

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Victoria from Laketown Township
[MBAU Docket A-2205(OA)-38]

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the City of Victoria (City) on December 2, 1976, and Laketown Township (Township) on December 20, 1976, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

The Joint Resolution to Designate was amended in 2004 and again in 2020 by City Resolution No. 2020-13/Township Resolution No. 2020-04 (2020 Amendment to the Joint Resolution to Designate) adopted by the City on March 9, 2020, and the Township on April 13, 2020.

Resolution No. 2024-54 (City Resolution to Annex), adopted by the City on August 26, 2024, requests annexation of certain real property (Property) legally described as follows:

The East half of the Southwest Quarter (E1/2 of SW1/4) of Section 36, Township 116, Range 24, containing 80 acres of land, more or less, according to the Government Survey thereof, excepting therefrom; Commencing at the Northwest corner of the East half of the Southwest Quarter of Section 36, Township 116, Range 24; thence running South 82 rods along the West line of said East half of the Southwest Quarter (E1/2 SW1/4) to the center of the Chaska and Waconia road; thence East along center of said road two (2) rods; thence North parallel with first named line 82 rods, more or less to North line of said East half of the Southwest Quarter (E1/2 SW1/4); thence West 2 rods to place of beginning.

ALSO Except that part of the Southeast Quarter of the Southwest Quarter of Section 36, Township 116, Range 24, Carver County, Minnesota, lying Southerly of the centerline of County State Aid Highway No. 10, as shown on Carver County Right of Way Plat No. 16 and Carver County Highway Right of Way Plat No. 1, described in Trustee's Deed dated August 2, 2017, filed August 18, 2017, as Document No. A650465.

AND

A strip of land 1 rod wide along the North line of the Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) of Section 36, Township 116 North of Range 24 West, described as follows:


Commencing at the Northeast corner of the Northwest Quarter of the Southwest Quarter (NW1/4 of SW1/4) said Section; thence running West to the South line of the Chicago, Milwaukee and St. Paul Railway Co. right of way; thence along South line of said right of way, still 1 rod wide, to the cattle pass running underneath the railroad track.

Based upon a review of the 2020 Amendment to the Joint Resolution to Designate and the City Resolution to Annex, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2024), the City Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the 2020 Amendment to the Joint Resolution to Designate, the City Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2024), no reimbursement shall be made by the City to the Township in accordance with the terms of the 2020 Amendment to the Joint Resolution to Designate and the City Resolution to Annex.

Dated: September 18, 2024


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2024). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Carver County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2023). However, no request for amendment shall extend the time of appeal from this Order.