

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Lindstrom from Chisago Lake Township
(MBAU Docket A-8116)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On February 23, 2018, the City of Lindstrom (City) adopted a Notice of Intent to Annex pursuant to Minn. Stat. § 414.033, subd. 3 (2016).

No objection by the Chisago Lake Town Board (Township) was served pursuant to Minn. Stat. § 414.033, subd. 3.

On July 19, 2018, the City adopted Ordinance Number 20180719-02 (Ordinance) annexing certain real property (Property) legally described as follows:

That part of Government Lot 1, Section Nine (9), Township Thirty-three (33) North, Range Twenty (20) West, Chisago County, Minnesota, described as follows: Commencing at the North quarter corner of said Section 9; thence East, assumed bearing along the North line of Section 9, a distance of 1521.46 feet to the Easterly right-of-way line of Olinda Trail (also known as County State Aid Highway No. 25), as described on a Chisago County Highway Acquisition recorded as Document No. 167710 in the Office of the Chisago County Recorder; thence South 29 degrees 54 minutes 04 seconds East, along said Easterly right-of-way line, a distance of 209.59 feet; thence continuing Southeasterly, along said Easterly right-of-way line, a distance of 254.45 feet along a tangential curve concave to the West, having a radius of 1195.92 feet and a central angle of 12 degrees 11 minutes 25 seconds to a point hereinafter known as "Point A"; thence North 54 degrees 00 minutes East, not tangent to said curve, a distance of 155.89 feet to the point of beginning of the parcel to be described; thence South 54 degrees 00 minutes West, retracing the last described line, a distance of 155.89 feet to said "Point A"; thence Southeasterly, along the aforementioned Easterly right-of-way line of Olinda Trail, a distance of 102.27 feet along a non tangential curve to the West, having a radius of 1195.92 feet and a central angle of 4 degrees 53 minutes 59 seconds, to a Northwest corner of the recorded plat of Todd Bay, the chord of said curve bears South 15 degrees 15 minutes 32 seconds East; thence North 83 degrees 30 minutes East, along a Northerly line of said plat, a distance of 119.65 feet to a corner of said plat; thence North 6 degrees 30 minutes West, along a West line of said plat, a distance of 148.50 feet to another Northwest corner of said plat; thence North 83 degrees 30

minutes East, along another Northerly line of said plat, to the shoreline of South Center Lake; thence Northwesterly, along said shoreline, to its intersection with a line that bears North 83 degrees 30 minutes East from the point of beginning; thence South 83 degrees 30 minutes West, to the point of beginning, Subject to and together with any valid easements, restrictions and reservations, Chisago County, Minnesota. (PID 02-00067-00)

Lot 1, Block 1, Todd Bay, according to the plat thereof on file and of record in the office of the County Recorder in and for said County and State, Chisago County, Minnesota. (PID 02-01785-01)

Lot 2, Block 1, Todd Bay, according to the plat thereof on file and of record in the office of the County Recorder in and for Chisago County, Minnesota. (PID 02-01785-02)

That part of Government Lot 1, Section 9, Township 33 North, Range 20 West, Chisago County, Minnesota, described as follows: Beginning at the Southeast corner of Lot 2, Block 1, of the recorded plat of TODD BAY; thence South 51 degrees 09 minutes 30 seconds West, plat bearing along the Southwesterly extension of the Southeasterly line of said Lot 2, a distance of 43.37 feet; thence South 79 degrees 18 minutes 00 seconds East, a distance of 280.00 feet; thence North 29 degrees 10 minutes 16 seconds East, to the shoreline of South Center Lake; thence Northwesterly along said shoreline, to the Southeasterly line of said Lot 2; thence Southwesterly, along said Southeasterly line, to the point of beginning. Subject to Glader Boulevard, Chisago County, Minnesota. (PID 02-00063-10)

AND

That part of Glader Boulevard and Olinda Trail also known as County State Aid Highway No. 25 located in Government Lot 1, Section 9, Township 33, Range 20 according to the government survey thereof, on file and of record in the Office of the County Surveyor, Chisago County, Minnesota described as follows:

Commencing at the Northwest corner of said Government Lot 1; thence North 89 degrees 04 minutes 52 seconds East assumed bearing along the North line of said Government Lot 1 a distance of 181.49 feet to the center line of Olinda Trail also known as County State Aid Highway No. 25; thence South 30 degrees 49 minutes 12 seconds East along said center line a distance of 238.34 feet; thence continuing along said center line southeasterly on a tangential curve concave to the Southwest having a radius of 1145.92 feet, a central angle of 13 degrees 01 minutes 07 seconds, an arc length of 260.37 feet, a chord length of 259.81 feet and a chord bearing of South 24 degrees 18 minutes 39 seconds East to the point of beginning; thence continuing along said center line southerly on a compound curve concave to the West having a radius of 1145.92 feet, a central angle of 09 degrees 48 minutes 25 seconds, an arc length of 196.14 feet, a chord length of 195.90 feet and a chord bearing of South 12 degrees 53 minutes 53 seconds East to the center line of Glader Boulevard; thence South 80 degrees 19 minutes 56

seconds East along said center line of Glader Boulevard a distance of 552.39 feet; thence North 28 degrees 08 minutes 19 seconds East a distance of 34.79 feet; thence North 80 degrees 19 minutes 55 seconds West a distance of 521.60 feet; thence northerly along a nontangential curve concave to the West having a radius of 1195.92 feet, a central angle of 09 degrees 44 minutes 11 seconds, an arc length of 203.22 feet, a chord length of 202.98 feet and a chord bearing of North 13 degrees 45 minutes 42 seconds West; thence South 53 degrees 04 minutes 52 seconds West a distance of 52.79 feet to the point of beginning and there terminating.

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 agreement of the City and Township, and as allowed by Minn. Stat. § 414.036 (2016), no reimbursement shall be made by the City to the Township.
4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: July 26, 2018



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). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Chisago 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.