

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF ROCKFORD)
AND THE TOWN OF ROCKFORD PURSUANT TO)
MINNESOTA STATUTES 414)

ORDER

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Rockford and the Town of Rockford; and

WHEREAS, said resolution requests that certain property be annexed to the City of Rockford pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge; and

WHEREAS, on June 9, 2005, the Chief Administrative Law Judge has reviewed and accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Rockford, Minnesota, the same as

if it had originally been made a part thereof:

That part of the Northwest Quarter of Section 19, Township 119, Range 24, Wright County, Minnesota, which lies Southerly of the following described line:

Commencing at the Northwest corner of said Northwest Quarter; thence on an assumed bearing of South along the West line of said Northwest Quarter, a distance of 492.96 feet to the point of beginning of the line to be described; thence South 89 degrees 48 minutes 47 seconds East, a distance of 1184.94 feet; thence on a bearing of South, a distance of 763.48 feet; thence North 88 degrees 45 minutes 11 seconds East, a distance of 896.30 feet to the East line of said Northwest Quarter and said line there terminating; except there from the South 610.00 feet of the West 713.99 feet of said Northwest Quarter.

AND

South 610 feet of West 713.99 feet of said Northwest Quarter.

Dated this 9th day of June, 2005.

For the Chief Administrative Law Judge
658 Cedar Street, Room 300
St. Paul, MN 55155

A handwritten signature in black ink, reading "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1161-1, the Chief Administrative Law Judge finds and makes the following comment:

Paragraph 6 of the agreement provides for a division of tax revenue from an annexed area, based upon a one time cash payment. By making this order, no determination is made as to the effectiveness of such a schedule. Minnesota Statutes Section 414.036 allows for a reimbursement to the township of property taxes of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Chief Administrative Law Judge.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

CWS