

REC'D BY  
MAM

AUG 11 2008

ORDINANCE NO. 603

CITY OF WACONIA

AN ORDINANCE ANNEXING CERTAIN LAND INTO THE  
CORPORATE LIMITS OF THE CITY OF WACONIA,  
CARVER COUNTY, MINNESOTA

AUGUST 4, 2008

THE CITY COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY,  
MINNESOTA, ORDAINS:

- Section 1. Petitions.** The City of Waconia received Petitions from all of the property owners for the annexation of certain land pursuant to Minnesota Statutes Section 414.033, Subd. 2(3) for the land described on **Exhibit "A"** attached to this Ordinance.
- Section 2. Hearing.** Pursuant to Minnesota Statutes Section 414.033, Subd. 2b a hearing was held by the City Council of the City of Waconia, Minnesota, on August 4, 2008, to consider adoption of an ordinance to annex the land described on **Exhibit "A"**.
- Section 3. Notice of Hearing.** 30 days' written notice of said hearing was given to the Town of Waconia (the town affected by the proposed ordinance) and to all landowners within and contiguous to the land to be annexed. All persons interested in said annexation were heard by the Council at the hearing.
- Section 4. Character of Land.** The land to be annexed contains 7.64 acres, abuts the present corporate limits of the City of Waconia, is not included within any other municipality, is not platted, is less than 120 acres in area, is urban or suburban in character, is not presently served by public waste water facilities or public waste water facilities are not otherwise available, and is conditioned properly to be subject to municipal government and that the annexation of the land will be in the best interest of the City of Waconia and the land to be annexed.
- Section 5. Land Annexed.** Pursuant to Minnesota Statutes Section 414.033, the corporate limits of the City of Waconia are hereby declared extended to encompass and include all that certain land situated in the County of Carver legally described as follows:

**For legal description see Exhibit "A" attached hereto and  
made a part hereof.**



**Section 6. Filing.** The City Clerk is hereby directed to file copies of this Ordinance with the State of Minnesota, Office of Administrative Hearings - Municipal Boundary Adjustments Unit, the Town Clerk of the Town of Waconia, the Carver County Auditor, and the Minnesota Secretary of State and to publish this Ordinance in the *Waconia Patriot*, all as required by law.

**Section 7. Effective Date of Annexation.** This Ordinance takes effect upon its passage and publication and the filing of copies as directed in Section 6 and approval by the State of Minnesota, Office of Administrative Hearings - Municipal Boundary Adjustments Unit.

**Section 8. Tax Reimbursement.** Pursuant to Minnesota Statutes Section 414.036 the City of Waconia shall reimburse the Town ("Township") of Waconia \$2,197.44 for the taxable property annexed by this Ordinance. The reimbursement shall be completed in equal payments over two years from the time of annexation. \$1,098.72 shall be payable in 2008 and \$1,098.72 shall be payable in 2009.

There are no special assessments assigned by the Township to the annexed property and no portion of debt incurred by the Town prior to the annexation and attributable to the property annexed that need to be reimbursed.

Passed and adopted by the City Council of the City of Waconia this 4th day of August, 2008.

  
\_\_\_\_\_  
Mark Schiffman, Mayor

ATTEST:

  
\_\_\_\_\_  
Mary Johnson, Clerk



**EXHIBIT "A"**

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**LEGAL DESCRIPTION**

That part of Government Lot 3, Section 13, Township 116, Range 25, Carver County, Minnesota lying easterly of REGISTERED LAND SURVEY NO. 108, according to the recorded plat thereof said Carver County and lying northerly of the right-of-way of Old Beach Lane, said Old Beach Lane formerly known as County Road No. 30 and Trunk Highway No. 5.

**TOGETHER WITH:**

That part of the right-of-way of said Old Beach Lane lying within said Government Lot 3 and lying easterly of CARVER COUNTY RIGHT OF WAY PLAT NO. 7, according to the recorded plat thereof said Carver County.

**TOGETHER WITH:**

That part of said Government Lot 3 lying southerly of the right-of-way of said Old Beach Lane, lying northerly of LEGACY VILLAGE AT WACONIA, according to the recorded plat thereof Carver County, Minnesota and lying easterly of the easterly line, and it's extensions, of the property described in the Quit Claim Deed filed as Document No. 439602 in the office of the County Recorder thereof said Carver County, said easterly line being more particularly described as follows:

Commencing at the Northeast corner of Outlot C, OLD ORCHARD, according to the recorded plat thereof Carver County, Minnesota; thence North 87 degrees 50 minutes 58 seconds East, assuming the East line of said Outlot C bears North 01 degree 37 minutes 43 seconds West, a distance of 200.00 feet to the point of beginning of the line to be described; thence North 02 degrees 08 minutes 33 seconds West, a distance of 325.50 feet to the southerly right-of-way line of said Old Beach Lane and there terminating.

**TOGETHER WITH:**

All of Government Lot 4, Section 13, Township 116, Range 25, Carver County, Minnesota, EXCEPTING there from that part lying within the plat of LEGACY VILLAGE AT WACONIA, according to the recorded plat thereof said Carver County.



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# ANNEXATION AREA

Montague 09-03-0800  
Martin 09-03-0700

Montague  
09-013-0800

City of Waco

350

COUNTY

MAIN STREET

75.0132800  
280.00

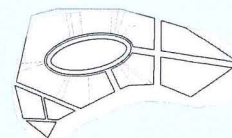
~~YELLOWSTONE~~

2	3
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OUTLOT L





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Lake Waconia

ANNEXATION  
AREA



Burandt Lake

CURRENT CITY  
LIMITS  
(yellow line)



Legend

- Parcels
- City Limits
- Township Boundaries
- Parks
- Lakes/Ponds
- Streams

Source: Carver County, MnDNR



Address Map

May, 2008



0 400  
Feet

