

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF PARK RAPIDS) FINDINGS OF FACT
AND HENRIETTA TOWNSHIP PURSUANT TO) CONCLUSIONS OF LAW
MINNESOTA STATUTES 414) AND ORDER

The city resolution for orderly annexation submitted by the City of Park Rapids was reviewed for conformity with applicable law. The undersigned Assistant Chief Administrative Law Judge, acting under a delegation from 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 Park Rapids and Henrietta Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments.

2. A resolution adopted and submitted by the City of Park Rapids, requests annexation of part of the designated area described as follows:

All that part of the South Half of Section Nineteen (19), Township One Hundred Forty (140), Range Thirty-four (34) lying south of State Highway 34,

AND

The Southeast Quarter (SE ¼) of Section Nineteen (19), Township One Hundred Forty (140), Range Thirty-four (34), EXCEPT the West 525 feet thereof lying North of State Highway 34 and EXCEPT the North Half of the Northeast Quarter of the Southeast Quarter (N ½ NE ¼ SE ¼) thereof.

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 Assistant Chief Administrative Law Judge annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Park Rapids, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Henrietta Township will be reimbursed by the City of Park Rapids in accordance with the terms of the Joint Resolution signed by the City of Park Rapids on July 25, 2006 and Henrietta Township on July 27, 2006; and City Resolution No. 2009-108.

3. Pursuant to Minnesota Statutes §414.035, the tax rate of the City of Park Rapids on the property herein ordered annexed shall be increased in substantially equal proportions over

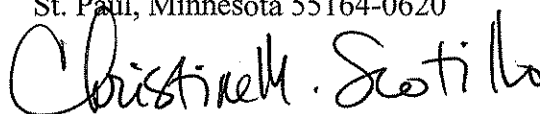
a period of 5 years to equality with the tax rate of the property already within the city.

Dated this 18th day of June, 2009.

For the Assistant Chief Administrative Law Judge

P. O. Box 64620

St. Paul, Minnesota 55164-0620

A handwritten signature in black ink, reading "Christine M. Scotillo". The signature is written in a cursive style with a large initial "C".

Christine M. Scotillo

Executive Director

Municipal Boundary Adjustments