

RECEIVED

by OAH on May 24, 2018

RESOLUTION NO. 2018-026

**A RESOLUTION ANNEXING PROPERTY FROM JACKSON TOWNSHIP
PURSUANT TO AN EXISTING ORDERLY ANNEXATION AGREEMENT**

WHEREAS, the City of Shakopee (“City”) and Jackson Township (“Town”) entered into a “Joint Resolution for Orderly Annexation between the Town of Jackson & the City of Shakopee” that was filed with the Office of Administrative Hearings, and which is identified as Docket No. OA-1694 (“Orderly Annexation Agreement”);

WHEREAS, the entire Town was designated for future annexation under the Orderly Annexation Agreement and the City may annex property from the Town in accordance with the terms and conditions of the Orderly Annexation Agreement;

WHEREAS, Randy Kubes, on behalf of Roger and Susan Sames, requested that the City annex approximately 10 acres of property within the Town as shown on the map attached hereto as Exhibit A and as legally described in the attached Exhibit B (“Annexation Area”);

WHEREAS, the Annexation Area encompasses property known as 12495 Marystown Road (P.I.D. # 6-913010-0);

WHEREAS, the City has notified the Town of the request it received from Randy Kubes, on behalf of Roger and Susan Sames, to annex the Annexation Area;

WHEREAS, the City finds and determines as follows with respect to the requested annexation of the Annexation Area:

- a. Under Section II, paragraph 2 of the Orderly Annexation Agreement, “The following standards shall be used to determine adjacency when a property owner, or combination of multiple property owners with contiguous property, initiates annexation of property: A property, or combination of contiguous properties, shall be considered adjacent to the City when fifty (50) linear feet or more of the subject annexation area boundary is shared with the boundary of the City”;

- b. The Annexation Area is almost entirely surrounded by the City's boundary and more than satisfies the minimum 50 lineal feet or more of shared boundary required by the Orderly Annexation Agreement;
- c. Under Section II, paragraph 4 of the Orderly Annexation Agreement, "Any landowner, or combination of multiple landowners, with property adjacent to the municipal boundary of the City, may petition the City to annex their property in accordance with this Agreement";
- d. The City determines that annexing the Annexation Area pursuant to this Resolution is consistent with the terms and conditions of the Orderly Annexation Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Shakopee as follows:

- 1. The recitals set out above and the exhibits attached hereto are incorporated in and made part of this Resolution.
- 2. The Annexation Area shown on the attached Exhibit A, and legally described in the attached Exhibit B, is hereby annexed into the municipal boundaries of the City of Shakopee effective upon the issuance of the Chief Administrative Law Judge's order.
- 3. Pursuant to Minn. Stat. § 414.0325, subd. 1(h) and Section I, paragraph 2 of the Orderly Annexation Agreement, the Chief Administrative Law Judge may review and comment, but shall, within thirty (30) days, order the annexation in accordance with the terms of this Resolution.
- 4. City staff is authorized and directed to file this Resolution with the Office of Administrative Hearings - Municipal Boundary Adjustments Office ("Boundary Adjustments Office").
- 5. In the event the Boundary Adjustments Office identifies any errors, omissions, or other problems with the attached map or legal description, City staff is hereby authorized to make such corrections as may be needed to accomplish the purpose of this Resolution.

Adopted in adjourned regular session of the City Council of the City of Shakopee, Minnesota, held this 6th day of March, 2018.



Mayor of the City of Shakopee

ATTEST:



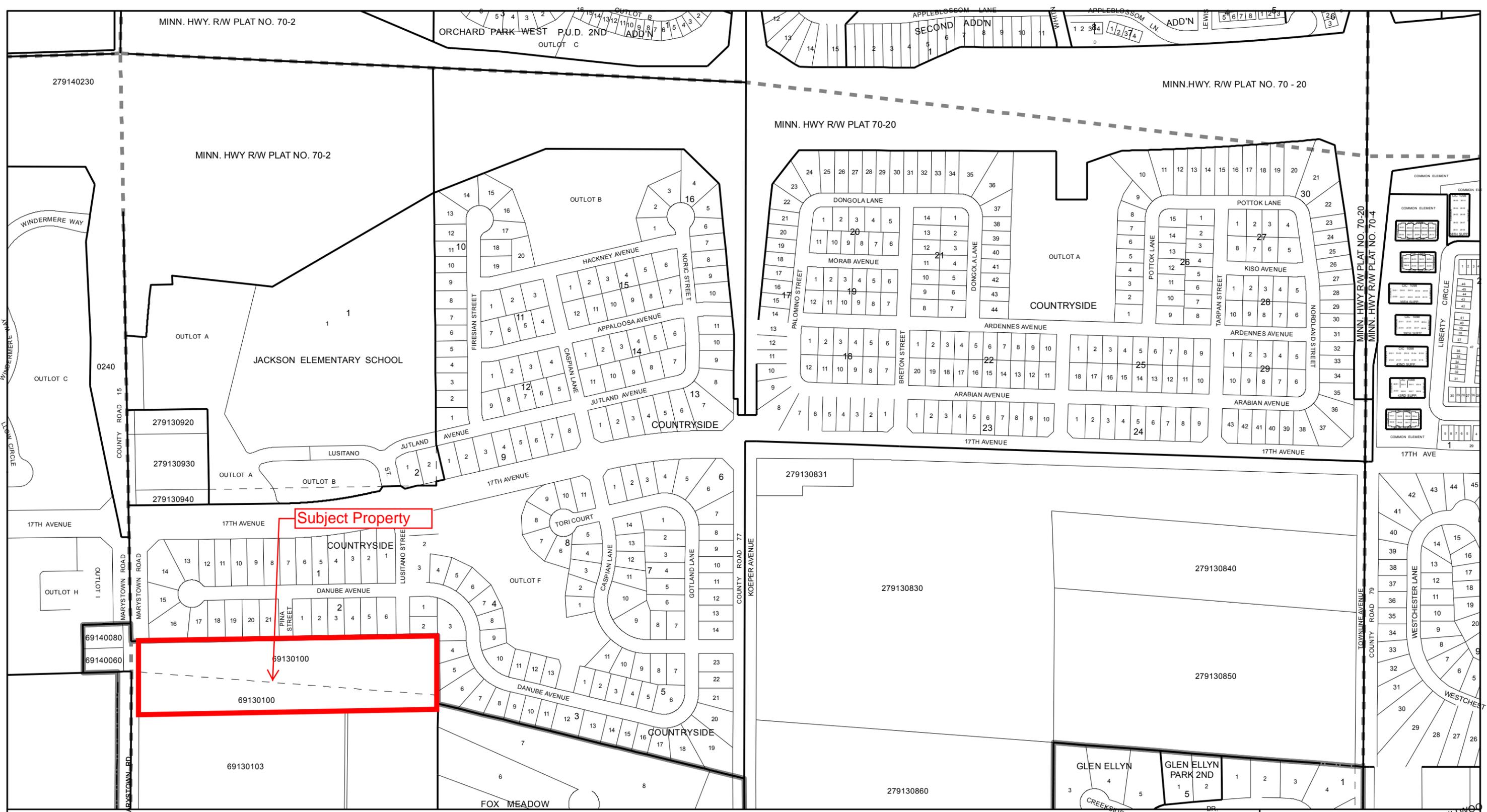
Lori Mensch, City Clerk

Exhibit A

That part of the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 13, Township 115, Range 23, Scott County, Minnesota described as follows:

Beginning at the Southwest corner of said Southwest Quarter of the Northwest Quarter; thence on an assumed bearing of North 01 degrees 22 minutes 16 seconds West, along the West line of said Southwest Quarter of the Northwest Quarter a distance of 130.82 feet; thence North 88 degrees 37 minutes 44 seconds East a distance of 1332.46 feet to the east line of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 44 minutes 43 seconds East along said east line a distance of 257.21 feet to the Southeast corner of said Southwest Quarter of the Northwest Quarter; thence South 00 degrees 06 minutes 47 seconds East along the east line of the Northwest Quarter of the Southwest Quarter of said Section 13 a distance of 69.85 feet; thence South 88 degrees 37 minutes 44 seconds West a distance of 1332.80 feet to a point on the West line of said Northwest Quarter of the Southwest Quarter distant 196.26 feet south from the Southwest corner of said Southwest Quarter of the Northwest Quarter; thence North 00 degrees 00 minutes 16 seconds West along said west line a distance of 196.26 feet to the point of beginning.

Containing 10.00 acres.



Parcel Half Section Map

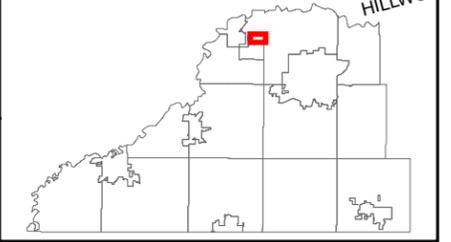
N 1/2 Sec 13, Twp 115N, Rge 23W

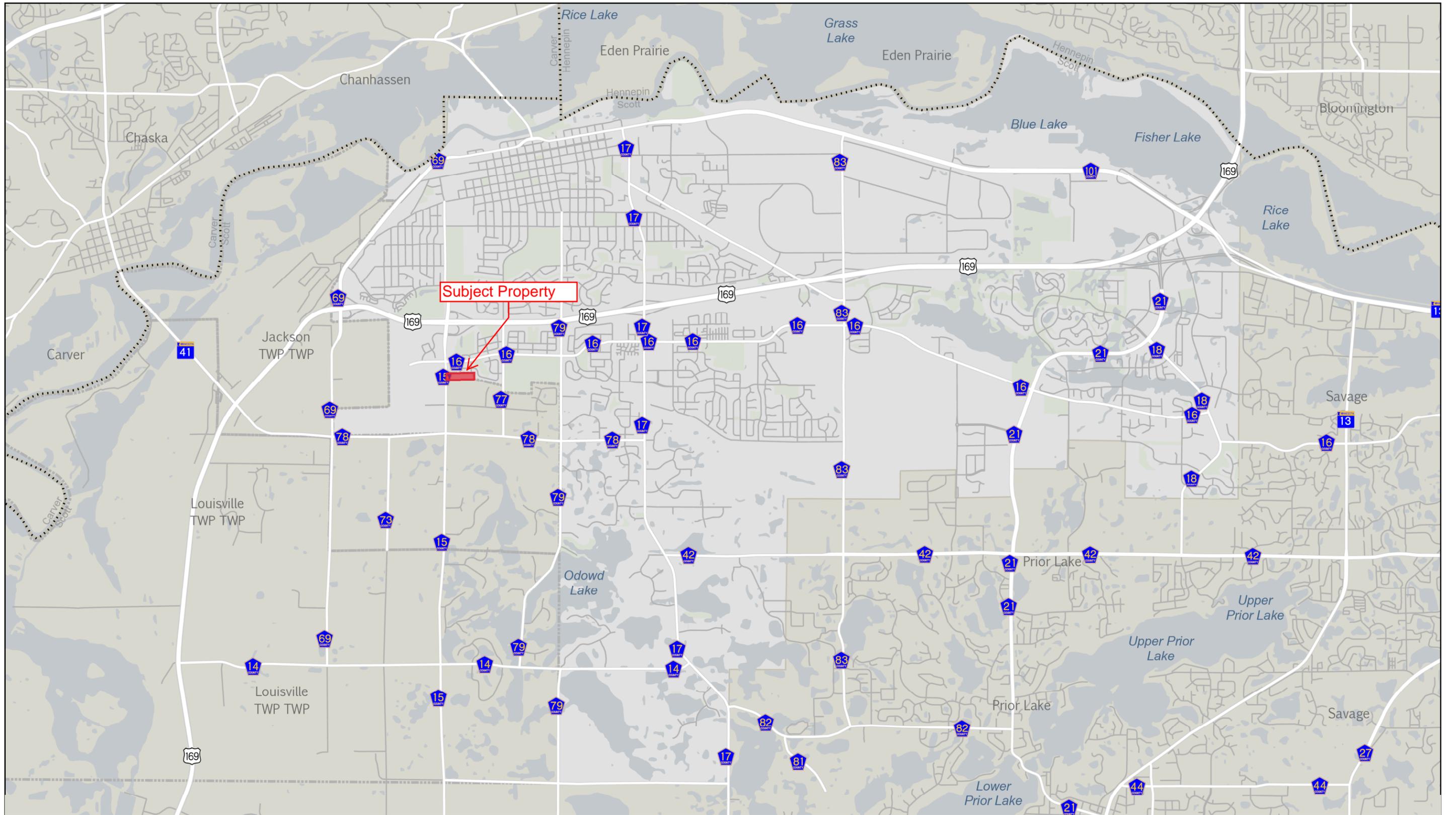
Scott County Minnesota - Custom Half Section Map
 Date Created: 2/10/2018

- Parcel Line
- Plat Line
- - Easement
- - Historic
- Section Lines
- ▬ Municipal Boundaries



This drawing is neither a legally recorded map nor a survey and is not intended to be used as one. This drawing is a compilation of records, information, and data located in various city, county, and state offices, and other sources affecting the area shown, and is to be used for reference purposes only. Scott County is not responsible for any inaccuracies herein contained. If discrepancies are found, please contact the Scott County GIS department: gis@co.scott.mn.us.





1 inch = 6,018 feet

City Boundary



May 24, 2018

