

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of D-528
Maynard/Stoneham Township
Pursuant to Minnesota Statutes 414

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

The detachment petition of the property owner and the supporting resolutions from the City of Maynard and Stoneham Township 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, the supporting city resolution, and the supporting township resolution which were duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on June 9, 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 Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), Section Thirty-two (32), Township One Hundred Seventeen (117) North, Range Thirty-eight (38) West, Fifth Principal Meridian, Minnesota, EXCEPT a parcel of land in the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), Section Thirty-two (32), Township One Hundred Seventeen (117) North, Range Thirty-eight (38) West, described as follows: Beginning at a point on the Easterly right of way line of Trunk Highway No. 23, as now established across the said Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$), a distance of Four Hundred Fifty-three (453') feet North of the South line of said Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ of NE $\frac{1}{4}$); thence continue North along the Easterly line of said Trunk Highway No. 23, a distance of One Hundred (100') feet; thence East at right angles, a distance of One Hundred Seventy-five (175') feet; thence South, parallel to said Trunk Highway No. 23, a distance of One Hundred (100') feet; thence West One Hundred Seventy-five (175') feet to the point of beginning.

AND ALSO EXCEPT a tract described as follows:

Commencing at the northwest corner of the Northeast Quarter of said Section 32; thence on an assumed bearing of South 1 degree 01 minutes 24 seconds West, along the west line of the Northeast Quarter of said Section 32, a distance of 2016.51 feet; thence on a bearing of South 74 degrees 02 minutes 05 seconds East a distance of 247.91 feet; thence on a bearing of South 3 degrees 33 minutes 47 seconds West a distance of 33.79 feet to the point of beginning of the land to be described; thence on a bearing of South 5 degrees 19 minutes 50 seconds West a distance of 246.22 feet; thence on a bearing of South 70 degrees 17 minutes 53 seconds East a distance of 173.59 feet; thence on a bearing of North 85 degrees 45 minutes 46 seconds East a distance of 141.71 feet; thence on a bearing of North 2 degrees 21 minutes 02 seconds East, a distance of 210.28 feet; thence on a bearing of North 74 degrees 02 minutes 08 seconds West a distance of 302.15 feet to the point of beginning.

3. The area proposed for detachment is situated within the City of Maynard and abuts the common boundary between the City of Maynard and Stoneham Township, Chippewa 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 Maynard and made a part of Stoneham Township.

Dated: July 8, 2014



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