

CITY OF WACONIA  
RESOLUTION NO. 2021-125

LAKETOWN TOWNSHIP  
RESOLUTION NO. 2021-04

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 10.17 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 \$1805.00 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 12 day of  
April, 2021.




Mike Klingelutz, Vice Chairman

ATTEST:



Melissa Lano, Clerk

Passed and adopted by the City Council of the City of Waconia this 3<sup>rd</sup> day of  
May, 2021.



Kent Bloudek, Mayor

ATTEST:



Jackie Schulze,  
Interim City Administrator/City Clerk

EXHIBIT A  
Legal Description of Property to be Annexed

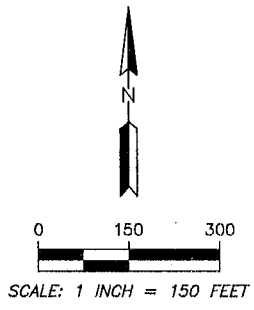
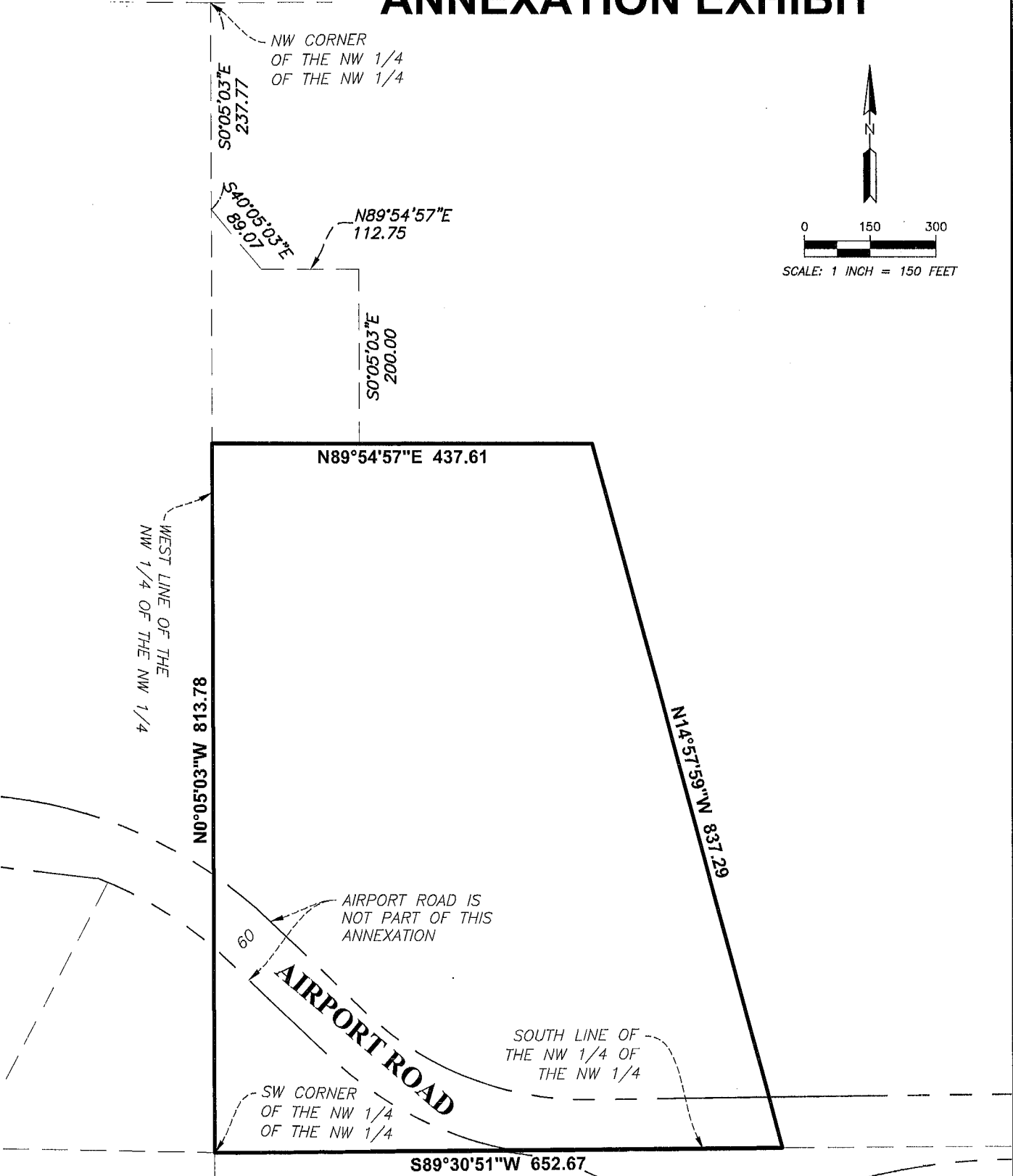
That part of the Northwest Quarter of the Northwest Quarter of Section 19, Township 116, Range 24, Carver County, Minnesota described as follows:

Commencing at the northwest corner of said Northwest Quarter of the Northwest Quarter; thence on an assumed bearing of South 00 degrees, 05 minutes, 03 seconds East 237.77 feet, along the west line; thence South 40 degrees 05 minutes 03 seconds East a distance of 89.07 feet; thence North 89 degrees 54 minutes 57 seconds East a distance of 112.75 feet; thence South 00 degrees 05 minutes 03 seconds East 200.00 feet; thence South 89 degrees, 54 minutes 57 seconds West to the said west line, and the point of beginning of the land to be described; thence returning North 89 degrees 54 minutes 57 seconds East to a line which is North 14 degrees 57 minutes 59 seconds West to a line running from a point on the south line of the quarter-quarter 652.67 feet easterly of the southwest corner of said Northwest Quarter of the Northwest Quarter; thence Southeasterly, along said line South 14 degrees 57 minutes 59 seconds East to the south line of said quarter-quarter; thence along said south line a distance of 652.67 feet to said southwest corner; thence North 00 degree 05 minutes 03 seconds West, along the west line of the quarter-quarter to the point of beginning and there terminating. Excepting therefrom any land previously annexed by the City of Waconia.

# ANNEXATION EXHIBIT

Plot Date & Time: 23 March 2021 8:43 AM

M:\9419 Mike Knodt\21-500 Waconia\SURVE\CAD\9419-21-500 annexation deed bearings.dwg





 <b>WENCK</b> now part of  <b>Stantec</b>		PROJECT TITLE			
		ANNEXATION EXHIBIT			
CLIENT NAME		DWN BY	CHK'D	APP'D	DWG DATE
MIKE KNOTT		MLH	XXX	CNA	3/23/21
		PROJECT NO.		SHEET NO.	
9419-21-500		1 OF 2			

EXHIBIT C

LAKETOWN TOWNSHIP  
RECEIPT FOR REIMBURSEMENT TO TOWNSHIP  
FOR ANNEXATION OF TAXABLE PROPERTY

April 12, 2021

Pursuant to Minnesota Statutes Section 414.036, the Township of Laketown hereby acknowledges the receipt of \$1,805.00 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: 

Map of Land to be Annexed to the City of Waconia  
(Paradise Partners Property)

