

City of Lake Elmo  
Washington County, Minnesota

Resolution 94-2

WHEREAS, the City of Lake Elmo feels very strongly that a joint project with the City of Oakdale, to provide Sanitary Sewer to Section 32 and Section 33, would be financially beneficial to both Cities; and

WHEREAS, the City of Lake Elmo has prepared a Joint Powers Agreement for this Utility Extension Project which sets forth terms and conditions, that if agreed upon by both Cities, will provide a means of constructing one sanitary sewer project rather than two separate sanitary sewer systems; and

WHEREAS, an addendum to this Joint Powers Agreement is a Joint Resolution of both cities affecting the detachment of certain lands from the City of Lake Elmo and the annexation of such lands to the City of Oakdale, thereby resolving the jurisdictional issues between the cities relative to the Subject Property without the necessity of costly litigation; and

WHEREAS, the City of Lake Elmo will continue to oppose special legislation that would afford the City of Oakdale the opportunity to petition the Minnesota Municipal Board for the concurrent detachment and annexation of any property currently under the jurisdiction of Lake Elmo within Section 32 and Section 33 to Oakdale, without the City of Lake Elmo being afforded the same opportunity to petition the Minnesota Municipal Board for the concurrent detachment and annexation of land currently under the jurisdiction of Oakdale within Section 32 and Section 33.

NOW, THEREFORE, BE IT RESOLVED THAT: The City of Lake Elmo respectfully requests its legislative representatives to sponsor the attached bill if and when similar legislation is sponsored on behalf of the City of Oakdale.

BE IT FURTHER RESOLVED THAT: The City of Lake Elmo prefers that local issues be resolved at local levels, and that intervention by the Minnesota State Legislature will set a precedent in this instance and interfere with continued efforts by the City of Lake Elmo and the City of Oakdale to negotiate an amicable resolution to this issue.



Wyn John, Mayor

Attest:

  
Mary Kueffner, City Administrator

1. A Bill For An Act
2. relating to the City of Lake Elmo, authorizing the City to annex certain
3. properties acquired by the City of Oakdale in Washington County for
4. development purposes.
5. BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:
6. Section 1. (ANNEXATION OF LANDS WITHIN THE CITY OF OAKDALE
7. WHICH ARE SURROUNDED BY LANDS WITHIN THE CITY OF LAKE
8. ELMO BY THE CITY OF LAKE ELMO).
9. The City of Lake Elmo may petition for the concurrent detachment and
10. annexation of land presently under the jurisdiction of the City of Oakdale which
11. is surrounded by the City of Lake Elmo and located in Sections 32 and 33,
12. Township 29 North, Range 21 West, Washington County, notwithstanding
13. any limitations on persons who may petition under Minnesota Statutes,
14. Section 414.061, subdivisions 4, 4a, and 5. The annexation must
15. otherwise comply with Minnesota Statutes, section 414.061.
16. Section 2. (APPLICABILITY.)
17. Section 1 applies to the Cities of Lake Elmo and Oakdale. Pursuant to
18. Minnesota Statutes, Section 645.023, subdivision 1, clause (a), Section 1
19. is effective without local approval.