

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of A-2205(OA)-19
Chaska/Laketown Township
Pursuant to Minnesota Statutes 414

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

The joint resolution for orderly annexation submitted by the City of Chaska and Laketown Township was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. A joint resolution for orderly annexation was adopted by the City of Chaska and Laketown Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.

2. A joint resolution adopted and submitted by the City of Chaska and Laketown Township, requests annexation of part of the designated area described as follows:

That part of the Northeast Quarter of the Northeast Quarter of Section 24, Township 116 North, Range 24 East, Carver County, Minnesota lying south of the southerly right-of-way of 86th Street. Except therefrom that part lying within the boundary of the plat of CHEVALLE, on file and of record in the office of the Carver County Recorder.

AND

That part of Government Lot 3, Section 24, Township 116 North, Range 24 East, Carver County, Minnesota, lying east of the north-south quarter line of said Section 24 and southwesterly of the following described line:

Commencing at a point 13.5 feet directly south, on the north-south quarter line, of the center of Section 24, Township 116, Range 24, Carver County, Minnesota and thence running in a southeasterly direction for a distance of 610 feet to a point which is 18.5 feet south of the east-west quarter line of the above described section, and thence running diagonally in a southeasterly direction at an angle of 113 degrees (reading from west to south) for a distance of approximately 519.8 feet into Lake Bavaria.

3. Minnesota Statutes § 414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.

4. The joint resolution contains all the information required by Minnesota Statutes § 414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.

2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

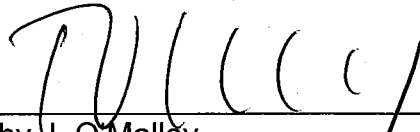
1. The property described in Findings of Fact 2 is annexed to the City of Chaska, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.035, the tax rate of the City of Chaska on the property herein ordered annexed shall be increased in substantially equal proportions over a period of three years to equality with the tax rate of the

property already within the city.

3. Pursuant to Minnesota Statutes § 414.036, no reimbursement shall be made to the Township of Laketown by the City of Chaska in accordance with the terms Joint Resolution No. 13-40/2013-08 signed by the City on May 20, 2013 and Township on June 24, 2013.

Dated: August 13, 2013



Timothy J. O'Malley
Assistant Chief Administrative Law Judge
Municipal Boundary Adjustment Unit