

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Sleepy Eye from Home Township
(MBAU Docket A-8229)

**ORDER APPROVING
ANNEXATION ORDINANCES**

On August 28, 2019, the City of Sleepy Eye (City) adopted Ordinance No. 157 which approved the Annexation Petition of the Home Cemetery Association pursuant to Minn. Stat. § 414.033, subd. 5 (2018), to annex certain real property (Property) from Home Township (Township). On December 10, 2019, the City adopted Ordinance No. 164 amending the legal description of the Property described in Ordinance No. 157. The description of the Property, as amended, is legally described as follows:

Lot H in the Southwest Quarter of the Northeast Quarter, Lot F in the Southwest Quarter of the Northeast Quarter, and Lot E of the Southeast Quarter of the Northeast Quarter of Section 29, Township 110 North, Range 32 West, Brown County, Minnesota; AND

South 33.00 feet of the Southwest Quarter of the Northeast Quarter of Section 29, Township 110 North, Range 32 West, City of Sleepy Eye, Brown County, Minnesota.

Except such property contained therein that has previously been annexed into the City of Sleepy Eye.

On August 27, 2019, Home Township (Township) adopted a waiver of objection to the annexation of the Property pursuant to Minn. Stat. § 414.033, subd. 5.

Based upon a review of Ordinance Nos. 157 and 164, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2018), Ordinance Nos. 157 and 164 are deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of Ordinance Nos. 157 and 164 and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to Minn. Stat. § 414.036 (2018), the City will reimburse the Township \$10 each year for two years as stated in Ordinance No. 157.

4. The City must file a copy of the Annexation Ordinances with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: December 18, 2019


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Brown 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.