



STATE OF MINNESOTA
MUNICIPAL BOARD

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

January 11, 1989

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

Docket Number A-4516

Ordinance Number 346

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
Secretary of State

138767

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JAN 18 1989

Secretary of State

Waconia
Corrected Legal Description

MINNESOTA MUNICIPAL BOARD
Docket No. A-4516

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. 346 adopted by the City Council of the City of Waconia on the 21st day of November, 1988.

Dated this 20th day of December, 1988.

SEAL

Esther Zellmann

Esther Zellmann, City Clerk

CITY OF WACONIA
WACONIA, MINNESOTA

ORDINANCE NO. 346

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

WHEREAS, a certain Petition, dated the 23rd of June, 1988, 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 5th day of July, 1988, 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 of Annexation were duly forwarded on August 8, 1988, to the Clerk of the Town Board of the Township of Waconia, the County Auditor of the County of Carver, the Secretary of State of the State of Minnesota, 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 Township of Waconia has signed a waiver as to the 90 day period during which the Town Board of the Township 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 Township of Waconia, the County Auditor of the County of Carver, the Secretary of State of the State of Minnesota, and the Municipal Board of the State of Minnesota, and that the Town Board of the Township 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 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 effectually as if it had originally been a part hereof:

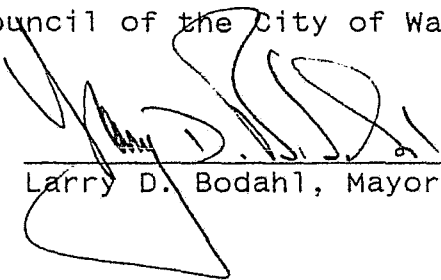
That part of the South Half of the Northeast Quarter of Section 23, Township 116 North, Range 25 West, Carver County, Minnesota, which lies Northwesterly of the location line of the right of way of State Highway Number Five (5) as recited in the final Certificate of Record Book "L" of Miscellaneous at page 560 and Westerly of the following described line:

Commencing at the point of intersection of the Southerly extension of the centerline of Maple Street as now laid out in the City of Waconia, Minnesota, with the North line of the said South Half of the Northeast Quarter; thence West along said North line a distance of 1,221.00; thence South parallel with the West line of said South Half of the Northeast Quarter a distance of 450.00 feet, said last described course being herein designated as Line "A"; thence Easterly to a point in the Southerly extension of the centerline of said Maple Street distant 360.00 feet South from the point of commencement, said last described course being herein designated as Line "B"; thence South along said Southerly extension of the centerline of Maple Street to the intersection with the location line of the right of way of State Highway Number Five as recited in the Final Certificate of Record Book "L" of Miscellaneous at page 560; thence Southwesterly along said location line 436.44 feet; thence Northwesterly at right angles to the point of intersection with a line 200.00 feet South of, measured at right angles to and parallel with said Line "B"; thence Westerly along said last described parallel line a distance of 300.0 feet; thence Southeasterly deflecting to the left 97 degrees, 41 minutes, a distance of 222.60 feet to a point herein designated as Point "A"; thence continuing Southeasterly along the last described course a distance of 239.18 feet, to the location line of said State Highway Number Five to the actual point of beginning of the line herein to be described; thence Northwesterly to Point "A"; thence Westerly parallel with said Line "B" above described to the point of intersection with the Southerly extension of Line "A" above described; thence Northerly along said extension of Line "A" to the North line of the South Half of the Northeast Quarter of Section 23, Township 116 North, Range 25 West and there terminating.


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 21st day of November, 1988.

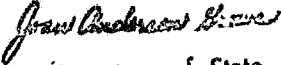

Larry D. Bodahl, Mayor

ATTEST:


Esther Zellmann, Clerk-Treasurer

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

JAN 18 1989


Secretary of State

138767