

Municipal Boundary Adjustments Docket No.  
City of Belle Plaine Resolution No. 05-199  
Belle Plaine Township Resolution No. 091205A

**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 47.1 acres is being sought by the petitioner for the purpose of future single-family home and multi-family development and construction of an elementary school; 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 \$11,775.
5. No other reimbursement or taxes shall be owed to the Township from either the City or Lyman Development, 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.

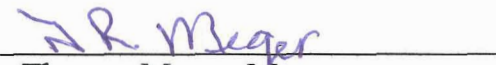
**BELLE PLAINE TOWNSHIP**


  
Richard Klehr, Chair

  
Carol Jean Bauer, Clerk

**PASSED, ADOPTED AND APPROVED** by the Belle Plaine City Council, Scott County, Minnesota this 21st day of November, 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  
M M B

FEB 23 2006

**EXHIBIT A**  
**ANNEXATION DESCRIPTION**

All that part of the West  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of Section 12, Township 113 North, Range 25 West, Scott County, MN lying Northerly of the established right of way of U.S. Highway 169.

PID: 19120141

REC'D BY  
MMB

FEB 23 2006

# VICINITY MAP

NO SCALE

