

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE DETACHMENT AND )  
ANNEXATION OF CERTAIN LAND BETWEEN )  
THE CITIES OF WOODBURY AND LAKE ELMO )  
PURSUANT TO MINNESOTA STATUTES 414 )

FINDINGS OF FACT  
CONCLUSIONS OF LAW  
AND ORDER

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The Cities of Lake Elmo and Woodbury filed resolutions for concurrent detachment and annexation on July 22, 2008 and August 26, 2008 respectively, with the Chief Administrative Law Judge for review and decision pursuant to Minnesota Statute §414.061. Thereafter, on September 25, 2008, the undersigned Assistant Chief Administrative Law Judge, acting under a delegation from the Chief Administrative Law Judge, reviewed the resolutions for conformity with applicable law.

Based upon all of the files and records herein, the Assistant Chief Administrative Law Judge makes the following:

FINDINGS OF FACT

1. That resolutions were duly filed with the Office of Administrative Hearings- Municipal Boundary Adjustments requesting concurrent detachment of certain property from the City of Woodbury and annexation to the City of Lake Elmo.

2. The resolutions contain all the information required by statute including a description of the territory proposed for concurrent detachment and annexation, which is as follows:

The concurrent detachment and annexation area shall include that portion of the City of

Woodbury lying north of the following described line: Commencing at the south quarter corner of Section 33, Township 29 North, Range 21 West; thence on an assumed azimuth of 0 degrees 13 minutes 58 seconds along the north south quarter line of said Section 33 a distance of 63.04 feet to the northerly boundary line of the City of Woodbury and the point of beginning of the line to be described; thence easterly along the northerly boundary line of the City of Woodbury, on an azimuth of 89 degrees 20 minutes 05 seconds for 2198.24 feet; thence on an azimuth of 97 degrees 12 minutes 56 seconds for 65.86 feet; thence on an azimuth of 93 degrees 53 seconds 59 minutes for 369.13 feet, to a point on the east line of said Section 33, said point lies 36.80 feet northerly of the southwest corner of Section 34, Township 29 North, Range 21 West; thence continue on an azimuth of 93 degrees 53 seconds 59 minutes for 340.84 feet; thence on an azimuth of 92 degrees 52 minutes 19 seconds for 251.62 feet to a point on the south line of said Section 34, said point lies 591.59 feet easterly of the southwest corner of said Section 34; thence continue on an azimuth of 92 degrees 52 minutes 19 seconds for 143.10 feet; thence on an azimuth of 90 degrees 52 minutes 04 seconds for 415.83 feet; thence on an azimuth of 89 degrees 20 minutes 33 seconds for 1477.11 feet to the south quarter corner of said Section 34; thence on an azimuth of 89 degrees 54 minutes 07 seconds for 2651.20 feet to the southeast corner of said Section 34; thence easterly along the south line of Section 35, Township 29 North, Range 21 West, on an azimuth of 89 degrees 53 minutes 56 seconds for 2632.23 feet to the south quarter corner of said Section 35; thence continue easterly along the south line of said Section 35 on an azimuth of 89 degrees 53 minutes 56 seconds for 2632.23 feet to the southeast corner of said Section 35; thence easterly along the south line of Section 36, Township 29 North, Range 21 West, on an azimuth of 89 degrees 53 minutes 15 seconds for 2643.18 feet to the south quarter corner of said Section 36; thence continue easterly along the south line of said Section 36, on an azimuth of 89 degrees 53 minutes 15 seconds for 2643.18 feet to the southeast corner of said Section 36 and there terminating.

3. The area proposed for concurrent detachment and annexation is situated within the City of Woodbury and abuts the municipal boundary of the City of Lake Elmo.
4. On September 25, 2008, the Assistant Chief Administrative Law Judge reviewed the resolutions and all pertinent information contained in the file for concurrent detachment and annexation.

#### CONCLUSIONS OF LAW

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

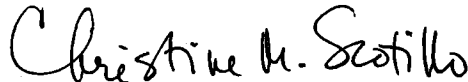
2. An order should be issued by the Assistant Chief Administrative Law Judge concurrently detaching and annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is concurrently detached from the City of Woodbury and annexed to the City of Lake Elmo the same as if it had originally been made a part thereof.

Dated this 25<sup>th</sup> day of September, 2008.

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



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments