

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE PETITION FOR)	
THE DETACHMENT OF CERTAIN LAND)	<u>FINDINGS OF FACT</u>
FROM THE CITY OF WAVERLY PURSUANT)	<u>CONCLUSIONS OF LAW</u>
TO MINNESOTA STATUTES 414)	<u>AND ORDER</u>

WHEREAS, on July 23, 2008, Municipal Boundary Adjustments received a petition for the detachment of certain land from the City of Waverly and City Resolution No. 08-07-1, supporting the petition for detachment; and

After review of the petition and resolution, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. That a petition and city resolution were duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments for the detachment of property from the City of Waverly.

2. The petition and city resolution contained all the information required by statute including a description of the territory proposed for detachment, which is as follows:

North 319.42 feet of the East 340.93 feet of the Northwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West.

AND

The Northwest Quarter of the Northeast Quarter of Section 9, Township 118 North, Range 26 West, except the North 319.42 feet of the East 340.93 feet thereof.

3. The area proposed for detachment is situated within the City of Waverly and abuts the municipal boundary.

4. The area proposed for detachment is approximately 40 acres.

5. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.

6. The only municipal improvement on the property is the right-of-way for 70th Street Southwest over the approximate north 33 feet of the property.

7. The area abuts the Town of Woodland, Wright County.

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.

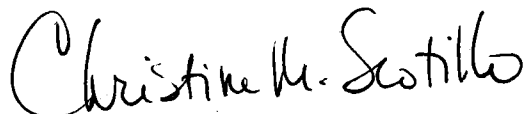
2. An order should be issued by the Chief Administrative Law Judge detaching the area described herein.

ORDER

1. IT IS HEREBY ORDERED: That the property described in Findings of Fact 2 be, and the same hereby is, detached from the City of Waverly and made a part of the Town of Woodland, the same as if it had originally been made a part thereof.

Dated this 23rd day of July, 2008.

For the Chief Administrative Law Judge
P. O. Box 64620
St. Paul, Minnesota 55164-0620



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments