



**STATE OF MINNESOTA
MUNICIPAL BOARD**

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

July 13, 1984

Ms. Esther Zellmann
City Clerk
233 South Olive Street
Waconia, Minnesota 55387

Docket Number A-4122

Ordinance Number 249

City of Waconia

Dear Ms. Zellmann:

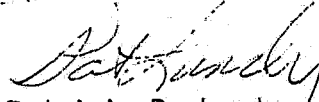
The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State, and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.) We also recommend that you file the ordinance with the County Recorder.

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

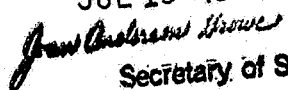

Patricia D. Lundy
Assistant Director

PDL:sg

cc: Carver County Auditor
Waconia Township Clerk
Paul A. Melchert, Attorney
Secretary of State

#35351
STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED
JUL 18 1984


Secretary of State

TO: Minnesota Municipal Board
165 Metro Square Building
7th & Robert Streets
Saint Paul, Minnesota 55101

WAIVER

Re: MMB Docket Number A-4121- 24 acres

Proposed Annexation to the City of Waconia

Gentlemen:

The Town Board of Waconia Township, Carver County, Minnesota, pursuant to a resolution duly adopted by the town board on July 9, 1984, hereby states that Waconia Township has no objection to the annexation of the following described land to the City of Waconia and hereby waives the 90 days before a city ordinance can be adopted annexing said land to the City of Waconia.

Property Description:

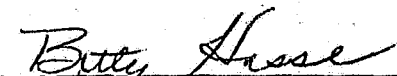
Land in the Southeast Quarter of Section 23, Township 116, Range 25, Carver County, Minnesota, as more particularly described in Exhibit "A" attached.

Owner of Property: Gilbert Sudheimer and Robert Sudheimer

Dated this 9 day of July, 1984.

TOWN BOARD OF WACONIA TOWNSHIP.

By: 
Orin Schneewind, Chairman
Board of Supervisors

By: 
Betty Hasse, Town Clerk

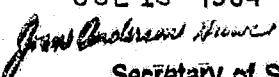
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 18 1984

Secretary of State

EXHIBIT "A"

The East 433.00 feet of the North 383.00 feet of the Southeast Quarter of Section 23, Township 116, Range 25, Carver County, Minnesota.

That part of the North 1/2 of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section 23, Township 116, Range 25, Carver County, Minnesota described as follows: Beginning at a point on the south line of said North 1/2 of the Southeast Quarter, said point being 869.05 feet westerly of the southeast corner of said North 1/2 of the Southeast Quarter; thence on an assumed bearing of South 89 degrees 56 minutes 07 seconds West along the south line of said North 1/2 of the Southeast Quarter a distance of 439.35 feet to the northeast corner of said Southwest Quarter of the Southeast Quarter; thence South 2 degrees 39 minutes 31 seconds East along the east line of said Southwest Quarter of the Southeast Quarter a distance of 40.04 feet to a point that 40.00 feet southerly of and measured at a right angle to the north line of said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 56 minutes 07 seconds West parallel to said north line a distance of 212.00 feet; thence northwesterly a distance of 908.72 feet along a tangential curve concave to the northeast having a radius of 864.28 feet and a central angle of 60 degrees 14 minutes 31 seconds; thence North 29 degrees 49 minutes 23 seconds West tangent to the last described curve 66 feet; thence North 60 degrees 10 minutes 37 seconds East a distance of 944.70 feet; thence northeasterly a distance of 17.77 feet along a tangential curve concave to the northwest having a radius of 150.00 feet and a central angle of 6 degrees 47 minutes 11 seconds to its intersection with the south line of the North 383.00 feet of said Southeast Quarter; thence on a bearing of East along said south line a distance of 626.70 feet to the most northwesterly corner of Lot 2, Block 1, SUDHEIMER INDUSTRIAL PARK, according to the recorded plat thereof; thence southwesterly along the northwesterly line of said Lot 2, Block 1 a distance of 111.53 feet to the angle point in said Lot 2; thence southerly along the west line of said Block 1, and the west lines of Industrial Boulevard and Block 2 in said SUDHEIMER INDUSTRIAL PARK to the point of beginning, excepting therefrom that tract of land described as: Commencing at the most northwesterly corner of Lot 2, Block 1, SUDHEIMER INDUSTRIAL PARK; thence southwesterly along the northwesterly line of said Lot 2, Block 1, a distance of 111.53 feet to the angle point in said Lot 2; thence west, parallel to the north line of said Lot 2 extended westerly, a distance of 100 feet to a point; thence North 36°15'32" West to the point of intersection with said north line of Lot 2 extended westerly; thence easterly along said north line of Lot 2 extended westerly to the point of beginning.

Waconia
MINNESOTA MUNICIPAL BOARD

Docket No. A-4121

CERTIFICATE OF CITY CLERK
CITY OF WACONIA
STATE OF MINNESOTA

STATE OF MINNESOTA)
COUNTY OF CARVER) ss.
CITY OF WACONIA)

Esther Zellmann does hereby CERTIFY that she is the duly appointed and acting City Clerk of the City of Waconia; that as such City Clerk she is the custodian of the minute books and other records of the proceedings of the City Council of the City of Waconia; and that she does hereby CERTIFY that the attached "AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CORPORATE LIMITS OF THE CITY OF WACONIA, MINNESOTA" as a true and correct copy of Ordinance No. 248 adopted by the City Council of the City of Waconia on the 10th day of July, 1984.

Dated this 10th day of July, 1984.

CITY SEAL

Esther Zellmann

Esther Zellmann, City Clerk

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 18 1984
Frank Anderson
Secretary of State

ORDINANCE NO. 248

AN ORDINANCE ANNEXING CERTAIN LANDS INTO THE CORPORATE
LIMITS OF THE CITY OF WACONIA, MINNESOTA

WHEREAS, a certain Petition, dated the 3rd day of July, 1984, requesting annexation to the City of Waconia of certain lands described below, was duly presented to the City Council of the City of Waconia on the 3rd day of July, 1984, pursuant to Minnesota Statutes, Section 414.033; and

WHEREAS, the City Council finds that said Petition was signed by all of the owners of said land; that the property described below is unplatted and does not exceed 200 acres in size; that said lands abut the present corporate limits of the City of Waconia; and that said lands now are or are about to become urban or suburban in character; and

WHEREAS, copies of said Petition for Annexation were duly forwarded on July 5, 1984 to the Clerk of the Town Board of the Town of Waconia, the Board of County Commissioners of the County of Carver, and the Municipal Board of the State of Minnesota as required by Minnesota Statutes, Section 414.033, Subdivision 5; and

WHEREAS, the Town Board of the Town of Waconia has signed a waiver as to the 90 day period during which the Town Board of the Town of Waconia could object to said Petition for Annexation and has consented to such annexation as provided by Subdivision 6 of said Section 414.033,

THE CITY COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA ORDAINS:

SECTION 1. Declaration. It is hereby determined that a copy of said Petition for Annexation was duly mailed, as required by law, to the Town Board of the Town of Waconia, the Board of County Commissioners of the County of Carver, and the Municipal Board of the State of Minnesota, and that the Town Board of the Town of Waconia has waived its right to object to said Petition for Annexation and has consented to such annexation; that the lands described below abut the present corporate limits of the City of Waconia; that said lands are unplatted and do not exceed 200 acres in area; that said lands are not now included in any other municipality; that said lands are now or are about to become urban or suburban in character; and that the annexation of said lands would be in the best interest of the City of Waconia and the lands to be annexed.

SECTION 2. Territory Annexed. The corporate limits of the City of Waconia are hereby extended to encompass and embrace all of the territory described as follows and said land is hereby annexed to and included within the City as effectually as if it had originally been a part thereof:

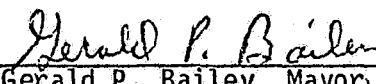
That part of the North 1/2 of the Southeast Quarter and the Southwest Quarter of the Southeast Quarter of Section 23, Township 116, Range 25, Carver County, Minnesota described as follows:
Beginning at a point on the south line of said North 1/2 of the Southeast Quarter, said point being 869.05 feet westerly of the southeast corner of said North 1/2 of the Southeast Quarter;
thence on an assumed bearing of South 89 degrees 56 minutes 07 seconds West along the south line of said North 1/2 of the

Southeast Quarter a distance of 439.35 feet to the northeast corner of said Southwest Quarter of the Southeast Quarter; thence South 2 degrees 39 minutes 31 seconds East along the east line of said Southwest Quarter of the Southeast Quarter a distance of 40.04 feet to a point that 40.00 feet southerly of and measured at a right angle to the north line of said Southwest Quarter of the Southeast Quarter; thence South 89 degrees 56 minutes 07 seconds West parallel to said north line a distance of 212.00 feet; thence northwesterly a distance of 908.72 feet along a tangential curve concave to the northeast having a radius of 864.28 feet and a central angle of 60 degrees 14 minutes 31 seconds; thence North 29 degrees 49 minutes 23 seconds West tangent to the last described curve 66 feet; thence North 60 degrees 10 minutes 37 seconds East a distance of 944.70 feet; thence northeasterly a distance of 17.77 feet along a tangential curve concave to the northwest having a radius of 150.00 feet and a central angle of 6 degrees 47 minutes 11 seconds to its intersection with the south line of the North 383.00 feet of said Southeast Quarter; thence on a bearing of East along said south line a distance of 626.70 feet to the most northwesterly corner of Lot 2, Block 1, SUDHEIMER INDUSTRIAL PARK, according to the recorded plat thereof, thence southwesterly along the northwesterly line of said Lot 2, Block 1 a distance of 111.53 feet to the angle point in said Lot 2, thence southerly along the west line of said Block 1 and the west lines of Industrial Boulevard and Block 2 in said SUDHEIMER INDUSTRIAL PARK to the point of beginning, excepting therefrom that tract of land described as: commencing at the most northwesterly corner of Lot 2, Block 1, SUDHEIMER INDUSTRIAL PARK; thence southwesterly along the northwesterly line of said Lot 2, Block 1, a distance of 111.53 feet to the angle point in said Lot 2; thence west, parallel to the north line of said Lot 2 extended westerly, a distance of 100 feet to a point; thence North 36 degrees 15 minutes 32 seconds West to the point of intersection with said north line of Lot 2 extended westerly; thence easterly along said north line of Lot 2 extended westerly to the point of beginning.

SECTION 3. Filing. The City Clerk is hereby directed to file certified copies of this Ordinance with the Municipal Board of the State of Minnesota, the Secretary of State, the County Auditor of Carver County, and the Town Clerk of Waconia Township as required by law.

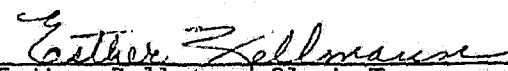
SECTION 4. Effective Date of Annexation. This ordinance takes effect upon its passage and publication and the filing of certified copies as directed in Section 3 and shall be deemed final upon approval of this Ordinance by the Municipal Board of the State of Minnesota.

Adopted by the City Council of the City of Waconia this 10 th. day of July, 1984.



Gerald P. Bailey, Mayor

ATTEST:



Esther Zellmann, Clerk-Treasurer