

DEPARTMENT OF ADMINISTRATION  
STATE OF MINNESOTA  
BEFORE THE DIRECTOR OF  
STRATEGIC AND LONG RANGE PLANNING

IN THE MATTER OF THE PETITION FOR	)	<u>NOTICE OF</u>
THE ANNEXATION OF CERTAIN LAND TO	)	<u>HEARING CANCELLATION</u>
THE CITY OF MONTICELLO PURSUANT TO	)	<u>AND</u>
MINNESOTA STATUTES 414	)	<u>ORDER TO DISMISS</u>

WHEREAS, a petition requesting the annexation of certain property from the Town of Monticello to the City of Monticello was filed with the Department of Administration pursuant to Minnesota Statutes 414.031, Subd. 1(a)(1) on October 30, 2003; and

WHEREAS, on November 12, 2003, the Director of Strategic and Long Range Planning, directed the matter to mediation in part, based on the parties' previous history with orderly annexation and recent litigation pertaining to a prior joint agreement; and

WHEREAS, pursuant to statutory requirements a first hearing was convened on the petition on December 5, 2003, after due and appropriate legal notice, and was continued to an indefinite date to allow the parties time to complete the mediation process; and

WHEREAS, on December 11, 2003, the Director reviewed the requested input from the parties and assigned Andrew Hultgren as mediator. Mediation began in February 2004 and the parties reported a tentative agreement in April 2004; and

WHEREAS, the parties continued to work with the mediator on drafting an orderly annexation agreement containing the settlement terms of contested issues and reached agreement on contested issues resulting in a new Orderly Annexation Agreement; and

WHEREAS, on June 23, 2004, the Executive Director of Municipal Boundary Adjustments (hereinafter "MBA") at the Department of Administration received an Orderly Annexation Agreement between the City of Monticello and the Town of Monticello representing settlement of the underlying dispute and designating certain land for orderly annexation; and

WHEREAS, the City of Monticello requested that its petition for annexation pursuant to Minnesota Statutes 414.031, Subd. 1(a)(1) be withdrawn and that the MBA Docket A-6979 Monticello be closed. The City also requested that the continued hearing be canceled pursuant to the terms of the Orderly Annexation Agreement as executed between the parties; and

WHEREAS, on July 8, 2004, the Director of Strategic and Long Range Planning granted the City's request to withdraw the petition; canceled the continued hearing; and closed MBA Docket A-6979 Monticello; and

IT IS HEREBY ORDERED: That the petition for annexation of certain property to the City of Monticello described as:

**Lands in Township 121, Range 25**

All of Sections 9, 16, 21, 22, 25, 26, 27, 28, and 29, Township 121, Range 25, Wright County, Minnesota.

And also that part of the Southwest Quarter of the Southwest Quarter of Section 3, Township 121, Range 25, lying Southwesterly of Interstate Highway No. 94.

And also that part of Section 4, Township 121, Range 25 lying Southwesterly of Interstate Highway No. 94.

And also all of the North-half, all of the Southeast Quarter, and all of the East-half of the East-half of the Southwest Quarter, all in Section 5, Township 121, Range 25, Wright County, Minnesota.

And also all of the East-half of the Northeast Quarter of the Northwest Quarter and all of the East-half, all in Section 8, Township 121, Range 25, Wright County, Minnesota.

And also all that part of Section 10, Township 121, Range 25, Wright County, Minnesota lying Southwesterly and Westerly of the existing City of Monticello corporate limits.

And also the Northeast Quarter of Section 13, Township 121, Range 25, except that part which lies within the existing City of Monticello corporate limits.

And also that part of Section 15, Township 121, Range 25, Wright County, Minnesota, lying Westerly of the existing City of Monticello corporate limits.

And also the East-half of Section 17, Township 121, Range 25, Wright County, Minnesota.

And also the Northeast Quarter of Section 20, Township 121, Range 25, Wright County, Minnesota and the South-half of said Section 20.

And also that part of the Northeast Quarter of Section 23, Township 121, Range 25, Wright County, Minnesota lying Southerly and Westerly of the existing City of Monticello corporate limits, and all of the South-half of said Section 23, and that part of the East-half of the Northwest Quarter of said Section 23, lying Southerly and Easterly of the existing City of Monticello corporate limits, and that part of the West-half of the Northwest Quarter of said Section 23, lying Southerly and Westerly of the area legally described in City of Monticello Annexation Ordinance No. 401, dated October 13, 2003, annexing the Featherstone Development pursuant to Minnesota Statutes, Section 414.033, subd. 2 (See ordinance and legal description attached hereto and incorporated herein by reference as Exhibit A1).

And also that part of Section 24, Township, Range 25, Wright County, Minnesota, except the East-half of the Northeast Quarter thereof.

**And also Lands in Township 121, Range 24**

All of Section 7, Township 121, Range 24, Wright County, Minnesota.

And also the West-half of Section 8, Township 121, Range 24, Wright County Minnesota.

And also the West-half of Section 17, Township 121, Range 24, Wright County Minnesota.

And also that part of Section 18, Township 121, Range 24, Wright County, Minnesota, except that part of Section 18 which lies within the existing City of Monticello corporate limits.

And also that part of Section 19, Township 121, Range 24, Wright County, Minnesota, except that part of Section 19 which lies within the existing City of Monticello corporate limits.

And also the West-half of the Northwest Quarter of Section 20, Township 121, Range 24, Wright County Minnesota.

And also all of Section 30, Township 121, Range 24, Wright County, Minnesota.

**And Also Lands in Township 122, Range 25**

The East-half of the Southeast Quarter of Section 30, Township 122, Range 25, Wright County, Minnesota.

And also the Northeast Quarter of the Southeast Quarter of Section 31, Township 122, Range 25, Wright County, Minnesota, and the East-half of the Northeast Quarter of said Section 31.

And also that part of Section 32, Township 122, Range 25, Wright County, Minnesota lying Southwesterly of the existing City of Monticello corporate limits.

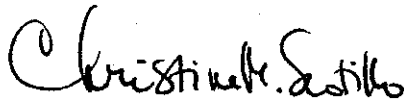
And also that part of the Southwest Quarter of the Southwest Quarter of Section 33, Township 122, Range 25, Wright County, Minnesota, lying Southwesterly of the existing City of Monticello corporate limits.

is withdrawn, the continued hearing in this matter is canceled, and MBA Docket A-6979

Monticello is closed without prejudice.

Dated this 8<sup>th</sup> day of July, 2004.

For the Director  
658 Cedar Street - Room 300  
St. Paul, Minnesota 55155



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments