

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)-27]

**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 2020-57/Laketown Township Resolution Number 2020-01 (Joint Resolution to Annex), adopted by the City on March 2, 2020, and the Township on February 24, 2020, requests annexation of certain real property (Property) legally described as follows:

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.


Based upon a review of the Joint Resolution to Designate and the Joint Resolution

to Annex, the 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: March 10, 2020

  
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 (2019). However, no request for amendment shall extend the time of appeal from this Order.