

**CITY OF WACONIA**  
**RESOLUTION NO. 2020-57**

**LAKETOWN TOWNSHIP**  
**RESOLUTION NO. 2020-01**

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

**JOINT RESOLUTION STIPULATING  
TO AMENDMENT OF ORDERLY  
ANNEXATION AGREEMENT NO.  
76-47 AND TO ORDERLY  
ANNEXATION OF PROPERTY**

TO: **Chief Administrative Law Judge  
State Office of Administrative Hearings  
Municipal Boundary Adjustments Unit  
P.O. Box 64620  
St. Paul, MN 55164-0620**

**WHEREAS**, a joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the City of Waconia (the "City") on December 7, 1976, and Laketown Township (the "Township") on December 20, 1976, pursuant to Minn. Stat. §414.0325 (2014) designating certain real property for annexation; and

**WHEREAS**, pursuant to said Joint Resolution to Designate, the City and the Township jointly request the annexation of certain real property to the City of Waconia as hereinafter described; and

**WHEREAS**, the area to be annexed contains approximately 36.328 acres and lies within the area stipulated for orderly annexation and adjoins the present city limits of the City of Waconia; and

**WHEREAS**, it is deemed appropriate and in the best interests of both the City and the Township that such property be annexed to the City;

NOW, THEREFORE, pursuant to Minnesota Statutes §414.0325, be it **JOINTLY RESOLVED** and agreed by the City Council of the City of Waconia and the Board of Supervisors of the Township of Laketown, Carver County, Minnesota, as follows:

1. The City and the Township jointly request the Office of Administrative Hearings, Municipal Boundary Adjustment Unit (the "**Municipal Boundary Adjustment Unit**"), to issue an

order annexing the following described property, which was previously designated for orderly annexation into the City:


The property to be annexed is legally described on attached **Exhibit A** and depicted with cross-hatching on the map attached as **Exhibit B**.

2. This Joint Resolution confers jurisdiction on the chief administrative law judge over the provisions of this Joint Resolution.
3. This Joint Resolution provides for the conditions of annexation. No alteration of the stated boundaries are appropriate, and no consideration by the chief administrative law judge is necessary. The chief administrative law judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this resolution.
4. There will be no change in the electric service or cost resulting from the annexation.
5. That for purposes of real estate taxation, if the annexation becomes effective on or before August 1 of a levy year, the City may levy on the annexed area beginning with the same levy year. If the annexation becomes effective after August 1 of a levy year, Laketown Township may continue to levy on the annexed area for that levy year, and the City of Waconia may not levy on the annexation area until the following levy year.
6. There are no special assessments assigned by the Township to the property and no debt incurred by the Township prior to the annexation and attributable to the property needs to be reimbursed.
7. Tax Reimbursement. Pursuant to Minnesota Statutes §414.036, the City and the Township acknowledge that the reimbursement for taxable property has been satisfied. The Developer and Township have agreed that a single payment of \$ 13,725.50 will be made to the Township for the taxable property annexed by this Joint Resolution. The payment has already been made and a copy of the Township's receipt acknowledging payment is attached as **Exhibit C** (the "Receipt").
8. The City and Township agree that in the event there are errors, omissions or any other problems with the legal descriptions provided in **Exhibit A** or mapping provided in **Exhibit B**, in the judgment of the Office of Administrative Hearings/Municipal Boundary Adjustment Unit, the City and Township agree to make such corrections and file any additional documentation, including new exhibits making the corrections requested or required by the Office of Administrative Hearings/Municipal Boundary Adjustment Unit as necessary to make effective the annexation of the Land in accordance with the terms of this Joint Resolution.
9. This Joint Resolution is effective upon approval and adoption by both the City Council of the City of Waconia and the Board of Supervisors of the Township of Laketown.

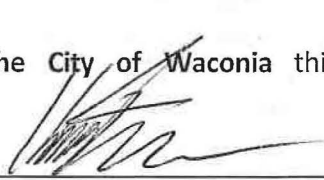
Passed and adopted by the **Board of Supervisors of the Township of Laketown** this 24 day of February, 2020.

  
Mike Klingelutz, Chairman

ATTEST:

  
Melissa Lano, Clerk

Passed and adopted by the **City Council of the City of Waconia** this 2nd day of March, 2020.

  
Kent Bloudek, Mayor

ATTEST:

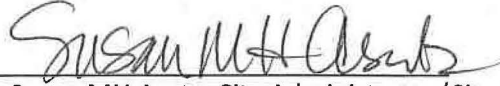
  
Susan MH Arntz, City Administrator/City Clerk

Exhibit A  
(Legal Description of Carver County Property to be Annexed)

The Southwest Quarter of the Southwest Quarter of Section 19, Township 116, Range 24,  
EXCEPTING THEREFROM the following three described tracts:

1. Commencing at the Northwest corner of said Southwest Quarter of Southwest Quarter; thence running South along the section line a distance of 396 feet to a point; thence East at right angles a distance of 330 feet to a point; thence North a distance of 396 feet to the quarter section line; thence West along said quarter section line a distance of 330 feet to the place of beginning.
2. Commencing at the Southwest corner of said Section 19; thence on an assumed bearing of North 89 degrees 46 minutes 00 seconds East along the South line of said Southwest Quarter of the Southwest Quarter 1,569.77 feet to a point of cusp; thence Northwesterly along a 3 degree 00 minute 00 second curve concave to the Northeast, an arch length of 327.62 feet; the chord of said curve bears North 85 degrees 19 minutes 07 seconds West from said point and is 327.22 feet in length to the point of beginning of the tract to be described; thence North 16 degrees 45 minutes 00 seconds East 308.95 feet; thence North 4 degrees 58 minutes 00 seconds East 241.00 feet; thence North 77 degrees 25 minutes 00 seconds West 100.00 feet; thence North 30 degrees 29 minutes 00 seconds West 100.00 feet; thence North 83 degrees 33 minutes 00 seconds West 124.00 feet; thence South 40 degrees 59 minutes 00 seconds West 618.40 feet more or less to the intersection with the previously described 3 degrees 00 minute 00 second curve; thence Southeasterly along said 3 degree 00 minutes 00 second curve, an arch length of 600.98 feet, the chord of said curve bears South 71 degrees 23 minutes 25 seconds East from said point and chord length is 598.51 feet and said curve terminating on the originally described point of beginning. This tract contains 6.19 acres of land and is subject to existing County State Aid Highway #10 right-of-way and any and all easements of record.
3. That part of the Southwest Quarter of the Southwest Quarter, Section 19, Township 116 North, Range 24 West, Carver County, Minnesota, bounded as follows:

On the South by - the South line of said Southwest Quarter of the Southwest Quarter.  
On the East by - Schmittville Creek-View Addition, according to the recorded plat thereof.  
On the North by - the Westerly extension of the North line of Lot 4, Block 1 of said Schmittville Creek-View Addition.  
On the West by - a line parallel with and 100.00 feet Westerly of the West line of said Schmittville Creek-View Addition.

and EXCEPT the part platted as INTERLAKEN 4TH ADDITION, according to the recorded plat thereof, Carver County, Minnesota.

also EXCEPT that part of the Southwest Quarter of the Southwest Quarter of Section 19, Township 116, Range 24, Carver County, Minnesota described as follows:

Commencing at the Southwest corner of said Southwest Quarter of the Southwest Quarter; thence North 00 degrees 08 minutes 54 seconds East, assumed bearing along the West line of said Southwest Quarter of the Southwest Quarter, a distance of 358.36 feet to the point of beginning; thence Northeasterly along a non-tangential curve concave to the North, having a central angle of 18 degrees 55 minutes 17 seconds, a radius of 225.00 feet for an arc distance of 74.30 feet, the chord of said curve bears North 80 degrees 06 minutes 31 seconds East; thence continuing Northeasterly along a compound tangential curve concave to the Northwest, having a central angle of 31 degrees 29 minutes 48 seconds, a radius of 430.00 feet for an arc distance of 236.38 feet; thence Easterly along a reverse tangential curve concave to the Southeast, having a central angle of 51 degrees 55 minutes 16 seconds, a radius of 67.00 feet for an arc distance of 60.71 feet to the Southwesterly right of way line of Carver County Right of Way Plat No. 10 according to the recorded plat thereof, said Carver County; thence North 51 degrees 10 minutes 08 seconds West, not tangent to said curve, along said right of way line a distance of 405.58 feet to said West line of the Southwest Quarter of the Southwest Quarter; thence South 00 degrees 08 minutes 54 seconds West, along said West line a distance of 425.92 feet to the point of beginning.

also EXCEPT Carver County Road 10.

Carver County, Minnesota  
Abstract Property



EXHIBIT B

THIS IS NOT A LEGALLY RECORDED PLAT.  
THIS MAP IS A COMPILATION OF RECORDS  
AS THEY APPEAR IN THE CARVER COUNTY  
OFFICES AND OTHER SOURCES. THIS MAP  
IS ONLY TO BE USED FOR REFERENCE  
PURPOSES. THE COUNTY AND ITS AGENTS  
ARE NOT RESPONSIBLE FOR ANY  
INACCURACIES CONTAINED THEREIN.

S 1/2 Sec. 19, T. 116, R. 24

S 1/2 SEC.

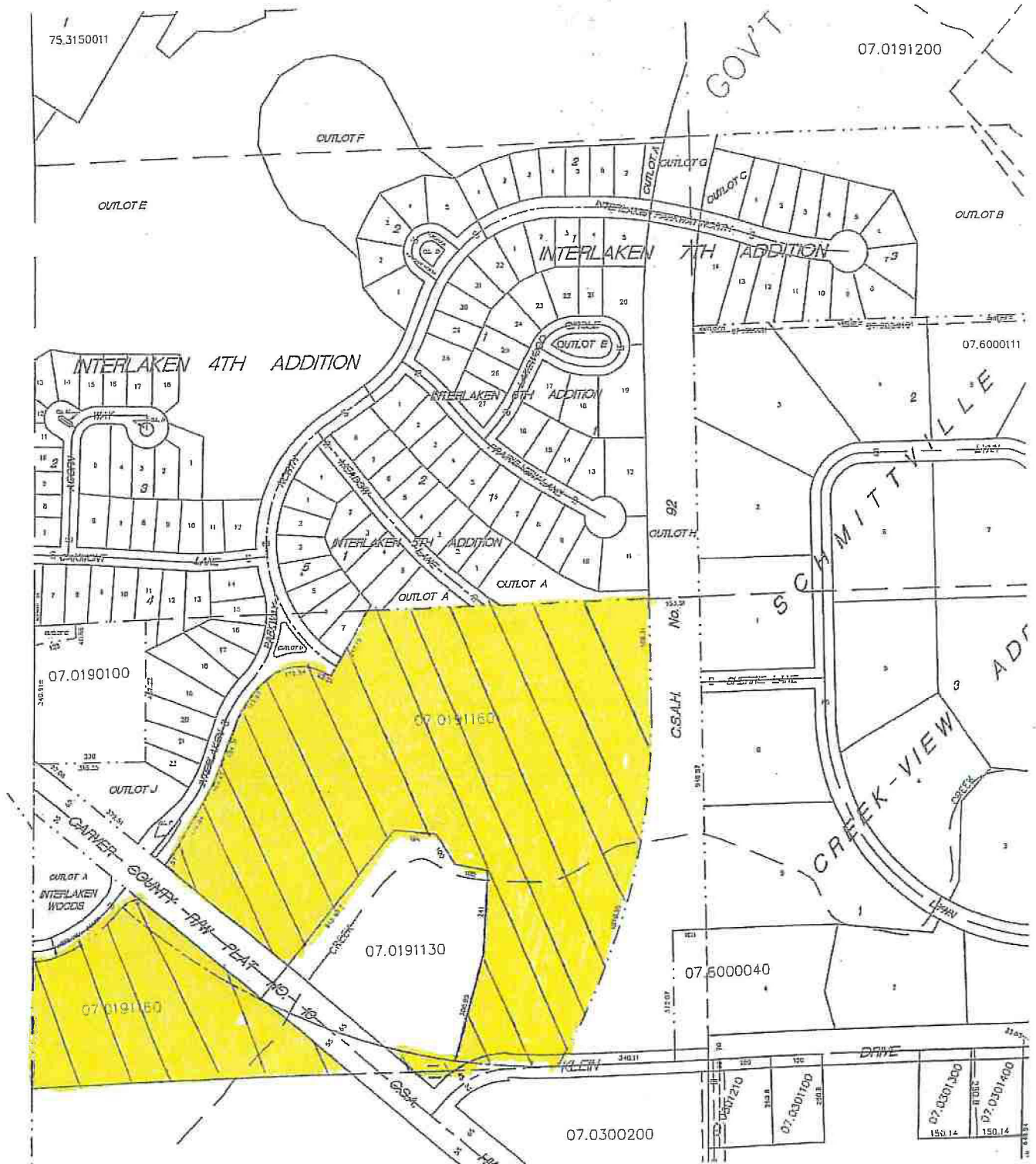


EXHIBIT C

LAKETOWN TOWNSHIP

RECEIPT FOR REIMBURSEMENT TO TOWNSHIP  
FOR ANNEXATION OF TAXABLE PROPERTY

February 24, 2020

Pursuant to Minnesota Statutes Section 414.036, the Township of Laketown hereby acknowledges the receipt of \$ 13,725.50 as reimbursement for all of the taxable property being annexed to the City of Waconia as legally described on **Exhibit A** and as depicted on **Exhibit B** of the attached Joint Resolution and approves the annexation of such land. There are no special assessments assigned by Laketown Township to the annexed property and no debt incurred by the Township prior to the annexation attributable to the property annexed.

Laketown Township

By: 