

# RECEIVED

By: OAH on March 16 , 2017 .

Municipal Boundary Adjustments Docket No.  
City of Belle Plaine Resolution No. 16-094  
Blakeley Township Resolution No. 2016-03

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

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

**WHEREAS**, the City of Belle Plaine ("City") and Blakeley 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 Blakeley Township; and

**WHEREAS**, the annexation of approximately 43.29 acres is being sought by the petitioner for the purpose of future utility scale solar energy system 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 Blakeley Township, Scott County, Minnesota, as follows:

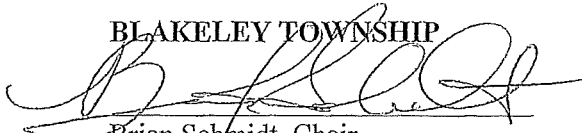
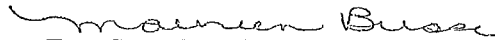
1. That the area described in the attached Exhibits A and B is annexed from Blakeley Township into the municipal boundaries of the City of Belle Plaine.
2. The City and Township agree that no alteration of the stated boundaries as described in this resolution is appropriate, and that all the terms and 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.

3. 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 two hundred fifty dollars (\$250) per acre or fraction thereof annexed.
4. No other reimbursement or taxes shall be owed to the Township from either the City or the property owner, with regard to the property described on attached Exhibits A and B.
5. 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.
6. This Joint Resolution is made pursuant to, and shall be construed in accordance with the laws of the State of Minnesota.
7. 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.
8. In the event that within one (1) year of the date of annexation of the Property, an Interim Use Permit for the Property Owners' application for a utility scale solar energy system has not been recorded against the Property, then, upon request by the Town Board or submission of a Petition by the Owners of the Property in accordance with the provisions of Minn. Stat. § 414.06, the City agrees to approve and submit to the Chief Administrative Law Judge a resolution of the City for detachment of the Property from the municipality, and in connection with any such hearing thereon, agrees that the Property is not needed for reasonably anticipated future development and that the detachment of the Property would not unreasonably affect the symmetry of the City nor cause any hardship in the City's ability to carry on the functions of government. The City shall be reimbursed for reasonable costs incurred by the City such as processing costs and filing fees resulting from the aforementioned detachment proceeding, if initiated.

**PASSED, ADOPTED AND APPROVED** by the Blakeley Town Board of Supervisors, Scott County, Minnesota this 2 day of August, 2016.

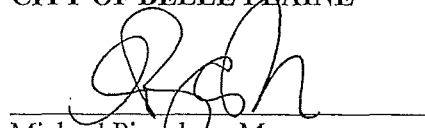
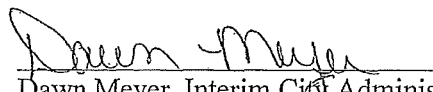
**BLAKELEY TOWNSHIP**

  
\_\_\_\_\_  
Brian Schmidt, Chair  
\_\_\_\_\_  
Maureen Busse, Clerk

**BE IT FURTHER RESOLVED BY THE CITY OF BELLE PLAINE**, the property shall be assigned a zoning classification of A-2 Rural Residential upon annexation to the City.

**PASSED, ADOPTED AND APPROVED** by the Belle Plaine City Council, Scott County, Minnesota this 25<sup>th</sup> day of July, 2016.

**CITY OF BELLE PLAINE**

  
\_\_\_\_\_  
Michael Pingalore, Mayor  
\_\_\_\_\_  
Dawn Meyer, Interim City Administrator

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

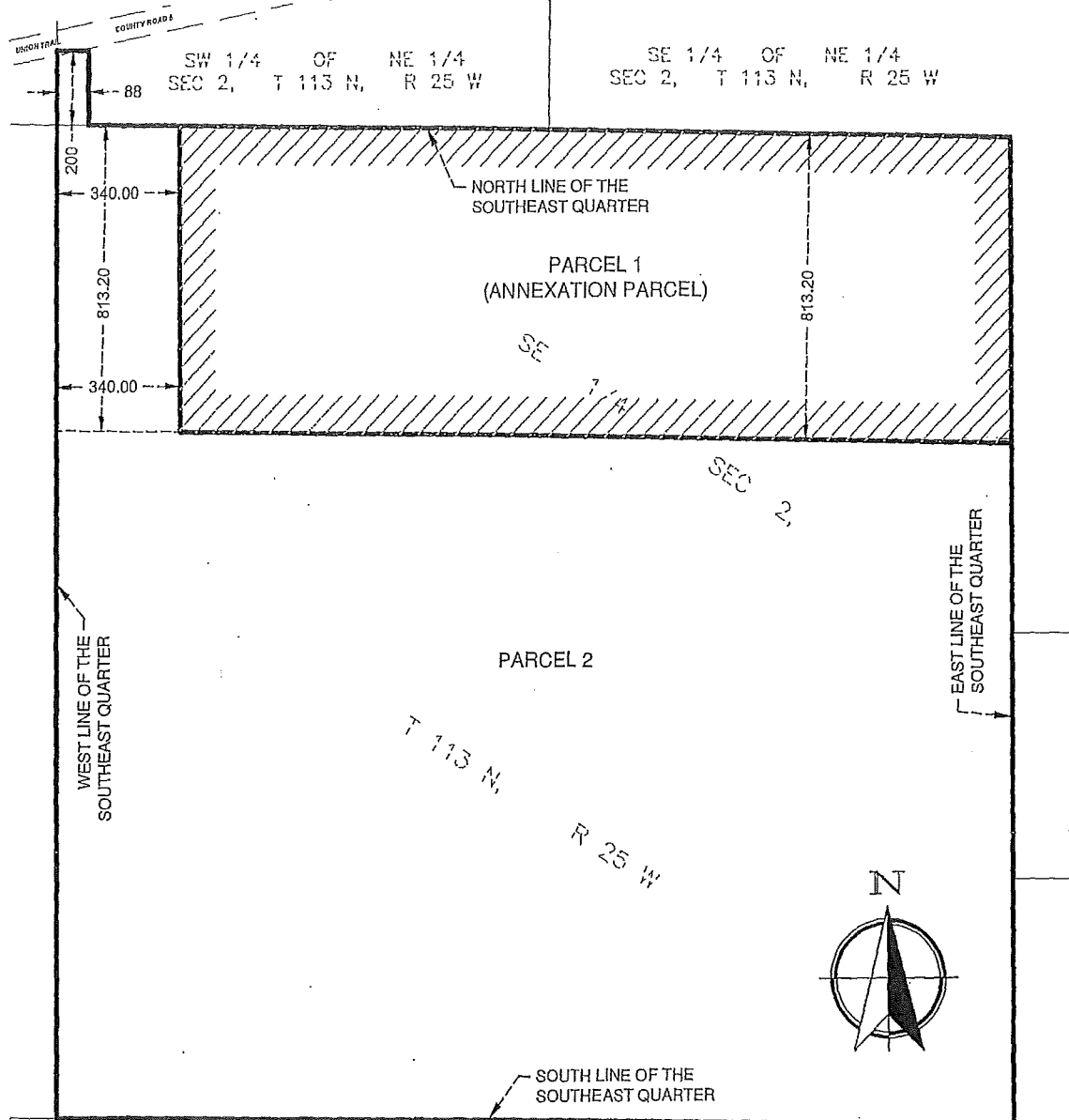
**EXHIBIT A**  
**ANNEXATION DESCRIPTION**

The North 813.20 feet of the Southeast Quarter (SE ¼) of Section 2 except the westerly 340.00 feet thereof, in Township 113 North, Range 25 West, Scott County, Minnesota according to the U.S. Government Survey thereof. Subject to all easements and agreements of record.

PID: To be assigned

[illegible]

# ANNEXATION EXHIBIT DEVINE - JOHNSON



## CERTIFICATION

I HEREBY CERTIFY THAT THIS PLAN OR REPORT WAS PREPARED BY ME  
OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED  
PROFESSIONAL SURVEYOR UNDER THE LAWS OF THE STATE OF  
MINNESOTA.

*Michael R. Williams*  
MICHAEL R. WILLIAMS  
DATE 09-19-2016  
REGISTRATION NUMBER 44076

SHEET 2 OF 2 SHEETS



EVS, INC.  
10025 Valley View Road, Suite 140  
Eden Prairie, Minnesota 55344  
Phone: 952-646-0236  
Fax: 952-646-0290  
www.evs-eng.com





- Legend**
- City Limits
  - Parcels (8-1-2015)
  - Lot Lines
  - Minnesota River
  - Protected Waters
  - Public Water Basin
  - Public Water Wetland
  - Protected Wetlands -
  - Watercourse
  - Parcels



Disclaimer:  
This drawing is neither a legally recorded map nor a survey and is not intended to be used as such. It is for informational purposes only. The City of Belle Plaine is not responsible for any inaccuracies or omissions.

