

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Waconia from Waconia Township
(MBAU Docket OA-1662-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the City of Waconia (City) on January 9, 2017, and Waconia Township (Township) on December 29, 2016, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

That part of the Southeast Quarter of the Northwest Quarter and South Half of the Northeast Quarter of Section 22, Township 116, Range 25, Carver County, Minnesota, lying 40.00 feet each side of the following described centerline:

Commencing at the northwest corner of the said Northeast Quarter of Section 22; thence on an assumed bearing of South 00 degrees 28 minutes 42 seconds West, a distance of 1815.92 feet along the west line of said Northeast Quarter to the POINT OF BEGINNING of said described centerline; thence southeasterly a measured distance of 1299.92 feet (1299.83 Record), along the arc of a tangential curve concave to the northeast, having a radius of 818.51 feet, a central angle of 90 degrees 59 minutes 40 seconds and chord bearing South 45 degrees 01 minutes 08 seconds East to a point on the south line of said Northeast Quarter; thence North 89 degrees 29 minutes 02 seconds East along said south line, tangent to last described curve, a measured distance of 1712.16 feet (1710.33 Record); thence easterly a distance of 186.70 feet along a tangential curve concave to the south, having a radius of 7639.44 feet and a central angle of 02 degrees 48 minutes 03 seconds to the south line of the Northwest Quarter of Section 23, Township 116, Range 25 and said centerline there terminating.

The sidelines of the above described tract of land are to be shortened or extended as necessary to terminate at the south line of the 50.00 foot-wide permanent roadway easements described in Document No. 220821 & Document No. 256059, Carver County Records, and the east line of said Northeast Quarter respectively.

Subject to easements and restrictions of record, if any.

That part of the South Half of the Northeast Quarter of Section 22, Township 116, Range 25, Carver County, Minnesota, lying 16.5 feet each side of the following

described Line A:

Commencing at the northwest corner of the said Northeast Quarter of Section 22; thence on an assumed bearing of South 00 degrees 28 minutes 42 seconds West, a distance of 1815.92 feet along the west line of said Northeast Quarter; thence southeasterly a distance of 655.14 feet along the arc of a tangential curve concave to the northeast, the same being described in First Judicial District Court Document No. 16073 and Permanent Roadway Easement Document No. 220821, having a radius of 818.51 feet, a central angle of 90 degrees 59 minutes 40 seconds and chord bearing South 45 degrees 01 minutes 08 seconds East to the POINT OF BEGINNING of said Line A; thence South 45 degrees 49 minutes 52 seconds West a distance of 349.27 feet to the southwest corner of said Northeast Quarter and said Line A there terminating.

Excepting therefrom that portion of existing right-of-way lying 40.00 feet southwesterly of, as measured radially to and parallel with, the above described curve. The sidelines of described tract of land are to be shortened or extended as necessary to terminate at the south and west lines of said Northeast Quarter and said southwesterly right-of-way line, respectively.

Subject to easements and restrictions of record, if any.

Based upon a review of the Joint Resolution, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2016), the Joint Resolution is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Joint Resolution and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2016), the Property is tax exempt and no tax reimbursement is due from the City to the Township.

Dated: January 26, 2017



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Carver County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.