

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Kilkenny from Kilkenny Township
(MBAU Docket A-8044)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On December 12, 2016, the City of Kilkenny (City) adopted Ordinance Number 2016-02 (Ordinance) annexing certain real property (Property) from Kilkenny Township (Township) legally described as follows:

That part of the South Half of the Southeast Quarter of Section 22 Township 110 North Rang 23 West. Le Sueur County, Minnesota described as:

Commencing at a point on the east line of Block 2, "Kilkenny Proper" according to the corrected plat of Kilkenny, on file and of record with the Le Sueur County Recorder at a point 80.00 feet south of the northeast corner of said Block 2; (the east line of said Block 2 to have an assumed bearing of North 00 degrees 00 minutes 00 seconds East); thence North 90 degrees 00 minutes 00 seconds East, 414.00 feet to the point of beginning; thence continuing North 90 degrees 00 minutes 00 seconds East, 50.00 feet; thence South 00 degrees 00 minutes 00 seconds West, 449.6 feet to a point on the center line of State Aid Road No. 2; thence North 66 degrees 12 minutes 00 seconds West, along said roadway center line, 54.65 feet to the point of intersection with a line which bears South 00 degrees 00 minutes 00 seconds West from the point of beginning; thence North 00 degrees 00 minutes 00 seconds East, 427.5 feet to the point of beginning. Said parcel contains 21,929 square feet, subject to any and all easements of record.

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. Pursuant to Minn. Stat. § 414.036 (2016), the City will reimburse the Township \$1.05 in 2017 and \$1.06 in 2018 as stated in the City's letter dated February 6, 2017.

Dated: March 15, 2017



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 Le Sueur 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.