

CITY OF WHITE BEAR LAKE RESOLUTION NO. 13235

CITY OF MAHTOMEDI RESOLUTION NO. 2023-45

**JOINT RESOLUTION CLARIFYING THE LEGAL DESCRIPTION OF REAL PROPERTY TO BE DETACHED FROM WHITE BEAR LAKE AND ANNEXED INTO MAHTOMEDI PURSUANT TO CITY OF WHITE BEAR LAKE RESOLUTION NUMBER 13176 AND CITY OF MAHTOMEDI RESOLUTION NUMBER 2023-15 AND PURSUANT TO MINN. STAT. § 414.061**

**WHEREAS**, by Resolution Number 13176 adopted on March 28, 2023 by the White Bear Lake City Council, and by Resolution Number 2023-15 adopted on March 21, 2023 by the Mahtomedi City Council, the cities jointly requested that the Minnesota Office of Administrative Hearings, Municipal Boundary Adjustment Unit concurrently detach certain property from the City of White Bear Lake and annex the same to the City of Mahtomedi (the "Annexation Property");

**WHEREAS**, after execution of the resolutions listed above, it was discovered the legal description for the Annexation Property was incomplete;

**WHEREAS**, the Cities wish to clarify and modify the legal description of the Annexation Property to include the road right of way adjacent to the Annexation Property;

**WHEREAS**, the revised description for the Annexation Property is legally described on the attached **Exhibit A** and shown on **Exhibit B**.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAHTOMEDI AND THE CITY COUNCIL OF THE CITY OF WHITE BEAR LAKE AS FOLLOWS:**

1. That the City of White Bear Lake and the City of Mahtomedi jointly request that the Minnesota Office of Administrative Hearings, Municipal Boundary Adjustment Unit concurrently detach the Annexation Property from the City of White Bear Lake and annex the same to the City of Mahtomedi at the earliest possible date.


2. That this Joint Resolution be submitted to the Minnesota Office of Administrative Hearings, Municipal Boundary Adjustment Unit for the purposes set forth herein.

3. That the City of Mahtomedi agrees to be responsible for all costs associated with the annexation, including, but not limited to, the preparation and filing of the resolution and boundary maps with the Office of Administrative Hearings.

4. That this Joint Resolution may be executed in any number of counterparts, each of which shall be deemed an original, but all of which shall constitute one and the same instrument.

The foregoing resolution, offered by Councilmember Walsh and supported by Councilmember Engstran, was declared carried on the following vote:

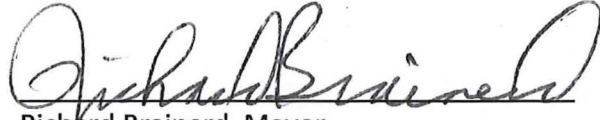
Ayes: Engstran, Hughes, Jones, Walsh  
Nays: None  
Absent: Edberg  
Passed: August 22, 2023

  
\_\_\_\_\_  
Dan Louismet, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Caley Longendyke, City Clerk

Adopted by the City Council of the City of Mahtomedi this 5 day of September, 2023.

  
Richard Brainerd, Mayor

Attest:   
Jerene Rogers, City Clerk

**EXHIBIT A**  
**REVISED LEGAL DESCRIPTION OF ANNEXATION PROPERTY**

Real Property located in Washington County and legally described as follows:

Lot 8, Block 1 and Lot 8, Block 4, all in McGill's Corner, Washington County, Minnesota; together with that part of Mae Avenue as dedicated by the plat of McGill's Corner, as is on file and of record in the office of the County Recorder, Washington County, Minnesota lying westerly of that part of Mae Avenue as vacated by City of Mahtomedi Notice of Completion of the Partial Vacation of a Street by Resolution Pursuant to Minnesota Statutes §412.851 and §462.358, Subd. 7, filed September 18, 2018, as Document No. 4168789 and lying easterly of that part of Mae Avenue as vacated by Notice of Vacation of Alley filed March 27, 1978, as Document No. 372489, all on file in the office of the County Recorder of Washington County, Minnesota; and together with that part of S.A.R. No. 1 adjacent to Lot 8, Block 1 McGill's Corner, Washington County, Minnesota as shown on the plat of McGill's Corner.

**EXHIBIT B  
DEPICTION OF ANNEXATION PROPERTY**

