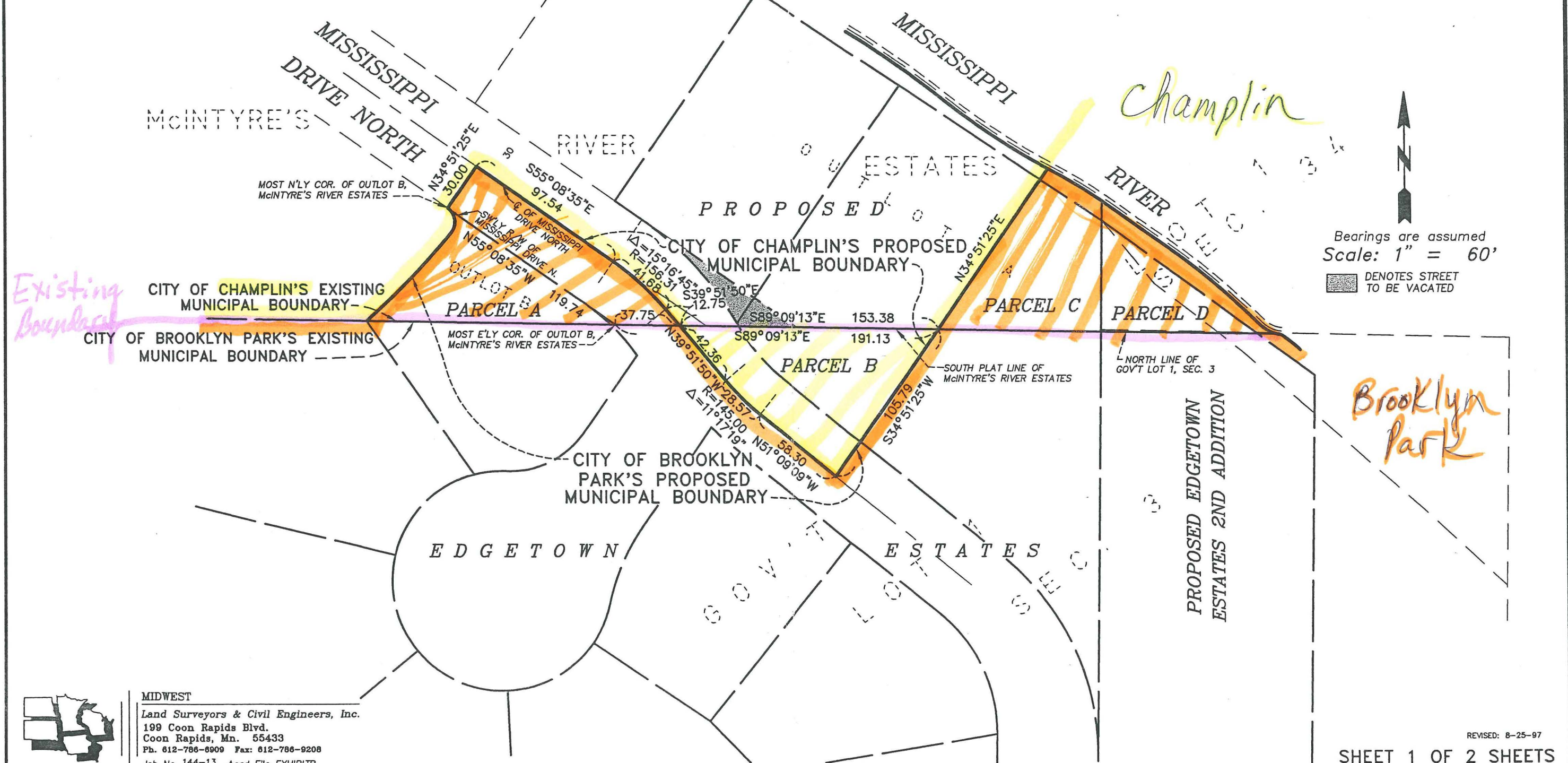

 Parcel from Champlin to Brooklyn Park
 Parcel from Brooklyn Park to Champlin

EXHIBIT B
 for
EDGETOWN ESTATES
 and
EDGETOWN ESTATES 2ND ADDITION



Bearings are assumed
 Scale: 1" = 60'
 DENOTES STREET TO BE VACATED

Existing Boundary

Brooklyn Park



MIDWEST
 Land Surveyors & Civil Engineers, Inc.
 199 Coon Rapids Blvd.
 Coon Rapids, Mn. 55433
 Ph. 612-786-6909 Fax: 612-786-9208
 Job No. 144-13 Acad File EXHIBIT B