



STATE OF MINNESOTA  
MUNICIPAL BOARD

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

February 4, 1988

Esther Zellmann  
City Clerk-Treasurer  
109 South Elm Street  
Waconia, Minnesota 55387

Docket Number A-4438

Ordinance Number 334

City of Waconia

Dear Ms. Zellmann:

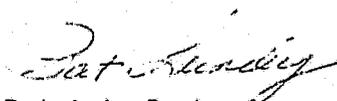
The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

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

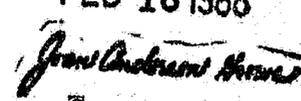
  
Patricia D. Lundy  
Assistant Director

PDL:sg

cc: Carver County Auditor  
Waconia Township Clerk  
Edward Meister, Asst. City Administrator  
Secretary of State

#37929  
STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

FEB 18 1988

  
John Abraham Howe  
Secretary of State

Waconia

MINNESOTA MUNICIPAL BOARD  
Docket No. A-4438

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" is a true and correct copy of Ordinance No. 334 adopted by the City Council of the City of Waconia on the 7th day of December, 1987.

Dated this 5th day of January, 1988.

SEAL

Esther Zellmann  
Esther Zellmann, City Clerk

RECEIVED

DEC 18 1987

CITY OF WACONIA, MINN. **Affidavit of Publication**

**CITY OF WACONIA**  
**ORDINANCE NO. 334**  
**AN ORDINANCE ANNEXING CERTAIN**  
**LANDS INTO THE CORPORATE LIMITS**  
**OF THE CITY OF WACONIA**

WHEREAS, certain lands described below are bordered by the present corporate limits of the City of Waconia by 60 percent or more and said lands are 40 acres or less, and said lands have single family homes of which some are in need of City sanitary services; and

WHEREAS, the City Council has filed a resolution of intent to annex with the State of Minnesota Municipal Board designated No. 87-28 and which has been assigned Docket No. A-4438 by the Municipal Board regarding this annexation, and

WHEREAS, pursuant to Minnesota Statutes Section 414.033 (3) whereby a municipal council may by ordinance declare lands annexed to the municipality following a 90-day objection period by the Waconia Township unless said Township waives said review period; and

WHEREAS, the Waconia Township Board of Supervisors has filed with the Municipal Board a waiver of the 90-day objection period.

THE CITY COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA, DOES HEREBY ORDAIN.

**SECTION 1. Declaration.** It is hereby determined that the lands described in SECTION 2 below are surrounded on at least 60 percent of its perimeter by the corporate limits of the City of Waconia; that said lands do not exceed 40 acres; that said lands are not now included in any other municipality; that said lands are not now included in any other municipality; that said lands are or are about to become urban or suburban in character; and that the annexation of said lands would be in the best interests 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 East Half of Section 23 and the Northwest Quarter of Section 24, all in Township 116 North, Range 25 West which lies westerly of the easterly right of way line of Minnesota Trunk Highway No. 284, southeasterly of the center line of Minnesota Trunk Highway No. 5, and northerly of the south line of the Northeast Quarter of said Section 23 and which is not presently within the corporate limits of the City of Waconia.

**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, and the County Auditor of Carver County 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, Minnesota this 7th day of December, 1987.

Gerald P. Bailey, Mayor

ATTEST. Esther Zellmann, Clerk-Treasurer

(Published in the Waconia Patriot Dec. 17, 1987)

State of Minnesota, County of Carver.

Robert J. Ackerwold, being duly sworn, on oath says that he is an authorized agent and employee of the publisher of the newspaper known as THE WACONIA PATRIOT, Waconia, Minnesota, and has full knowledge of the facts which are stated below:

A.) The newspaper has complied with all the requirements constituting qualifications as a qualified newspaper, as provided by Minnesota Statute 331A.02, 331A.07, and other applicable laws, as amended.

B.) The printed Ord. 334 annexing certain  
land to city of Waconia

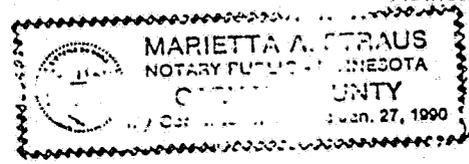
which is attached was cut from the columns of said newspaper, and was printed and published once each week for 1 successive weeks:

It was first published Thursday,

the 17 day of Dec., 19 87,  
and was thereafter printed and published every Thursday, to and including Thursday,

the 17 day of Dec., 19 87.

*Robert Ackerwold*  
Authorized Agent



Subscribed and sworn to me on this

17 day of Dec., 19 87

By: *Marietta A. Straus*  
Notary Public

**Rate Information**

- (1) Lowest classified rate paid by commercial users for comparable space: \$8.42 per inch.
- (2) Maximum rate allowed by law for above matter: \$4.78 per inch.
- (3) Rate actually charged for above matter: \$4.78 per inch  
Each additional successive week: \$3.46 per inch

CITY OF WACONIA

ORDINANCE NO. 334

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

WHEREAS, certain lands described below are bordered by the present corporate limits of the City of Waconia by 60% or more and said lands are 40 acres or less, and said lands have single family homes of which some are in need of City sanitary services; and

WHEREAS, the City Council has filed a resolution of intent to annex with the State of Minnesota Municipal Board designated No. 87-26 and which has been assigned Docket No. A-4438 by the Municipal Board regarding this annexation; and

WHEREAS, pursuant to Minnesota Statutes Section 414.033(3) whereby a municipal council may by ordinance declare lands annexed to the municipality following a 90-day objection period by the Waconia Township unless said Township waives said review period; and

WHEREAS, the Waconia Township Board of Supervisors has filed with the Municipal Board a waiver of the 90-day objection period.

THE CITY COUNCIL OF THE CITY OF WACONIA, CARVER COUNTY, MINNESOTA,  
DOES HEREBY ORDAIN:

SECTION 1. Declaration. It is hereby determined that the lands described in SECTION 2 below are surrounded on at least 60% of its perimeter by the corporate limits of the City of Waconia; that said lands do not exceed 40 acres; that said lands are not now included in any other municipality; that said lands are or are about to become urban or suburban in character; and that the annexation of said lands would be in the best interests 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:

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Adopted by the City Council of the City of Waconia, Minnesota this 7th day of December, 1987.

*Gerald P. Bailey*  
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Gerald P. Bailey, Mayor

ATTEST: *Esther Zellmann*  
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Esther Zellmann, Clerk-Treasurer

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED

FEB 18 1988

*Jan Andrew Hanson*  
Secretary of State

137929