



Resolution No. 2023-36

*Moved by Gunderson
Seconded by Evansky*

A RESOLUTION AMENDING RESOLUTION 2023-24 APPROVING THE ANNEXATION OF PROPERTY IN LAKETOWN TOWNSHIP

WHEREAS, Three Rivers Park District (“Owner”), owns property in Laketown Township as described in Exhibit A (“Property”);

WHEREAS, by City of Victoria (“City”) Resolution 2020-13 and Laketown Township (“Town”) Resolution 2020-04, the City and Town amended Resolution 76-47, the orderly annexation agreement (“OAA”) governing the Property; and the Minnesota Office of Administrative Hearings (“OAH”) approved and ordered the implementation of the OAA amendment; and

WHEREAS, the OAA authorizes the City to submit a resolution to the OAH for annexation of all or portions of the territory covered; and

WHEREAS, by petition dated February 7, 2023, the Owner requested annexation of the Property consisting of 2710.72 acres under the OAA; and

WHEREAS, the Victoria City Council approved the annexation petition through Resolution 2023-24 at its regular meeting on Monday May 8, 2023; and

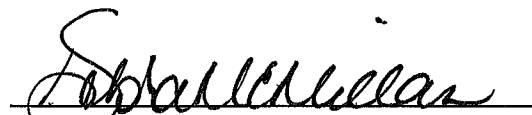
WHEREAS, the Minnesota Office of Administrative Hearings ordered the annexation on June 6, 2023; and

WHEREAS, Carver County land records staff identified a typo in the legal description submitted by the property owner prior to recording the Order of Annexation and requested the correction of Resolution 2023-24 and a corrected order of annexation; and

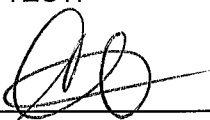
WHEREAS, a revised legal description is provided in Exhibit A to this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, MINNESOTA, THAT RESOLUTION 2023-24, EXHIBIT A, IS HEREBY REPLACED WITH A CORRECTED EXHIBIT A, ATTACHED TO THIS RESOLUTION.

This Resolution is adopted by the City of Victoria and approved by the Mayor this 10 day of July 2023


Debra McMillan, Mayor

ATTEST:



Claudia Ettesvold, City Clerk

EXHIBIT A

070030100

All of Section 03, Township 116, Range 24, Carver County, Minnesota, except that portion described as follows:

Commencing at the South Quarter corner of Section 34, Township 117, Range 24; thence West along the North line of the Section 03, Township 116, Range 24, a distance of 340.00 feet to the actual point of beginning of the tract to be excepted; thence Southerly, deflecting to the left 91 degrees 45 minutes, a distance of 253.00 feet; thence West, deflecting to the right 91 degrees 45 minutes, to the West Line of the Northeast Quarter of the Northwest Quarter of said section 3, thence North along the West line to the Northwest corner of said Northeast Quarter of the Northwest Quarter, thence East to the actual point of beginning.

Subject to the rights of the public in State Trunk Highway No. 7 and CSAH No. 11.

070040100

All of Section 04, Township 116, Range 24, Carver County, Minnesota. Subject to the rights of the public in State Trunk Highway No. 7 and CSAH No. 11.

070050100

All of Government Lots 2-4, Section 5, Township 116, Range 24, Carver County, Minnesota.

070100100

All of Section 10, Township 116, Range 24, Carver County, Minnesota, except those portions described as follows:

That part of Government Lot 1, Section 15, Township 116, Range 24, and that part of Government Lot 6, Section 10, Township 116, Range 24, Carver County, Minnesota described as follows: Beginning at the Meander corner on the shore of Lake Auburn, said Meander corner being on the east line of said Government Lot 1, distant 16.5 feet south from the Northeast corner of said Section 15; thence South, assumed bearing, along the east line of said Government Lot 1 a distance of 600.0 feet; thence on a bearing of West a distance of 330.0 feet; thence North parallel with the east line of said Government Lot 1 a distance of 649.70 feet; thence North 39 degrees 49 minutes East a distance of 139.5 feet more or less to the shore of Lake Auburn; thence Southeasterly along the shore of Lake Auburn to the point of beginning.

ALSO EXCEPTING that part of Government Lot 3, Section 10, Township 116, Range 24, Carver County, Minnesota, described as commencing at the Southwest Corner of Said government Lot 3, thence North along the West line of Government Lot 3 125.4 feet, thence North 52 degrees East for a distance of 227.7 feet to the point of beginning; thence North 60 degrees 30 minutes West for a distance of 56.0 feet, thence North 53 degrees 30 minutes East 254.5 feet, thence North 61 degrees 30 minutes East 148.0 feet, thence South 31 degrees 30 minutes East 62 feet, more or less, to the shoreline of Auburn Lake, and thence Southwesterly along the shoreline of Auburn Lake 371.0 feet, more or less, to the point of beginning and there terminating.

Subject to the rights of the public in CSAH No. 11.

070151300

All of Section 15, Township 116, Range 24, Carver County, Minnesota lying Northerly of the Northerly Right of Way Line of State Highway No.5, excepting that part of said section 15 described as follows:

That part of Government Lot 1, Section 15, Township 116, Range 24, and that part of Government Lot 6, Section 10, Township 116, Range 24, Carver County, Minnesota described as follows:
Beginning at the Meander corner on the shore of Lake Auburn, said Meander corner being on the east line of said Government Lot 1, distant 16.5 feet south from the Northeast corner of said Section 15; thence South, assumed bearing, along the east line of said Government Lot 1 a distance of 600.0 feet; thence on a bearing of West a distance of 330.0 feet; thence North parallel with the east line of said Government Lot 1 a distance of 649. 70 feet; thence North 39 degrees 49 minutes East a distance of 139.5 feet more or less to the shore of Lake Auburn; thence Southeasterly along the shore of Lake Auburn to the point of beginning.

070090100

All of Section 9, Township 116, Range 24, Carver County, Minnesota. Subject to the rights of the public in State Trunk Highway No. 5.