

D-370 Rosemount/A-6333 Apple Valley
D-371 Apple Valley/A-6334 Rosemount
Rosemount Resolution No. 2000-68
Apple Valley Resolution No. 2000-146

BEFORE THE OFFICE OF STRATEGIC
AND LONG RANGE PLANNING
OF THE STATE OF MINNESOTA

IN THE MATTER OF THE DETACHMENT AND)	
ANNEXATION OF CERTAIN LANDS BETWEEN)	<u>FINDINGS OF FACT</u>
THE CITIES OF ROSEMOUNT AND APPLE)	<u>CONCLUSIONS OF LAW</u>
VALLEY PURSUANT TO MINNESOTA)	<u>AND ORDER</u>
STATUTES 414)	

On July 3, 2000, the Office of Strategic and Long Range Planning received a joint resolution from the Cities of Apple Valley and Rosemount, requesting the concurrent detachment and annexation of certain properties between the two cities pursuant to Minnesota Statutes 414.061.

After review of the resolution, the Director of the Office of Strategic and Long Range Planning hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. That a resolution requesting concurrent detachment and annexation of certain properties was received from the Cities of Rosemount and Apple Valley.
2. The resolution contained all the information required by statute including descriptions of the territories proposed for concurrent detachment and annexation, which are as follows:

- A. Description of land to be detached from the City of Rosemount and annexed to the City of Apple Valley:

That part of the Northwest Quarter of Section 19, Township 115, Range 19,

Dakota County, Minnesota described as follows:

Commencing at the northwest corner of said Northwest Quarter; thence South 00 degrees 13 minutes 39 seconds West, assumed bearing, along the west line of said Northwest Quarter, a distance of 636.46 feet to the actual point of beginning; thence South 87 degrees 50 minutes 54 seconds East, a distance of 50.03 feet to the east line of the West 50.00 feet of said Northwest Quarter; thence South 00 degrees 13 minutes 39 seconds West, along said east line of the West 50.00 feet; a distance of 254.84 feet; thence South 87 degrees 02 minutes 19 seconds West, a distance of 50.08 feet to said west line of the Northwest Quarter; thence North 00 degrees 13 minutes 39 seconds East, along said west line, a distance of 259.31 feet to the point of beginning.

and

That part of the West Half of the Northwest Quarter of Section 18, Township 115, Range 19, Dakota County, Minnesota, according to the Government survey thereof described as follows:

Commencing at the Southeast corner of the Southwest Quarter of the Northwest Quarter of said Section 18; thence Westerly along the South line of the Southwest Quarter of the Northwest Quarter of said Section 18 a distance of 154.77 feet; thence deflect to the right 48 degrees 56 minutes 12 seconds a distance of 208.40 feet; thence deflect to the right 61 degrees 4 minutes 34 seconds a distance of 238.54 feet; thence deflect to the right 61 degrees 26 minutes 14 seconds a distance of 39.47 feet; thence Westerly along the last described line and the Westerly extension thereof, a distance of 208.00 feet to the actual point of beginning of the tract of land to be described; thence deflect to the right 90 degrees a distance of 210.00 feet; thence deflect to the right 11 degrees 38 minutes 6 seconds a distance of 336.86 feet; thence deflect to the right 12 degrees 4 minutes 53 seconds a distance of 444.70 feet; thence deflect to the right 75 degrees 19 minutes 57 seconds a distance of 285.00 feet to a point on the East line of the West Half of the Northwest Quarter of said Section 18, said point being a distance of 1327.03 feet Northerly of the Southeast corner of the West Half of the Northwest Quarter of said Section 18, as measured along the East line thereof; thence Northerly along the said East line a distance of 823.00 feet; thence deflect to the left 90 degrees a distance of 235.00 feet; thence deflect to the right of 61 degrees 4 minutes 48 seconds a distance of 201.63 feet; thence deflect to the left 81 degrees 14 minutes 8 seconds a distance of 867.63 feet; thence deflect to the right 18 degrees 16 minutes 37 seconds a distance of 172.02 feet to a point on the West line of the Northwest Quarter of said Section 18, said point being a distance of 601.63 feet Southerly of the Northwest corner of said Section 18, as measured along the West line thereof; thence Southerly along the said West line to the Southwest corner of the Northwest Quarter of said Section 18; thence Easterly along the South line of the Northwest Quarter of said Section 18 a distance of 828.03 feet; thence deflect to the left 90 degrees a distance of 235.34 feet; thence deflect to the right 54 degrees 55 minutes 13 seconds a distance of 107.07 feet; thence Northerly to the point of beginning. Except the South 200 feet of the West

150 feet and except the East 225 feet of the West 375 feet of the South 290 feet. Subject to an easement for ingress and egress purposes over and across the most Easterly 50 feet thereof. Also subject to an easement for Dakota County Road No. 38.

B. Description of land to be detached from the City of Apple Valley and annexed to the City of Rosemount:

That part of Government Lot 1 in Section 24, Township 115, Range 20, Dakota County, Minnesota, described as follows:

Beginning at the northeast corner of said Government Lot 1; thence South 00 degrees 13 minutes 39 seconds West, assumed bearing, along the east line of said Government Lot 1, a distance of 492.32 feet; thence North 89 degrees 46 minutes 21 seconds West, a distance of 471.19 feet to the west line of the East 471.19 feet of said Government Lot 1; thence North 00 degrees 13 minutes 39 seconds East, along said west line of the East 471.19 feet, a distance of 491.91 feet to the north line of said Government Lot 1; thence South 89 degrees 49 minutes 19 seconds East, along said north line, a distance of 471.19 feet to the point of beginning.

and

That part of Government Lot 2 in Section 24, Township 115, Range 20, Dakota County, Minnesota, described as follows:

Commencing at the northeast corner of Government Lot 1 in said Section 24; thence South 00 degrees 13 minutes 39 seconds West, assumed bearing, along the east line of said Government Lot 1 and said Government Lot 2, a distance of 1364.15 feet to the actual point of beginning; thence South 00 degrees 13 minutes 39 seconds West, continuing along said east line of Government Lot 2, a distance of 753.48 feet to a point hereinafter referred to as Point "A"; thence South 00 degrees 13 minutes 39 seconds West, continuing along said east line of Government Lot 2, a distance of 515.00 feet to the south line of said Government Lot 2; thence North 89 degrees 54 minutes 40 seconds West, along said south line, a distance of 181.07 feet; thence North 00 degrees 05 minutes 20 seconds East, a distance of 277.94 feet; thence North 45 degrees 33 minutes 53 seconds West, a distance of 82.27 feet; thence South 72 degrees 55 minutes 09 seconds West, a distance of 79.97 feet; thence North 89 degrees 54 minutes 40 seconds West, a distance of 128.58 feet to a line parallel with and distant 17.00 feet northeasterly from the easterly right-of-way line of County State Aid Highway No. 33, said parallel line hereinafter referred to as line "1"; thence northwesterly along said line "1", along a non-tangential curve, concave to the northeast, having a central angle of 04 degrees 48 minutes 22 seconds, a radius of 1240.66 feet, for an arc length of 104.07 feet, the chord of said curve bears North 16 degrees 16 minutes 10 seconds West; thence North 13 degrees 51 minutes 59 seconds West, along said Line "1", tangent to said last described curve, a distance of 419.37 feet; thence North 81 degrees 00 minutes 57 seconds East, a distance of 215.61 feet; thence North 15 degrees 34 minutes 16 seconds East, a distance

of 157.27 feet; thence North 54 degrees 38 minutes 30 seconds East, a distance of 335.24 feet; thence North 35 degrees 54 minutes 31 seconds East, a distance of 86.12 feet to the point of beginning. EXCEPTING therefrom that part lying southerly of a line described as follows: Beginning at said aforementioned Point "A"; thence North 89 degrees 54 minutes 40 seconds West, a distance of 501.11 feet to said Line "1" and said line there terminating.

and

That part of Government Lot 2 in Section 24, Township 115, Range 20, Dakota County, Minnesota, described as follows:

Commencing at the northeast corner of Government Lot 1 in said Section 24; thence South 00 degrees 13 minutes 39 seconds West, assumed bearing, along the east line of said Government Lot 1 and said Government Lot 2, a distance of 1364.15 feet to the actual point of beginning; thence South 00 degrees 13 minutes 39 seconds West, continuing along said east line of Government Lot 2, a distance of 753.48 feet to a point hereinafter referred to as Point "A"; thence South 00 degrees 13 minutes 39 seconds West, continuing along said east line of Government Lot 2, a distance of 515.00 feet to the south line of said Government Lot 2; thence North 89 degrees 54 minutes 40 seconds West, along said south line, a distance of 181.07 feet; thence North 00 degrees 05 minutes 20 second East, a distance of 277.94 feet; thence North 45 degrees 33 minutes 53 seconds West, a distance of 82.27 feet; thence South 72 degrees 55 minutes 09 seconds West, a distance of 79.97 feet; thence North 89 degrees 54 minutes 40 seconds West, a distance of 128.58 feet to a line parallel with and distant 17.00 feet northeasterly from the easterly right-of-way line of County State Aid Highway No. 33, said parallel line hereinafter referred to as Line "1"; thence northwesterly, along said Line "1", along a non-tangential curve, concave to the northeast, having a central angel of 04 degrees 48 minutes 22 seconds, a radius of 1240.66 feet, for an arc length of 104.07 feet, the chord of said curve bears North 16 degrees 16 minutes 10 seconds West; thence North 13 degrees 51 minutes 59 seconds West, along said Line "1", tangent to said last described curve, a distance of 419.37 feet; thence North 81 degrees 00 minutes 57 seconds East, a distance of 215.61 feet; thence North 15 degrees 34 minutes 16 seconds East, a distance of 157.27 feet; thence North 54 degrees 38 minutes 30 seconds East, a distance of 335.24 feet; thence North 35 degrees 54 minutes 31 seconds East, a distance of 86.12 feet to the point of beginning. EXCEPTING therefrom that part lying northerly of a line described as follows: Beginning at said aforementioned Point "A"; thence North 89 degrees 54 minutes 40 seconds West, a distance of 501.11 feet to said Line "1" and said line there terminating.

3. The areas proposed for concurrent detachment and annexation are situated within the Cities of Apple Valley and Rosemount and abut the municipal boundaries of said cities.

CONCLUSIONS OF LAW

1. The Office of Strategic and Long Range Planning has duly acquired and now has jurisdiction of the within proceedings.
2. An order should be issued by the Director of the Office of Strategic and Long Range Planning concurrently detaching and annexing the areas described herein.

ORDER

1. IT IS HEREBY ORDERED: That the property described in Findings of Fact 2(A) be, and the same hereby is, detached from the City of Rosemount and annexed to the City of Apple Valley, the same as if it had originally been made a part thereof.
2. IT IS HEREBY ORDERED: That the property described in Findings of Fact 2(B) be, and the same hereby is, detached from the City of Apple Valley and annexed to the City of Rosemount, the same as if it had originally been made a part thereof.
3. IT IS FURTHER ORDERED: That the effective date of this order is July 14, 2000.

Order dated this 22nd day of August, 2000.

Office of Strategic and Long Range Planning
658 Cedar Street
St. Paul, MN 55155

Christine M. Scotillo

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments