

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Waconia from Laketown Township
[MBAU Docket A-2205(OA)-25]

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the City of Waconia (City) on December 7, 1976, and Laketown Township (Township) on December 20, 1976, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

City of Waconia Resolution Number 2019-141/Laketown Township Resolution Number 2019-08 (Joint Resolution to Annex), adopted by the City on July 8, 2019, and the Township on June 24, 2019, requests annexation of certain real property (Property) legally described as follows:

Parcel 1: That part of Government Lot 1, Section 18, Township 116, Range 24, Carver County, Minnesota, described as follows: Commencing at the northeast corner of said Government Lot 1; thence North 86 degrees 43 minutes 19 seconds West on an assumed bearing along the north line of said Government Lot 1, 788.75 feet; thence South 24 degrees 57 minutes 34 seconds West, 430.46 feet; thence South 28 degrees 35 minutes 12 seconds West, 103.70 feet to the point of beginning of the land to be described; thence South 67 degrees 11 minutes 17 seconds East, 146.87 feet; thence South 84 degrees 50 minutes 42 seconds East, 65.48 feet; thence South 2 degrees 24 minutes 11 seconds East, 151.27 feet; thence South 20 degrees 43 minutes 40 seconds West, 97.32 feet; thence North 72 degrees 27 minutes 42 seconds West, 104.57 feet; thence North 79 degrees 21 minutes 24 seconds West, 234 feet, more or less, to the high water line of Lake Waconia; thence Northerly along said high water line, 274 feet, more or less, to the intersection with a line bearing north 67 degrees 11 minutes 17 seconds West from the point of beginning; thence South 67 degrees 11 minutes 17 seconds East, 35 feet, more or less to the point of beginning.

Parcel 2: That part of Government Lot One (1), Section Eighteen (18), Township One Hundred Sixteen (116), Range Twenty-four (24), Carver County, Minnesota, EXCEPTING THEREFROM the north 400 feet thereof subject to road right-of-way along County Road No. 30 and utility easement for overhead lines along County Road No. 30. ALSO EXCEPTING THEREFROM that part of Government Lot 1, Section 18, Township 116, Range 24, Carver County, Minnesota, described as follows: Commencing at the northeast corner of said Government Lot 1; thence North 86 degrees 43 minutes 19 seconds West on an assumed bearing along the

north line of said Government Lot 1, 788.75 feet; thence South 24 degrees 57 minutes 34 seconds West, 430.46 feet; thence South 28 degrees 35 minutes 12 seconds West, 103.70 feet to the point of beginning of the land to be described; thence South 67 degrees 11 minutes 17 seconds East, 146.87 feet; thence South 84 degrees 50 minutes 42 seconds East, 65.48 feet; thence South 2 degrees 24 minutes 11 seconds East, 151.27 feet; thence South 20 degrees 43 minutes 40 seconds West 97.32 feet; thence North 72 degrees 27 minutes 42 seconds West, 104.57 feet; thence North 79 degrees 21 minutes 24 seconds West, 234 feet, more or less, to the high water line of Lake Waconia; thence Northerly along said high water line 274 feet, more or less, to the intersection with a line bearing north 67 degrees 11 minutes 17 seconds West from the point of beginning; thence South 67 degrees 11 minutes 17 seconds East, 35 feet, more or less to the point of beginning.

AND

The West Half of the Northeast Quarter of Section 18, Township 116, Range 24, Carver County, Minnesota EXCEPTING THEREFROM the north 738.83 feet thereof; and EXCEPTING THEREFROM that part lying east of the following described line: Beginning at the northeast corner of said West Half of the Northeast Quarter; thence South 7 degrees 33 minutes 32 seconds West (assuming the north line of said Northeast Quarter has a bearing of South 89 degrees 20 minutes 08 seconds East), a distance of 744.21 feet; thence South 2 degrees 16 minutes 31 seconds West, a distance of 130.00 feet; thence South 5 degrees 52 minutes 37 seconds West, a distance of 882 feet, more or less to the northerly right-of-way line of State Trunk Highway No. 5 and there terminating. AND EXCEPTING THEREFROM that part thereof described as follows: Commencing at the northwest corner of said West Half of the Northeast Quarter; thence South along the west line thereof, a distance of 1821.87 feet to the point of beginning of the land to be described; thence North 77 degrees 17 minutes 43 seconds East a distance of 525.00 feet; thence South to the northerly right-of-way line of State Trunk Highway No. 5; thence Southwesterly along said northerly right-of-way line to the intersection with the west line of said West Half of the Northeast Quarter; thence North along said west line to the point of beginning. AND EXCEPTING THEREFROM that part thereof lying South of the northerly right-of-way line of State Trunk Highway No. 5 AND EXCEPT Parcel Nos. 2, 6, 7 and 8, Carver County Parcel Map No. 1, as filed and of record at the Carver County Recorder as Document No. 278127

Based upon a review of the Joint Resolution to Designate and the Joint Resolution to Annex, the Chief Administrative Law Judge makes the following:


ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2018), the Joint Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Joint Resolution to Designate, the Joint Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2018), no reimbursement shall be made by the City to the Township in accordance with the terms of the Joint Resolution to Annex.

Dated: July 22, 2019


JESSICA PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Carver County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2017). However, no request for amendment shall extend the time of appeal from this Order.