

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of D-518
New Germany/Camden Township
Pursuant to Minnesota Statutes 414
OAH Docket: 66-0330-31426
(Roepke Petition)

**NOTICE OF HEARING CANCELLATION
AND
ORDER TO DISMISS**

The detachment petition submitted by the property owner, and other pertinent documents in the file, were reviewed for conformity with applicable law. The Chief Administrative Law Judge, by delegation to the undersigned, hereby makes and files the Notice of Hearing Cancellation and Order to Dismiss.

1. On January 6, 2014, a petition requesting detachment of less than 40 acres from the City of New Germany to Camden Township was filed by the property owner with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit (OAH-MBAU) pursuant to Minnesota Statutes § 414.06.
2. On January 22, 2014, the City of New Germany submitted a resolution, dated January 21, 2014, opposing the detachment petition.
3. After due and appropriate legal notice, the first statutory hearing on the petition was convened February 18, 2014, and was continued.
4. On February 18, 2014, the parties were ordered to participate in a mediation session pursuant to Minnesota Statutes § 414.06, subd. 2.
5. On July 26, 2014, the OAH-MBAU received a request from the property owner to withdraw the petition for detachment.

ORDER TO DISMISS


1. The Chief Administrative Law Judge, by delegation to the undersigned, hereby grants the petitioner's request to withdraw the petition for detachment of certain property from the City of New Germany described as:

All that part of the East Half of the Southwest Quarter of Section 5, Township 116, Range 26, Carver County, Minnesota, described as follows:

Beginning at the Southeast corner of the South 330.00 feet of the West 792.00 feet of said East Half; thence on an assumed bearing of North 0 degrees 05 minutes 12 seconds East along the East line of said West 792.00 feet a distance of 330.15 feet; thence South 88 degrees 20 minutes 09 seconds West along the North line of said South 330.00 feet a distance of 792.37 feet to the West line of said East Half; thence North 0 degrees 05 minutes 12 seconds East along the West line of said East Half a distance of 800.17 feet; thence North 87 degrees 01 minutes 51 seconds East a distance of 950.02 feet; thence South 1 degree 15 minutes 49 seconds East a distance of 1151.46 feet to the South line of said East Half; thence South 88 degrees 20 minutes 09 seconds West along said South line a distance of 183.89 feet to the point of beginning and there terminating. Records of Carver County, Minnesota.

2. The continued hearing in this matter is cancelled, and MBAU Docket No. D-518 New Germany/Camden Township is closed.

Dated: July 28, 2014



TIMOTHY J. O'MALLEY
Deputy Chief Administrative Law Judge
Municipal Boundary Adjustment Unit