

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Perham from Perham Township
(MBAU Docket A-8041)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On December 12, 2016, the City of Perham (City) adopted Ordinance Number 395 (Ordinance) annexing certain real city-owned property (Property) from Perham Township (Township) legally described as follows:

That part of Government Lot 5, Section 2, Township 136, Range 39, Otter Tail County, Minnesota described as follows: Commencing at the southwest corner of said Government Lot 5, thence North on an assumed bearing on the west line of said Government Lot 5, a distance of 180 feet; thence North 77 degrees, 23 minutes, 10 seconds East a distance of 674 feet, more or less, to the shoreline of Little Pine Lake; thence southeasterly along the shoreline of Little Pine Lake to the intersection with the South line of said Government Lot 5; thence West on an assumed bearing along the South line of said Government Lot 5 to the point of beginning and there terminating. EXCEPT that part of Government Lot 5, Township 136 North, Range 39 West of the Fifth Principal Meridian in Otter Tail County, Minnesota described as follows: Commencing at the southwest corner of said Government Lot 5; thence North 00 degrees 00 minutes 00 seconds East 180 feet on an assumed bearing along the west line of said Government Lot 5; thence North 77 degrees 23 minutes 10 seconds East 42.99 feet to an iron monument; thence continuing North 77 degrees 23 minutes 10 seconds East 319.14 feet to a point 10.00 feet distant along said line from west building eave, said point also being the point of beginning; thence South 17 degrees 52 minutes 18 seconds East 45.53 feet; thence North 72 degrees 07 minutes 42 seconds East 71.70 feet; thence North 17 degrees 52 minutes 18 seconds West 38.94 feet to the intersection of a line bearing North 77 degrees 23 minutes 10 seconds East from said point of beginning; thence South 77 degrees 23 minutes 10 seconds West to the point of beginning.

Subject to easements, restrictions, or reservations of record if any.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2016), the Ordinance is deemed

adequate in all legal respects and properly support this Order.

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

3. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2016) are not applicable.

Dated: January 26, 2017

A handwritten signature in black ink, appearing to read 'TLP', is written over a horizontal line.

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 Otter Tail 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.