

Municipal Boundary Adjustments Docket No.
City of Belle Plaine Resolution No. 05-155
Belle Plaine Township Resolution No. 91205

**CITY OF BELLE PLAINE
BELLE PLAINE TOWNSHIP
COUNTY OF SCOTT
STATE OF MINNESOTA**

**JOINT RESOLUTION OF THE CITY OF BELLE PLAINE AND BELLE
PLAINE TOWNSHIP AS TO THE ORDERLY ANNEXATION OF
PROPERTY**

WHEREAS, the City of Belle Plaine ("City") and Belle Plaine Township ("Township") desire to enter into an agreement allowing for the immediate orderly annexation of certain property, pursuant to Minnesota Statute 414.0325, Subdivision 1; and

WHEREAS, the City and the Township are in agreement as to the procedures and process for orderly annexation of certain lands described herein for the purpose of orderly, planned growth; and

WHEREAS, the City of Belle Plaine has received a request for annexation from the owner of real property legally described and graphically depicted on attached Exhibits A and B, which are located within Belle Plaine Township; and

WHEREAS, the annexation of 74.939 acres is being sought by the petitioner for the purpose of future single-family home and commercial development; and

WHEREAS, it is in the best interest of the City, the Township and their respective residents to agree to orderly annexation in furtherance of orderly growth and the protection of the public health, safety and welfare; and

WHEREAS, the parties hereto desire to set forth the terms and conditions of such Orderly Annexation by means of this Joint Resolution.

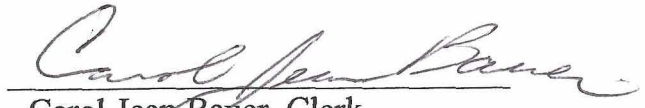
NOW, THEREFORE, BE IT RESOLVED by the City of Belle Plaine, Scott County, Minnesota and Belle Plaine Township, Scott County, Minnesota, as follows:

1. That the area described in the attached Exhibits A and B is immediately annexed from Belle Plaine Township into the municipal boundaries of the City of Belle Plaine.
2. Upon annexation of the parcel the City shall make a good faith effort to make municipal sanitary sewer service and municipal water service available to that parcel within three years from the effective date of the annexation.
3. The City and Township agree that no alteration of the stated boundaries as described in this resolution is appropriate, and that all the terms and conditions for annexation are provided for in this Joint Resolution unless otherwise noted. Upon receipt of the Joint Resolution, Department of Administration, Municipal Boundary Adjustments, may review and comment, but shall within 30 days of receipt, order the annexation in accordance with the terms and conditions of this Joint Resolution.
4. Prior to annexation of the parcel by the City, the property owner of the subject parcel shall reimburse the Township for the loss of taxes from the property so annexed in the amount of \$20,734.75.
5. No other reimbursement or taxes shall be owed to the Township from either the City or Chatfield on the Green LLC, with regard to the property described on attached Exhibits A and B.
6. Pursuant to Minnesota Statutes §414.0325, the City and the Township agree that as all of the property owners of the parcel have petitioned for annexation, no hearing is required and the City may initiate annexation of the property described in Exhibits A and B by filing this resolution with the Department of Administration, Municipal Boundary Adjustments, or its successor agency, and the Township. The Township agrees not to object to or oppose any annexation undertaken pursuant to the terms and conditions contained in this Joint Resolution.
7. This Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.
8. The City shall pay all applicable filing fees and other costs necessary to have the Joint Resolution filed with and approved by the Department of Administration, Municipal Boundary Adjustments.

PASSED, ADOPTED AND APPROVED by the Belle Plaine Town Board of Supervisors, Scott County, Minnesota this 12th day of September, 2005.

BELLE PLAINE TOWNSHIP

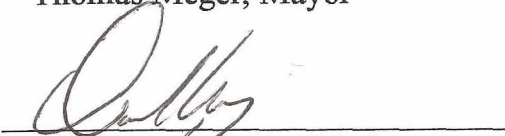

Richard Klehr, Chair


Carol Jean Bauer, Clerk

PASSED, ADOPTED AND APPROVED by the Belle Plaine City Council, Scott County, Minnesota this 19th day of September, 2005.

CITY OF BELLE PLAINE


Thomas Meger, Mayor


David Murphy, City Administrator

Drafted by:
City of Belle Plaine
420 East Main Street
Belle Plaine, MN 56011
(952) 873-5553

REC'D BY
MMB

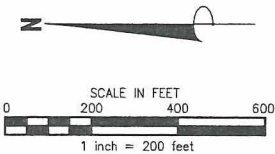
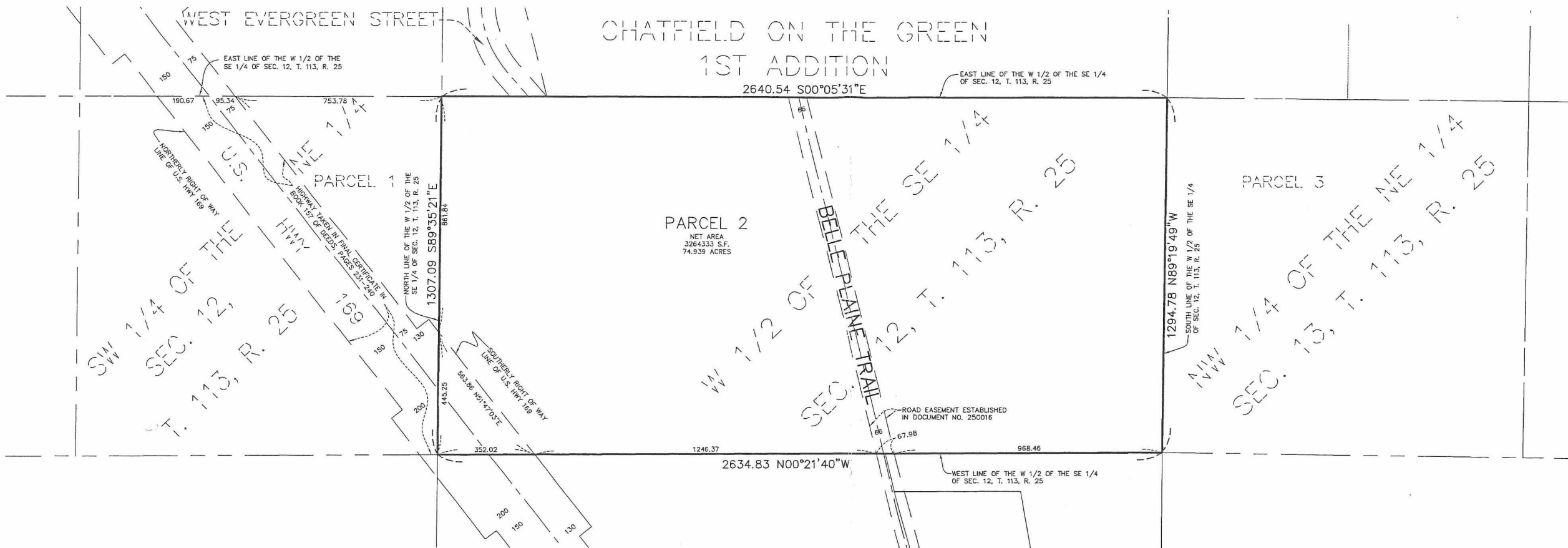
JAN 06 2006

EXHIBIT A
ANNEXATION DESCRIPTION

The West Half of the Southeast Quarter of Section 12, Township 113, Range 25, Scott County,
Minnesota

PID: 19120150

REC'D BY
MMB JAN 06 2006



NOTES

THIS IS NOT A BOUNDARY SURVEY

ORIENTATION OF THIS BEARING SYSTEM IS BASED ON THE EAST LINE OF THE W 1/2 OF THE SE 1/4 OF SEC. 12 TO HAVE AN ASSUMED BEARING OF S 00°05'31" E.

THIS SURVEY HAS BEEN PREPARED BASED ON A TITLE COMMITMENT PREPARED BY CHICAGO TITLE INSURANCE COMPANY, COMMITMENT NO. 1-22217, DATED EFFECTIVE JUNE 23, 2005, AT 7:00 A.M. ONLY EASEMENTS WHICH APPEAR IN SCHEDULE B OF THIS TITLE COMMITMENT HAVE BEEN SHOWN AS A PART OF THIS SURVEY.

CHATFIELD ON THE GREEN
1ST ADDITION

PARCEL 2
NET AREA
3264333 S.F.
74.939 ACRES

PARCEL 3

DESCRIPTION FROM TITLE COMMITMENT

Parcel No. 2

The West half of the Southeast Quarter of Section 12, Township 113, Range 25, Scott County, Minnesota

Abstract

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Minnesota.

Signed this 17th day of August, 2005. For: James R. Hill, Inc.

By: John L. Benner
John L. Benner, Land Surveyor, License No. 26708

James R. Hill, Inc.
PLANNERS / ENGINEERS / SURVEYORS
BURNSVILLE OFFICE
2500 W. Ctr. Rd. #2, Suite 120, Burnsville, MN 55337
PHONE: (952)890-4044 FAX: (952)890-5244
533 94TH LANE NE, Suite B, Burnsville, MN 55349
PHONE: (763)782-1136 FAX: (763)782-1743

I hereby certify that this plan, specification or report was prepared by me or under my direct supervision and that I am a duly licensed Land Surveyor under the laws of the State of Minnesota.
Date: XX/XX/XX Reg. No. XXXXX

MELCHER PARCEL
BELLE PLAIN, MINNESOTA
ANNEXATION SKETCH
FOR
AMES CONSTRUCTION
2000 AMES DRIVE, BURNSVILLE, MINNESOTA 55306

DRAWN BY
CMH
DATE
8/17/05
REVISIONS

BOOK/PAGE
XXX/XX
CONTROL NO.
21796
CAD FILE
21918Skt1
PROJECT NO.
21918
FILE NO.
1-05-128
SHEET 1 OF 1