

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Clearwater from Clearwater Township
(MBAU Docket A-8030)

**ORDER APPROVING
ANNEXATION ORDINANCES**

On October 17, 2016, the City of Clearwater (City) adopted Ordinance Number 2016-10 (Ordinance 2016-10) annexing certain real property (Property) from Clearwater Township (Township) legally described as follows:

That part of the Northeast Quarter of Section 3, Township 122, Range 27, Wright County, Minnesota, described as follows:

Commencing at the Southeast corner of the Northeast Quarter of said Section 3, Township 122, Range 27; thence North 01 degree 05 minutes 23 seconds West, assumed bearing along said East line of said Northeast Quarter, a distance of 865.26 feet; thence North 63 degrees 15 minutes 23 seconds West, 1143.83 feet to the westerly right of way line of State Trunk Highway No. 24; thence northeasterly, along said westerly right of way line of State Trunk Highway No. 24 to a point distant 120.00 feet southwesterly from the southerly right of way line of Interstate Highway No. 94 as measured along said westerly right of way line of State Trunk Highway No. 24; thence North 64 degrees 05 minutes 28 seconds West, a distance of 400.77 feet; thence South 26 degrees 20 minutes 39 seconds West, 457.89 feet to the former centerline of an abandoned town road and the point of beginning of the parcel to be described; thence South 35 degrees 57 minutes 59 seconds East along said centerline, a distance of 119.73 feet to an angle point in said centerline; thence South 62 degrees 16 minutes 53 seconds East, continuing along said centerline, a distance of 330.21 feet to said westerly right of way line of State Trunk Highway No. 24, thence southwesterly, along said westerly right of way line of State Trunk Highway No. 24, a distance of 306.08 feet; thence North 62 degrees 16 minutes 53 seconds West, 489.34 feet; thence North 26 degrees 20 minutes 39 seconds East, 353.18 feet to the point of beginning.

Said described area contains $\pm 141,040$ sq. ft. (± 3.24 acres).

On November 14, 2016, the City adopted Ordinance Number 2016-11 (Ordinance 2016-11) amending Section 4 of Ordinance 2016-10 regarding reimbursement pursuant to Minn. Stat. § 414.036 (2016).

Based upon a review of Ordinance 2016-10 and Ordinance 2016-11, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2016), Ordinance 2016-10 and Ordinance 2016-11 are deemed adequate in all legal respects and properly support this Order.

2. Pursuant to the terms of Ordinance 2016-10, Ordinance 2016-11, and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to Minn. Stat. § 414.036, the City will reimburse the Township \$28.71 in the first year and \$28.70 in the second year as stated in Ordinance Number 2016-11 adopted by the City on November 14, 2016.

Dated: December 12, 2016



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2016). Minn. Stat. § 414.033, subd. 7, requires that a copy of the annexation ordinance be filed with the township, the appropriate county auditor(s), and the Secretary of State.

Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Wright 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 (2015). However, no request for amendment shall extend the time of appeal from this Order.