

Municipal Boundary Adjustments Docket No.  
City of Belle Plaine Resolution No. 04-175  
Belle Plaine Township Resolution No. 12-7-04

**CITY OF BELLE PLAINE  
BELLE PLAINE TOWNSHIP  
COUNTY OF SCOTT  
STATE OF MINNESOTA**

**JOINT RESOLUTION OF THE CITY OF BELLE PLAINE AND BELLE  
PLAINE TOWNSHIP AS TO THE ORDERLY ANNEXATION OF  
PROPERTY**

**WHEREAS**, the City of Belle Plaine ("City") and Belle Plaine Township ("Township") desire to enter into an agreement allowing for the immediate orderly annexation of certain property, pursuant to Minnesota Statute 414.0325, Subdivision 1; and

**WHEREAS**, The City and the Township are in agreement as to the procedures and process for orderly annexation of certain lands described herein for the purpose of orderly, planned growth; and

**WHEREAS**, the City of Belle Plaine has received a request for annexation from the owner of real property legally described and graphically depicted on attached Exhibits A and B, which are located within Belle Plaine Township; and

**WHEREAS**, the annexation is being sought by the petitioner for the purpose of right-of-way acquisition; and

**WHEREAS**, it is in the best interest of the City, the Township and their respective residents to agree to orderly annexation in furtherance of orderly growth and the protection of the public health, safety and welfare; and

**WHEREAS**, the parties hereto desire to set forth the terms and conditions of such Orderly Annexation by means of this Joint Resolution.


**NOW, THEREFORE, BE IT RESOLVED** by the City of Belle Plaine, Scott County, Minnesota and Belle Plaine Township, Scott County, Minnesota, as follows:

1. That the area described in the attached Exhibits A and B is immediately annexed from Belle Plaine Township into the municipal boundaries of the City of Belle Plaine.
2. Upon annexation of the parcel the City shall make a good faith effort to make municipal sanitary sewer service and municipal water service available to that parcel within three years from the effective date of the annexation.
3. The City and Township agree that no alteration of the stated boundaries as described in this resolution is appropriate, and that all the terms and conditions for annexation are provided for in this Joint Resolution unless otherwise noted. Upon receipt of the Joint Resolution, Department of Administration, Municipal Boundary Adjustments, may review and comment, but shall within 30 days of receipt, order the annexation in accordance with the terms and conditions of this Joint Resolution.
4. Prior to annexation of the parcel by the City, the property owner of the subject parcel shall reimburse the Township for the loss of taxes from the property so annexed in the amount of \$12,000.
5. No other reimbursement or taxes shall be owed to the Township from either the City or Leslie and Janis Buesgens, with regard to the property described on attached Exhibits A and B.
6. Pursuant to Minnesota Statutes §414.0325, the City and the Township agree that as all of the property owners of the parcel have petitioned for annexation, no hearing is required and the City may initiate annexation of the property described in Exhibits A and B by filing this resolution with the Department of Administration, Municipal Boundary Adjustments, or its successor agency, and the Township. The Township agrees not to object to or oppose any annexation undertaken pursuant to the terms and conditions contained in this Joint Resolution.
7. This Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.
8. The City shall pay all applicable filing fees and other costs necessary to have the Joint Resolution filed with and approved by the Department of Administration, Municipal Boundary Adjustments.

**PASSED, ADOPTED AND APPROVED** by the Belle Plaine Town Board of Supervisors, Scott County, Minnesota this 7<sup>th</sup> day of December, 2004.

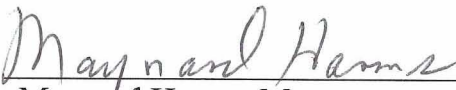
**BELLE PLAINE TOWNSHIP**


  
Robert Koenig, Chair

  
Carol Jean Bauer, Clerk

**PASSED, ADOPTED AND APPROVED** by the Belle Plaine City Council, Scott County, Minnesota this 20<sup>th</sup> day of December, 2004.

**CITY OF BELLE PLAINE**

  
Maynard Harms, Mayor

  
David Murphy, City Administrator

Drafted by:  
City of Belle Plaine  
420 East Main Street  
Belle Plaine, MN 56011  
(952) 873-5553

EXHIBIT A  
ANNEXATION DESCRIPTION

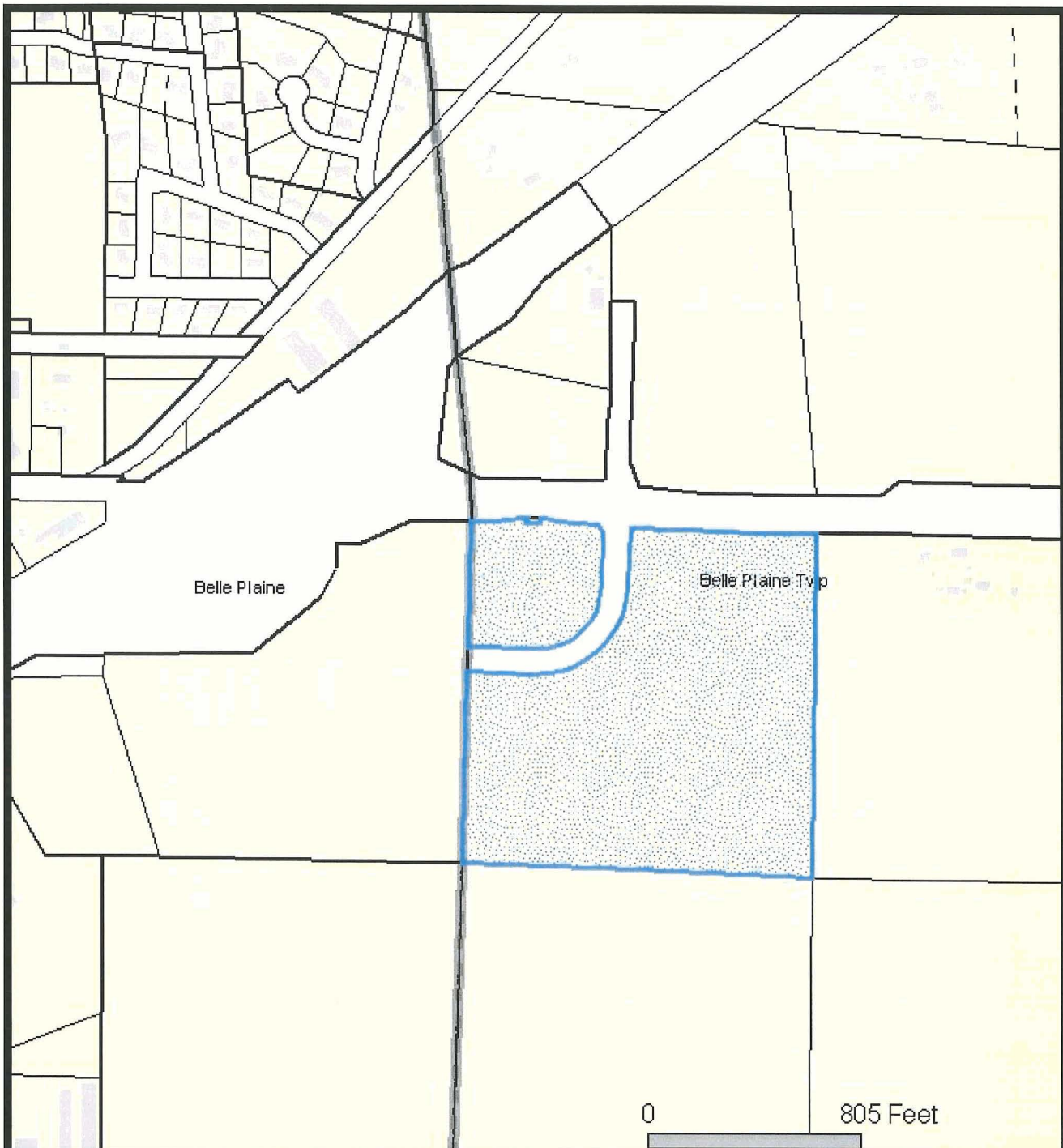
The Northeast<sup>west</sup> Quarter of the Southwest Quarter (NW  $\frac{1}{4}$  of SW  $\frac{1}{4}$ ) of Section 5, Township 113, Range 24, Scott County, Minnesota, EXCEPTING therefrom the following: commencing at a point 208 feet East and 33 feet South of the Northwest corner of the Northwest Quarter of the Southwest Quarter; thence East along the south right of way line of the County Road a distance of 50 feet; thence South a distance of 30 feet; thence West a distance of 50 feet; thence North a distance of 30 feet to the point of beginning.

PIN: 19050180



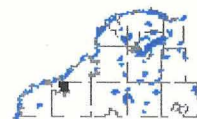
REC'D BY  
M M B

FEB 11 2005



## Buesgens Annexation Map

This drawing is neither a legally recorded map nor a survey and is not intended to be used as one. This drawing is a compilation of records, information, and data located in various city, county, and state offices, and other sources affecting the area shown, and is to be used for reference purposes only. Scott County is not responsible for any inaccuracies herein contained. If discrepancies are found, please contact the Scott County Surveyors Office.



January 11, 2005