

**RESOLUTION NO. 2008-17**

**(Trophy Lake Estates Annexation)  
(Camden Township)**

**CITY OF NEW GERMANY**

**CARVER COUNTY, MINNESOTA**

**October 7, 2008**

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HEARINGS

REC'D BY  
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OCT 09 2008

**WHEREAS**, the **City of New Germany** and the **Town ("Township") of Camden** did heretofore as of October 2, 2007, enter into a Joint Resolution Establishing an Orderly Annexation Agreement for the orderly annexation of certain lands in Camden Township to the City of New Germany (City of New Germany Resolution No. 2007-23 and Camden Township Resolution No. 2007-4), and

**WHEREAS**, said Resolution was accepted by the Chief Administrative Law Judge of the State of Minnesota, Office of Administrative Hearings, Municipal Boundary Adjustments, on October 16, 2007, MBA File No. OA-1353, and

**WHEREAS**, said Orderly Annexation Agreement provided that upon the happening of certain conditions property/land within the Orderly Annexation Agreement area may be annexed to the City of New Germany by Resolution of the City Council, and

**WHEREAS**, the City did heretofore receive a Petition for Annexation for certain land as described on **Exhibit "A"** attached hereto and made a part hereof, and

**WHEREAS**, pursuant to the conditions of the Orderly Annexation Agreement:

- a. The property to be annexed is within the Designated Area of the Orderly Annexation Agreement and has a point of abutment with the present boundaries of the City of New Germany; and
- b. Because the property to be annexed is part of a township road (62<sup>nd</sup> Street) and not taxable property, the Board of Supervisors of the Town of Camden has waived any requirement for property tax reimbursement in respect to the property to be annexed; and ✓
- c. The Town Board has waived any other notice requirements or conditions of the Orderly Annexation Agreement for the annexation and has no objection to the City of New Germany adopting this Resolution annexing the property described on **Exhibit "A"** attached hereto to the City of New Germany and forwarding the Resolution to Minnesota Office of Administrative Hearings for an Order approving the annexation. ✓

OCT 09 2008

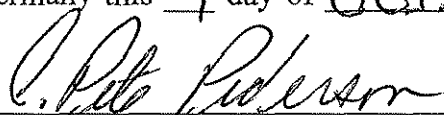
**NOW, THEREFORE**, pursuant to said Joint Resolution Establishing an Orderly Annexation Agreement and Minnesota Statutes Section 414.0325, Subd. 1, be it resolved by the City Council of the City of New Germany, Carver County, Minnesota, as follows:

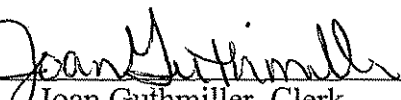
1. That upon order of the Chief Administrative Law Judge of the State of Minnesota, Office of Administrative Hearings, Municipal Boundary Adjustments, the following described land shall be annexed to and become part of the corporate municipal limits of the City of New Germany, the same as if it had originally been a part thereof, including all streets, roads or alleys, if any, passing through or adjacent to the land as shown on the map attached hereto and made a part hereof.

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

2. That the area of the land to be annexed contains approximately 2.00 acres and is presently a road to be used as part of a residential development.
3. That for purposes of real estate taxation if the annexation becomes effective on or before August 1 of a levy year, the City of New Germany may levy on the annexed area beginning with the same levy year. If the annexation becomes effective after August 1 of a levy year, Camden Township may continue to levy on the annexed area for that levy year.
4. That pursuant to Minnesota Statutes Section 414.0325, Subd. 1a, there will be no change in electric service and no change in cost to the land annexed.
5. That no alteration of the stated boundaries is appropriate, no conditions for the annexation are required and no consideration by the Chief Administrative Law Judge is necessary. The Chief Administrative Law Judge may review and comment, but shall, within 30 days, order the annexation in accordance with the terms of this Resolution.
6. That pursuant to Minnesota Statutes Section 414.036 and the Taxation Reimbursement Section of the Orderly Annexation Agreement, the City has received written confirmation from the Board of Supervisors of Camden Township that because the property to be annexed is not taxable property, Camden Township has waived any requirement for property tax reimbursement in respect to the property to be annexed.

Adopted by the City Council of the City of New Germany this 7 day of Oct., 2008.

  
C. Pete Pederson, Mayor

ATTEST:   
Joan Guthmiller, Clerk

**EXHIBIT "A"**

RECD BY  
MMB

OCT 09 2008

**LEGAL DESCRIPTION**

That part of the North 33.00 feet of the Northeast Quarter of Section 5, Township 116, Range 26, lying west of the centerline of Carver County State Aid Highway No. 33.

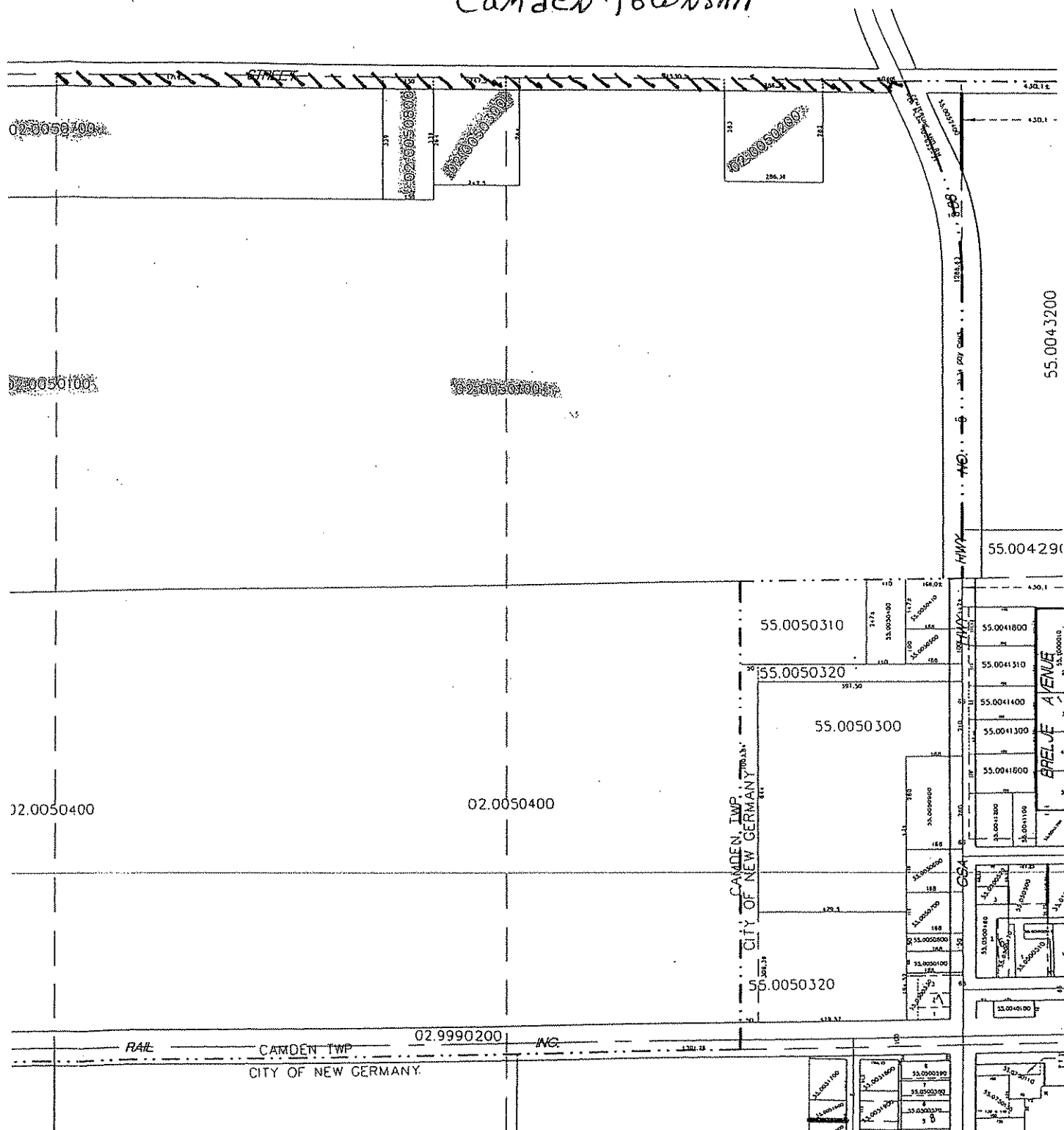
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OCT 09 2008

N<sup>1</sup>/<sub>2</sub> Sec. 5-116-26

Camden Township

TOWNSHIP



# Camden Township



**Surveying & Mapping Office**  
Carver County Gov. Center  
600 East Fourth Street  
Chaska MN 55318

Dec 13, 2