

Municipal Boundary Adjustments Docket No.  
City of Belle Plaine Resolution No. 05-039  
Belle Plaine Township Resolution No. 2-1-05

**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 future single-family home development; 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.

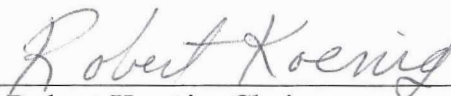
**NOW, THEREFORE, BE IT RESOLVED** by the City of Belle Plaine, Scott County, Minnesota and Belle Plaine Township, Scott County, Minnesota, as follows:

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 \$10,445.
5. No other reimbursement or taxes shall be owed to the Township from either the City or Tollefson Development Inc. or Walter or Darlene Stier, 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.

MAY 04 2005

**PASSED, ADOPTED AND APPROVED** by the Belle Plaine Town Board of Supervisors, Scott County, Minnesota this 1<sup>st</sup> day of February, 2005.

**BELLE PLAINE TOWNSHIP**



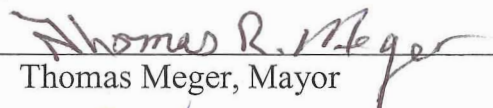
Robert Koenig, Chair



Carol Jean Bauer, Clerk

**PASSED, ADOPTED AND APPROVED** by the Belle Plaine City Council, Scott County, Minnesota this 22<sup>nd</sup> day of February, 2005.

**CITY OF BELLE PLAINE**



Thomas Meger, 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

All that part of the North Half of the Southeast Quarter of Section 7, Township 113 North, Range 24 West, Scott County, Minnesota, except the West Three Quarters of the Northwest Quarter of said Southeast Quarter, and except the following described property:

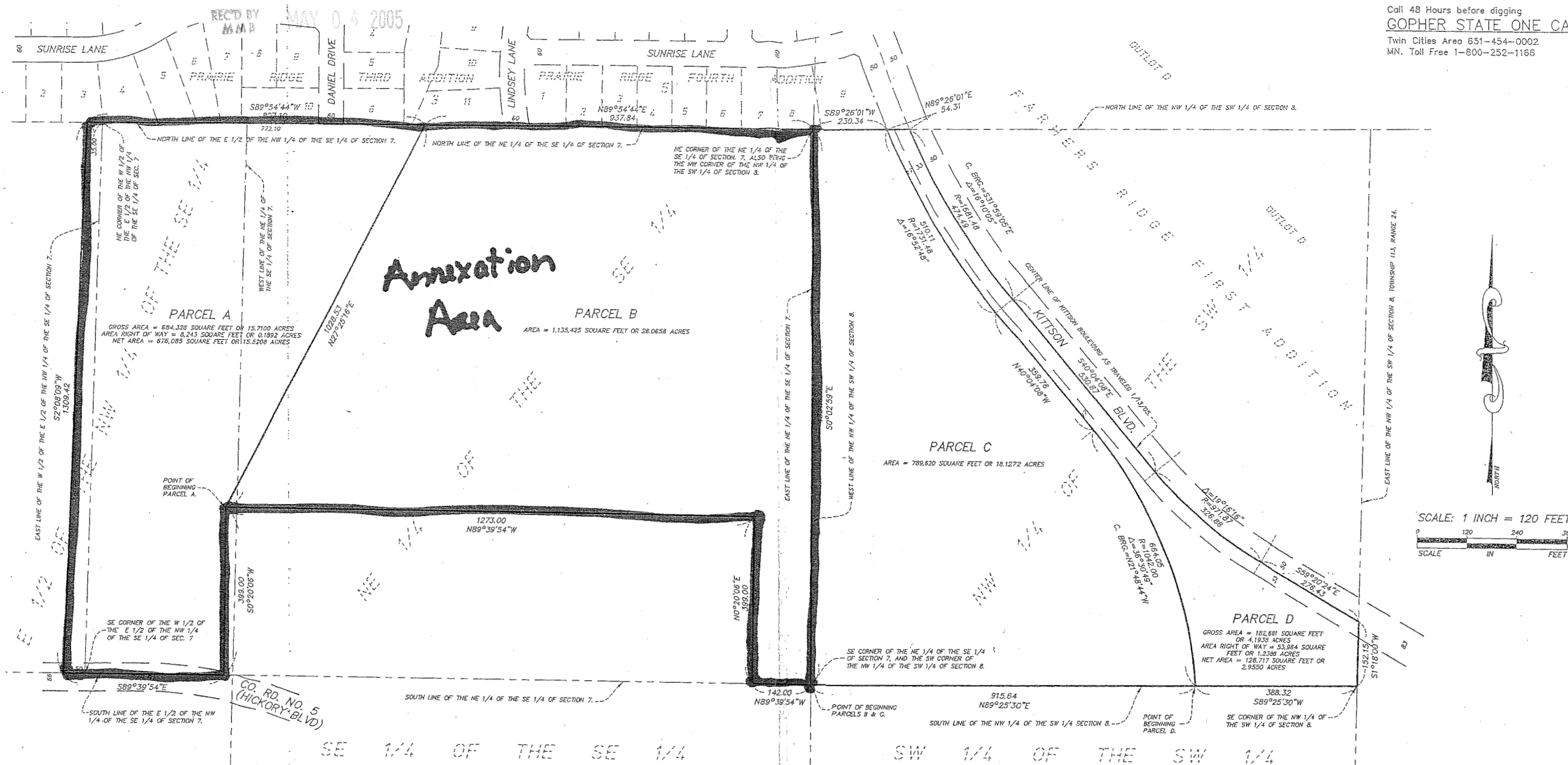
That part of the Northeast Quarter of the Southeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 7, Township 113, Range 24, Scott County, Minnesota described as follows:

Commencing at the southeast corner of said Northeast Quarter of the Southeast Quarter; thence North 89 degrees 39 minutes 54 seconds West along the south line of said Northeast Quarter of the Southeast Quarter a distance of 142.00 feet to the point of beginning of the land to be described; thence deflecting to the right 90 degrees 00 minutes 00 seconds, a distance of 399.00 feet; thence deflecting to the left 90 degrees 00 minutes 00 seconds a distance of 1273.00 feet; thence deflecting to the left 90 degrees 00 minutes 00 seconds a distance of 399.00 feet to the south line of said Northwest Quarter of the Southeast Quarter; thence South 89 degrees 39 minutes 54 seconds East, along said south line, a distance of 1273.00 feet to point of beginning.

Together with:

That part of the West Half of the East Half of the Northwest Quarter of the Southeast Quarter of Section 7, Township 113, Range 24, Scott County, Minnesota, lying east of a line described as follows:

Commencing at the northeast corner of said West Half of the East Half; thence westerly, along the north line of said West Half of the East Half, a distance of 35.00 feet to the point of beginning of the line to be described; thence South 02 degrees 08 minutes 09 seconds West a distance of 1309.42 feet to a point on the south line of said West Half of the East Half, distance of 52.50 feet west of the southeast corner of said West half of the East half, as measured along said south line, and there terminating.

SCALE: 1 INCH = 120 FEET  
0 120 240 360  
SCALE IN FEET**NOTES TO SKETCH:**

"This is not a Boundary Survey"

Orientation of this bearing system is based on the south line of the NE 1/4 of the SE 1/4 of Section 7 to have an assumed bearing of N 89°39'54"W.

Improvements to this property have not been located or shown as a part of this Sketch and Description.

**CERTIFICATION:**

I hereby certify that this plan, specification, 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.

Signed this 12th day of January 2005. For: John Oliver &amp; Associates, Inc.

By: *Randy M. Morton*  
Randy M. Morton, Land Surveyor, License No. 21401

REV. NO.	DATE	DESCRIPTION
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John Oliver & Associates, Inc.  
Civil Engineering, Land Surveying, Land Planning530 Ridge Avenue  
St. Paul, Minnesota 55103  
(763) 441-2072 (FAX) 441-5635201 W. Travelers Trail, Suite 200  
Burnsville, MN 55337  
(952) 894-3045 (FAX) 894-3049SKETCH AND DESCRIPTION  
BELLE PLAINE, MINNESOTAFOR:  
TOLLEFSON DEVELOPMENT, INC.SHEET NO.  
1 OF 1