



**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

136637 O.D.
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 8 1986

Joan Anderson Howe
Secretary of State

MINNESOTA MUNICIPAL BOARD

Docket No. A-4122

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. 249 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

ORDINANCE NO. 249

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:

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.

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 10th. day of July, 1984.

Gerald P. Bailey
Gerald P. Bailey, Mayor

ATTEST:

Esther Zellmann
Esther Zellmann, Clerk-Treasurer

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

WAIVER

Re: MMB Docket Number A-4122- 3.807 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.

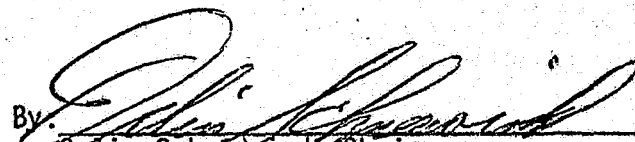
Property Description:

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.

Owner of Property: Gilbert Sudheimer and Robert Sudheimer

Dated this 9 day of July, 1984.

TOWN BOARD OF WACONIA TOWNSHIP

By: 
Orlin Schneewind, Chairman
Board of Supervisors

By: 
Betty Hasse, Town Clerk

RESOLUTION AS TO PETITION FOR ANNEXATION

WHEREAS, the City of Waconia has forwarded to the Town Board of Waconia Township, pursuant to the provisions of Minnesota Statutes Section 414.033, a Petition for Annexation signed by Gilbert Sudheimer and Robert Sudheimer; and

WHEREAS, the Town Board of Waconia Township finds that Gilbert Sudheimer and Robert Sudheimer are 100% of the owners of the property proposed to be annexed and believes that the annexation of said property to the City of Waconia would be in the best interests of the area and would not be detrimental to the interests of the citizens of the Waconia Township.

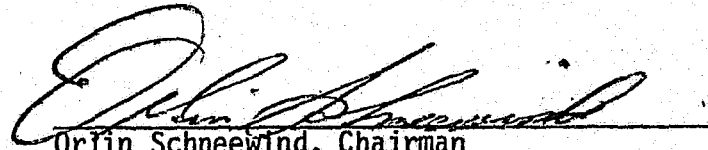
NOW, THEREFORE, Be It Resolved by the Town Board of Waconia Township:

1. That the Town Board of Waconia Township deems that it would be in the best interests of the property proposed to be annexed and of the citizens of the Waconia Township that the lands described in Exhibit "A" attached hereto and hereby made a part hereof be annexed to the City of Waconia.

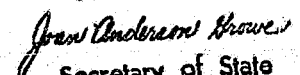
2. That the Chairman of the Board of Supervisors and the Town Clerk are hereby authorized to sign Waivers as to the two Parcels proposed to be annexed to the City of Waconia reciting that Waconia Township has no objection to the annexation of said property to the City of Waconia and does in fact waive the 90 days before a city ordinance could be adopted by the City of Waconia to annex such property.

Adopted by the Town Board of Waconia Township, Minnesota this 9 day of July, 1984.

TOWN BOARD OF WACONIA TOWNSHIP


Orin Schneewind, Chairman
Board of Supervisors


Betty Hasse, Town Clerk

366370.D
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 8 1986

Secretary of State