

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Cambridge from Isanti Township
(MBAU Docket A-8235)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On November 12, 2019, the City of Cambridge (City) filed a Notice of Intent to Annex pursuant to Minn. Stat. § 414.033, subd. 3 (2018) with the Office of Administrative Hearings.

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

On March 16, 2020, the City adopted Ordinance Number 708 (Ordinance) annexing certain real property (Property) legally described as follows:

Parcel 05.008.2500 Steven M Fuhol Trustee (approximately 2.5 acres)

The West 184 feet of the following described parcel of land, to-wit: That part of the Northeast Quarter of the Northwest Quarter (NE 1/4 of NW 1/4)of Section Eight (8), Township Thirty five (35), Range Twenty-three (23), described by metes and bounds as follows: Commencing at a point 330 feet West of the Southeast corner of said NE 1/4 of NW 1/4 for a point of beginning of the tract to be herein described; thence continuing West following the North 1/16 line a distance of 972.92 feet, more or less, to a point on the South line of said NE 1/4 of NW 1/4, 18 feet East from the Southwest corner of said NE 1/4 of NW 1/4; thence North and parallel to the West 1/16 line of said Section, Township and Range, a distance of 592.21 feet to the South boundary of Woodland Park as platted and established in said NE 1/4 of NW 1/4; thence Easterly following the Southerly boundary of Woodland Park a distance of 785.42 feet; thence North and parallel to the North and South Quarter line a distance of 66.02 feet; thence East following the South boundary of Woodland Park, a distance of 187.5 feet; thence South and parallel to the North and South Quarter line a distance of 660. 74 feet, more or less, to the point of beginning and there to terminate, containing 13 acres, more or less. Subject to restrictions, reservations, easements and covenants of record, if any.

Parcel 05.008.2400 Clark J Swanson (approximately .28 acres)

The North 66.02 feet of the East 187.5 feet of the following described parcel of land, to-wit: That part of the Northeast Quarter of the Northwest Quarter (NE1/4) of NW1/4) of Section Eight (8), Township Thirty-five (35), Range Twenty-three (23), described by metes and bounds as follows: Commencing at a point 330 feet West of the Southeast corner of said NE1/4; of NW1/4 for a point of beginning of the tract of be herein described: thence continuing West following the North 1/16

line a distance of 972.92 feet, more or less, to a point on the South line of said NE 1/4 of NW 1/4, 18 feet east from the Southwest corner of said NE 1/4 of NW 1/4 thence North and parallel to the West 1/16 line of said Section, Township and Range, a distance of 592.21 feet to the South boundary of Woodland Park as platted and established in said NE 1/4 of NW 1/4; thence Easterly following the Southerly boundary of Woodland Park a distance of 785.42 feet; thence North and parallel to the North and South Quarter line a distance of 66.02 feet; thence East following the South boundary of Woodland Park, a distance of 187.5 feet; thence South and parallel to the North and South Quarter line a distance of 660.74 feet, more or less, to the point of beginning and there to terminate, containing 13 acres more or less.

Parcel 05.008.1400 Gordon E Beaman Jr (approximately 1.02 acres)

That part of the Northwest Quarter of the Northwest Quarter, Section 8, Township 35, Range 23, Isanti County, Minnesota described as follows: Beginning on the east line of said Northwest Quarter of the Northwest Quarter of the southwest corner of the recorded plat of Woodland Park, Isanti County, Minnesota; thence westerly, parallel with the north line of said Northwest Quarter of the Northwest Quarter, a distance of 140.00 feet; thence southerly, parallel with said east line, a distance of 390.00 feet thence easterly, parallel with said north line, a distance of 140.00 feet to said east line; thence northerly on said east line a distance of 390.00 feet to said point of beginning. EXCEPT that part of the Northwest One-Quarter of the Northwest One-Quarter (NW 1/4 of NW 1/4) Section 8, Township 35 North, Range 23 West, Isanti County, Minnesota, described as follows: Beginning at a point on the East line of said NW 1/4 of NW 1/4 distant 820 feet South of the Northeast corner of said NW 1/4 of NW 1/4 (said East line bearing South 0° 00', assumed), thence South 0° 00' along said East line, 100 feet thence South 68° 23' West, 100 feet, thence North 0° 00', 100 feet thence North 68° 23' East, 100 feet, to the point of beginning and there to terminate.

Parcel 05.007.3100 AND 05.007.2600 Ken Reine (approximately 3.2 acres)

That part of the South 198 feet of the North 660 feet, as measured at right angles to the North line thereof, of Government Lot Five (5), Section Seven (7), Township Thirty-five (35), Range Twenty-three (23), lying Easterly of the center line of the town road as now laid out and constructed. Subject to an easement for road purposes over the Westerly 33 feet thereof, as measured at right angles to the centerline of the road.

Parcel 05.007.1700 Rebecca Lutz (approximately .19 acres)

That part of Government Lot Five (5) of section Seven (7), Township Thirty-five (35), Range Twenty-three (23), described as follows, to-wit: Beginning on the North line of said Government Lot 5, 1320 feet East of the Northwest corner of said Government Lot 5 (said beginning also being described as the Northeast corner of the NW 1/4 of NE 1/4 of said Section 7); thence South along the East line of said NW 1/4 of NE 1/4, 660.40 feet for the actual point of commencement of the tract to be described; thence South along said East line of said NW 1/4 of NE 1/4, 132.08 feet, more or less, and to a point which is the same point of beginning,


described in that certain deed dated October 7, 1955, and recorded in Book 1146 of Deeds, page 214; thence West at right angles 68.59 feet and to the centerline of a public road there located; thence Northerly along the centerline of said public road, 132.17 feet, more or less; thence East parallel to first course, 57.24 feet to the actual point of commencement and there to terminate. Subject to public road easement along the Westerly 33 feet thereof.

Based upon a review of the Ordinance, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2018), 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 (2018), the City will reimburse the Township \$1,870 on July 1 in the years of 2021 and 2022 as stated in the Ordinance.
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: March 19, 2020


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 Isanti 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.