

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of D-527
Arco/Lake Stay Township
Pursuant to Minnesota Statutes 414

**FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND ORDER**

The detachment petition of the property owner and the supporting resolution from the City of Arco were reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. The Chief Administrative Law Judge or authorized designee reviewed the petition and supporting city resolution which were filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on June 9, 2014 and July 21, 2014, respectively. A resolution stating neutrality was received from Lake Stay Township on June 23, 2014.

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

The North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$) of Section Thirty-one (31), Township One Hundred and Eleven (111), Range Forty-four (44), Lincoln County, Minnesota, subject to highways of record, and EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL:

That part or parcel of land lying in the Southeast Quarter of Section Thirty-one of Township numbered One Hundred Eleven North, Range Forty-four, more particularly described as follows, commencing sixteen rods south of the North line of said One Quarter Section on the West Line of the public

highways as platted by the Chicago and Northwestern Railroad Company, thence running in a Southerly direction along the West line of said highway, sixteen rods, thence west ten rods, thence running in a Northerly direction sixteen rods parallel to the East Line, thence East ten rods to the place of beginning.

3. The area proposed for detachment is situated within the City of Arco and abuts the common boundary between the City of Arco and Lake Stay Township, Lincoln County.

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

CONCLUSIONS OF LAW


1. The Office of Administrative Hearings has jurisdiction of the within proceeding.

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

ORDER

1. The property described in Findings of Fact 2 is detached from the City of Arco and made a part of Lake Stay Township.

Dated: August 12, 2014



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