

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Petition for the
Detachment of Certain Real Property from
the City of Elbow Lake to Sanford Township
MBAU Docket D-549

**ORDER APPROVING
DETACHMENT**

On July 31, 2015, a Petition for Detachment was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2014), of approximately 36.82 acres of real property (Property) owned by Harvey Pederson, ViAnn Pederson, and Ellen Holte (Petitioners), which Property is legally described as follows:

Lots 1 through 8, Block 5 of Citizens Addition.

Thomas Klecker, Thornton, Reif, Dolan, Bowen & Klecker, P.A., appears on behalf of the Petitioners. Justin R. Anderson, City Attorney, appears on behalf of the City of Elbow Lake (City). David Redepenning, Township Clerk, appears on behalf of Sanford Township (Township).

On August 28, 2015, the Township adopted a resolution whereby it took a position of neutrality in the matter. The Township Resolution was filed with the Office of Administrative Hearings on August 31, 2015.

On October 1, 2015, the City adopted Resolution Concerning the Detachment of Land supporting the Petition or Detachment. The City's Resolution was filed with the Office of Administrative Hearings on October 7, 2015.

Based upon a review of the Petition for Detachment and the City's Resolution Concerning the Detachment of Land, and finding that the detachment would be in the best interests of the Property, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.06, the Petition for Detachment and the City's Resolution Concerning the Detachment of Land are deemed adequate in all legal respects and found to properly support this Order.

2. Pursuant to this Order, the Property is **DETACHED** from the City of Elbow Lake.

Dated: November 3, 2015

s/Tammy L. Pust

TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.06, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Grant County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). No request for amendment shall extend the time of appeal from this Order.