

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Fosston from Rosebud Township
(MBAU Docket A-8070)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On June 12, 2017, the City of Fosston (City) adopted a Notice of Intent for Annexation pursuant to Minn. Stat. § 414.033, subd. 3 (2016).

No objection to the Notice of Intent for Annexation was filed by Rosebud Township (Township) pursuant to Minn. Stat. § 414.033, subd. 3.

On November 13, 2017, the City adopted Ordinance Number 4.30 (Ordinance) annexing certain real property (Property) owned by Kevin Spong legally described as follows:

The East 214.5 feet of the West 412.5 feet of the South 219.95 feet of Government Lot Four (4), Section Three (3), Township One Hundred Forty-seven (147) North, Range Forty (40) West of the Fifth Principal Meridian.

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 supports 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 property taxes to the Township in the amount of \$16.07 each year for two years as stated in the Ordinance.

4. Pursuant to Minn. Stat. § 414.036 (2016), the City will reimburse special assessments to the Township in the amount of \$80 each year for two years as stated in the Ordinance.

Dated: November 20, 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 Polk 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.