

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-108-62  
Buffalo/Buffalo Township  
Pursuant to Minnesota Statutes 414

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

The joint resolution for orderly annexation submitted by the City of Buffalo and Buffalo Township was 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. A joint resolution for orderly annexation was adopted by the City of Buffalo and Buffalo Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.
2. A joint resolution adopted and submitted by the City of Buffalo and Buffalo Township, requests annexation of part of the designated area described as follows:

TRACT 1:

That part of State Trunk Highway 25 which lies within the Northwest Quarter of the Northwest Quarter of Section 32, Township 120, Range 25, Wright County, Minnesota.  
Contains 2.50 Acres

TRACT 2:

The west 265 feet of the south 320 feet of the most westerly 16 acres of the north half of the Northwest Quarter of Section 32 and the south 86 feet except for the west 265 feet of the most westerly 16 acres of the north half of the Northwest Quarter of Section 32, all in Township 120, Range 25, Wright County, Minnesota, which lies easterly of the east right of way line

of State Trunk Highway 25. Contains 1.60 Acres

TRACT 3:

That part of the Northwest Quarter of the Northwest Quarter and the Southwest Quarter of the Northwest Quarter of Section 32, Township 120, Range 25, Wright County, Minnesota, which lies northerly of the centerline of County Road 147 (also known as Bradshaw Avenue NE), and which lies westerly of the west line of SETTLERS POINTE 1ST ADDITION, according to the recorded plat thereof, and which lies southerly of the following described line: beginning at the southwest corner of Lot 1, Block 5, SETTLERS POINTE 2ND ADDITION, according to the recorded plat thereof, thence North 02 degrees 09 minutes 00 seconds East along the west line of said SETTLERS POINTE 2ND, a distance of 6.73 feet to the point of beginning of the line to be described; thence 190.92 feet southwesterly along a non-tangential curve to the southwest having a radius of 594.00 feet, a central angle of 18 degrees 24 minutes 57 seconds and a 190.13 foot chord that bears South 74 degrees 16 minutes 32 seconds West to the north Right of Way Line of County Road 147 (also known as Bradshaw Avenue NE) and there terminating. Contains 0.48 Acres

TRACT 5:

All railroad right of way lying within the Northeast Quarter of the Northwest Quarter of Section 32, Township 120, Range 25, Wright County, Minnesota. Contains 2.33 Acres

3. Minnesota Statutes § 414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.

4. The joint resolution contains all the information required by Minnesota Statutes § 414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.

### **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 Chief Administrative Law Judge or authorized designee annexing the area described herein.

### **ORDER**

1. The property described in Findings of Fact 2 is annexed to the City of Buffalo, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes § 414.036, the City of Buffalo and the Township of Buffalo have agreed to waive reimbursement.

Dated: November 13, 2012

  
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Timothy J. O'Malley  
Assistant Chief Administrative Law Judge  
Municipal Boundary Adjustment Unit