

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Big Lake from Big Lake Township
(MBAU Docket A-8057)

**AMENDED
ORDER APPROVING
ANNEXATION ORDINANCE**

On April 12, 2017, the City of Big Lake (City) adopted Ordinance Number 2017-06 (Ordinance) annexing certain real property (Property) from ~~Hyde Park~~ **Big Lake** Township (Township) legally described as follows:

(1): The Northeast Quarter of the Southwest Quarter (NE 1/4 of SW 1/4), Section 20, Township 33, Range 27, EXCEPT the following described parcels:

A. Beginning at the Southeast corner of the Northeast Quarter of the Southwest Quarter (NE 1/4 of SW 1/4), Section 20, Township 33, Range 27; thence West on the South line of said Northeast Quarter of the Southwest Quarter (NE 1/4 of SW 1/4) 28.00 rods; thence North 28 rods and 9 feet; thence East 28.00 rods; thence South 28 rods and 9 feet to place of beginning;

B. That part of the South 548.50 feet, as measured at right angles, of the Northeast Quarter of the Southwest Quarter (NE 1/4 of SW 1/4) Section 20, Township 33, Range 27, Sherburne County, Minnesota, lying West of the West line of the East 462.00 feet (28 rods), as measured at right angles, thereof. Subject to that part thereof taken for right-of-way of U.S. Highways No. 10 and 52. Also subject to that part taken for County Road No. 43; and

C. Any portion thereof taken by MNDOT Right of Way Plat No. 71-20 and Sherburne County Highway Right of Way Plat No. 21.

AND

(2): The Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), Section 20, Township 33, Range 27, EXCEPT the following described parcels:

A. The North 100.00 feet of the Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), Section 20, Township 33, Range 27, Sherburne County, Minnesota, lying East of the West 606.66 feet of said Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4);

B. The North 376.00 feet of the West 606.66 feet of the Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), Section 20, Township 33, Range 27;

C. That part of the West 447.11 feet of the Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4). Section 20, Township 33, Range 27, Sherburne County, Minnesota, lying North of the South 456.00 feet of said Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4) and lying South of a line described as follows: Beginning at a point on the West line of said Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), a distance of 231.50 feet North of the Northwest corner of said South 456.00 feet of said Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4); thence East along a line passing through a point on the East line of the West 660.00 feet of said Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), distant 205.21 feet North from the Northeast corner of said West 660.00 feet of the South 456.00 feet of the Southeast Quarter of the Northwest Quarter and there terminating; and

D. That part of the North 376.00 feet of the Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), Section 20, Township 33, Range 27, Sherburne County, Minnesota, which lies East of the East line of the West 606.66 feet of said Southeast Quarter of the Northwest Quarter (SE 1/4 of NW 1/4), and South of the South line of Triple Oaks Second Addition, according to the recorded plat thereof, Sherburne County, Minnesota.

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 \$140.68 each year for two years as stated in Ordinance Number 2017-06.

Dated: June 2, 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 Sherburne 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.