

City of Chanhassen  
Resolution No. 2018 - 17

City of Shorewood  
Resolution No. 2018 - 016

**RECEIVED**  
by OAH on April 20, 2018

**A JOINT RESOLUTION REQUESTING CONCURRENT DETACHMENT FROM  
CHANHASSEN AND ANNEXATION INTO SHOREWOOD OF CERTAIN LANDS  
PURSUANT TO MINNESOTA STATUTES SECTION 414.061**

**WHEREAS**, certain real property, approximately four and a half acres in size, legally described in Exhibit A attached hereto and described as (the "Annexation Property") is located in the City of Chanhassen; and

**WHEREAS**, the Annexation Property is located along the northerly border of Chanhassen that is contiguous to the City of Shorewood; and

**WHEREAS**, the Annexation Property was acquired in fee title in 1973 and is entirely owned by the City of Shorewood; and

**WHEREAS**, the Annexation Property is commonly known as Cathcart Park and was entirely improved and maintained by the City of Shorewood prior to 1993, and since 1993 has shared park maintenance with the City of Chanhassen; and

**WHEREAS**, the City of Shorewood, the City of Chanhassen want the entire Cathcart Park Parcel to be located in the corporate limits of the City of Shorewood; and

**WHEREAS**, the Cities of Chanhassen and Shorewood want to modify their mutual municipal boundary to permit the Cathcart Park Parcel to be located entirely within Shorewood; and

**WHEREAS**, to modify the boundary, the City of Chanhassen desires to detach and the City of Shorewood desires to annex the Cathcart Park Parcel pursuant to Minnesota Statutes section 414.061.

**NOW, THEREFORE, BE IT RESOLVED:**

1. The Cities of Chanhassen and Shorewood jointly request that the Minnesota Office of Administrative Hearings – Municipal Boundary Adjustment Unit concurrently detach the Annexation Property from the City of Chanhassen and annex the same to the City of Shorewood at the earliest possible date.
2. The City Attorney for the City of Shorewood is authorized to submit this resolution along with all appropriate application materials to the Minnesota Office of Administrative Hearings – Municipal Boundary Adjustment Unit for the purposes set forth herein.

Adopted by the City Council of the City of Chanhassen on the 12<sup>th</sup> day of February, 2018.

Danny Laufenburger  
Danny Laufenburger, Mayor

ATTEST:

Kim T. Meuwissen  
Kim Meuwissen, City Clerk

Fred B. Gerhardt  
Fred Gerhardt, City Manager

Adopted by the City Council of the City of Shorewood on the 12<sup>th</sup> day of February, 2018.

Scott Zerby  
Scott Zerby, Mayor

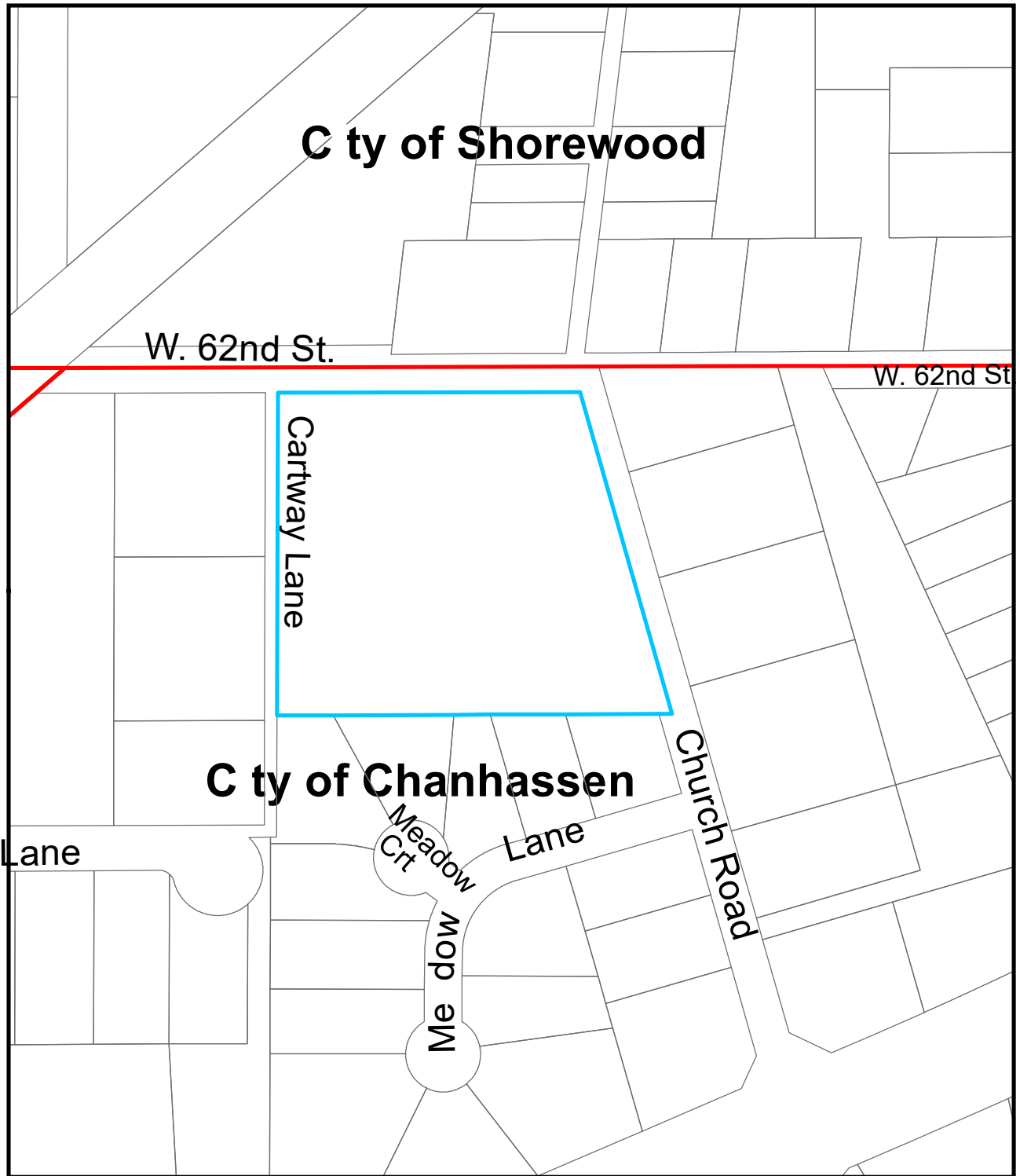
ATTEST:

Sandie Thone  
Sandie Thone, City Clerk



Greg Lerud  
Greg Lerud, City Administrator

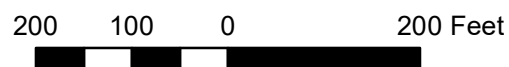
## EXHIBIT A

Lot 5, Schmidt's Acre Tracts, according to the plat on file and of record in the office of the Carver County Register of Deeds.



**Legend**

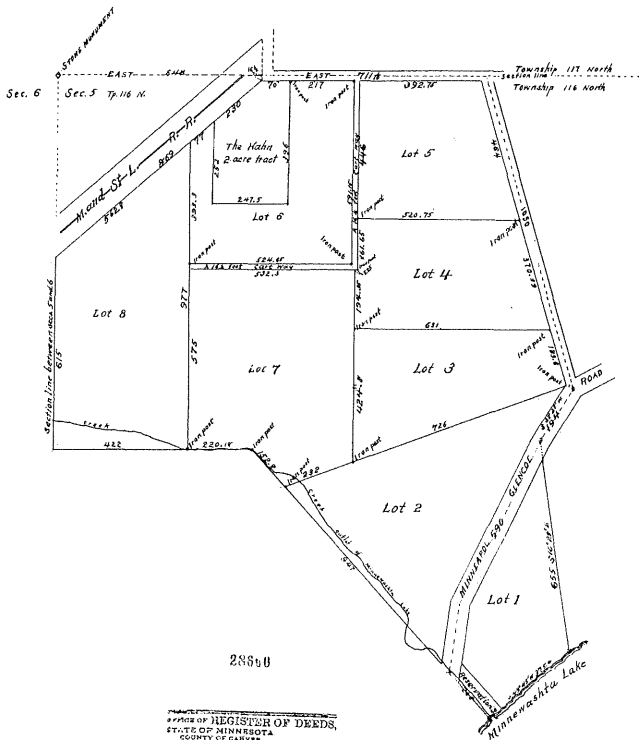
-  City Boundary
-  Annexation Area



# PLAT OF SCHMID'S ACRE TRACTS.



SCALE 200 FEET TO THE INCH



28650

OFFICE OF REGISTER OF DEEDS,  
STATE OF MINNESOTA  
COUNTY OF CARVER.  
I hereby certify that the above instrument  
was first recorded in this office on the  
27 day of Feb. A. D. 1914 at 9:00 a.m.  
and is duly recorded in Book  
146, Page 146.  
ALBERT M. JONES  
DEPUTY REGISTER OF DEEDS

Now all men by these presents, that we, William Schmid, Eva Sigatow, Anna Miller, Louisa Miller, Theresa Maan, Emerenzia Hahn, Daniel Schmid, Otto Schmid and Zella Maan, owners in fee simple of the Benedict Schmid Estate, being the direct heirs named in the will of the said Benedict Schmid, (deceased) as shown by the Court record on file in the Recorder's Office of Carver Co. Minn., have caused the same to be surveyed and platted in Acre Tracts and to be known as Schmid's Acre Tracts; described as follows: Beginning at a point on the section line six hundred and forty eight (648) feet East of the North west corner of Section 5, T. 116 N., R. 23 W. of the 3rd Principal Meridian; thence East along the center of a two road Road (211 1/2) feet to an angle in said Road; thence South 16 degrees and one minute East (1050) feet to the center of the Minneapolis and Glencoe Road; thence South 80 degrees and 25 minutes west (194) feet along center of said Road; thence South 10 degrees and 20 minutes East (653) feet to Lake Minnetonka; thence South 40 degrees and 45 minutes west (375 1/2) feet along said Lake shore; thence North 40 degrees west (1152 1/2) feet; thence West (642 1/2) feet to the Section Line between Secs. 5 and 6; thence North along said sec. line (615) feet to the southeasterly boundary line of the M. and St. L. R.R. Right of way; thence North 40 degrees East along said Right of way boundary (869) feet to the south line of the two road Road; thence North (165) feet to the section line and place of beginning; and we hereby dedicate the Road and cart way to public use forever the same as shown on the accompanying plat. We reserve for the private use of the heirs and their assigns a strip of land fifty feet wide along the westerly boundary, extending from the Glencoe to Lake Minnetonka and marked Reserve on the accompanying plat; in witness whereof we have hereunto set our hands and seals:

WITNESSES:  
William Schmid (SEAL) Eva Sigatow (SEAL) Anna Miller (SEAL)  
Louisa Miller (SEAL) Theresa Maan (SEAL) Emerenzia Hahn (SEAL)  
Daniel Schmid (SEAL) Otto Schmid (SEAL) Zella Maan (SEAL)

STATE OF MINNESOTA }  
COUNTY OF HENNEPIN } SS.  
On this 20<sup>th</sup> day of February A. D. 1914, before me, a Notary Public in and for said County, personally appeared the persons described in and who executed the foregoing instrument and acknowledge said execution to be their free act and deed.

A. S. Aggar  
Notary Public

I hereby certify that I have surveyed and platted the land described in the foregoing instrument of dedication into acre tracts, known as lots and the same are numbered consecutively from one to eight. A two acre tract known as the Hahn tract and a reserved strip 50 feet wide from the Minneapolis and Glencoe Road to Lake Minnetonka are all within the described bounds. All distances are given in feet and decimals of a foot; and the accompanying plat is a true and correct representation of the survey.

Wesley Beach  
Surveyor

STATE OF MINNESOTA }  
COUNTY OF HENNEPIN } SS.  
On this 20<sup>th</sup> day of February A. D. 1914, before me, a Notary Public in and for said County, personally appeared Wesley Beach to me known to be the person described in and who executed the foregoing instrument and acknowledged that he executed the same as his free and voluntary act.

A. S. Aggar  
Notary Public

Approved by the Board of County Commissioners of Carver County, Minnesota this 20th day of February 1914.  
J. P. Denny County Auditor  
J. P. Denny County Auditor

I hereby certify that this record is the first  
of the foregoing instrument recorded in this  
office.

Taxes paid and transferred  
Feb. 27/1914  
J. P. Denny County Auditor  
J. M. Ches

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