

OA-1368-1 Taylors Falls  
Joint Resolution 07-09-01  
City Signed 9-10-07  
Township Signed 12-6-07

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF TAYLORS )  
FALLS AND THE TOWN OF SHAFER PURSUANT ) ORDER  
TO MINNESOTA STATUTES 414 )  
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WHEREAS, a joint resolution for orderly annexation was adopted by the City of Taylors Falls and the Town of Shafer; and

WHEREAS, said joint resolution requests that certain property be annexed to the City of Taylors Falls 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 December 20, 2007, 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 Taylors Falls, Minnesota, the

same as if it had originally been made a part thereof:

LEGAL DESCRIPTION FOR ANDERSON PROPERTY

The Northeast Quarter of the Southwest Quarter (NE  $\frac{1}{4}$  OF SW  $\frac{1}{4}$ ) of Section 27, Township 34, Range 19, Chisago County, Minnesota. AND The Northwest Quarter of the Southeast Quarter (NW  $\frac{1}{4}$  OF SE  $\frac{1}{4}$ ) of Section 27, Township 34, Range 19, Chisago County, Minnesota. AND The Southwest Quarter of the Northeast Quarter (SW  $\frac{1}{4}$  of NE  $\frac{1}{4}$ ) Section 27, Township 34, Range 19, Chisago County, Minnesota.

LEGAL DESCRIPTION FOR PAULY PROPERTY

The West Half of West Half of Southwest Quarter (W  $\frac{1}{2}$  of W  $\frac{1}{2}$  of SW  $\frac{1}{4}$ ) of Section 26, Township 34, Range 19 West, Chisago County, Minnesota. EXCEPT That part of the west Half of the West Half of the Southwest Quarter of Section 26, Township 34 North, Range 19 West, Chisago County, Minnesota, described as follows: Commencing at the southwest corner of said Section 26; thence on an assumed bearing of North 2 degrees 48 minutes 42 seconds West along the west line of said Southwest Quarter of Section 26, a distance of 60.87 feet to the northwest corner of Parcel 100. CHISAGO COUNTY HIGHWAY RIGHT-OF-WAY PLAT NO. 25, according to the recorded plat thereof, and said point being the point of beginning; thence continuing North 2 degrees 48 minutes 42 seconds West, along said west line of the Southwest Quarter a distance of 80.00 feet; thence South 88 degrees 58 minutes 08 seconds East, 35.00 feet; then North 2 degrees 48 minutes 42 seconds West, 90.00 feet; thence South 88 degrees 58 minutes, 08 seconds East, 174.18 feet; thence South 2 degrees 48 minutes 42 seconds East, 170.00 feet to the north line of said Parcel 100, CHISAGO COUNTY HIGHWAY RIGHT-OF-WAY PLAT NO. 25; thence North 88 degrees 58 minutes 08 seconds West, along said north line of Parcel 100, a distance of 209.18 feet to the point of beginning. (Containing 32,338 square feet (0.742 acres) more or less.)

LEGAL DESCRIPTION FOR CITY PROPERTY

That part of the west Half of the West Half of the Southwest Quarter of Section 26, Township 34 North, Range 19 West, Chisago County, Minnesota, described as follows: Commencing at the southwest corner of said Section 26; thence on an assumed bearing of North 2 degrees 48 minutes 42 seconds West along the west line of said Southwest Quarter of Section 26, a distance of 60.87 feet to the northwest corner of Parcel 100. CHISAGO COUNTY HIGHWAY RIGHT-OF-WAY PLAT NO. 25, according to the recorded plat thereof, and said point being the point of beginning; thence continuing North 2 degrees 48 minutes 42 seconds West, along said west line of the Southwest Quarter a distance of 80.00 feet; thence South 88 degrees 58 minutes 08 seconds East, 35.00 feet; then North 2 degrees 48 minutes 42 seconds West, 90.00 feet; thence South 88 degrees 58 minutes, 08 seconds East, 174.18 feet; thence South 2 degrees 48 minutes 42 seconds East, 170.00 feet to the north line of said Parcel 100, CHISAGO COUNTY HIGHWAY RIGHT-OF-WAY PLAT NO. 25; thence North 88 degrees 58 minutes 08 seconds West, along said north line of Parcel 100, a distance of 209.18 feet to the point of beginning. Containing 32,338 square feet (0.742 acres) more or less.

IT IS FURTHER ORDERED: That pursuant to Minn. Stat. 414.036, the Town of Shafer will be reimbursed by the City of Taylors Falls in accordance with the terms of the Joint Resolution signed by the City of Taylors Falls on September 10, 2007 and Shafer Township on December 6, 2007.

Dated this 20<sup>th</sup> day of December, 2007.

For the Chief Administrative Law Judge  
P. O. Box 64620  
St. Paul, Minnesota 55164-0620

A handwritten signature in black ink that reads "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-1368-1 Taylors Falls, the Chief Administrative Law Judge makes the following comment:

Recent legislative amendments to Chapter 414 became effective on August 1, 2007. Included in the amendments is a new subdivision that requires published notice prior to adopting an orderly annexation agreement. Minn. Stat. Sec. 414.0325, Subd. 1b states:

**Subd. 1b. Notice of intent to designate an area.** At least ten days before the municipality or township adopts an orderly annexation agreement, a notice of the intent to include property in an orderly annexation area must be published in a newspaper of general circulation in both the township and municipality. The notice must clearly identify the boundaries of the area proposed to be included in the orderly annexation agreement and the date, time, and place of the public informational meeting to be held as provided in section 414.0333. The cost of providing notice must be equally divided between the municipality and the township, unless otherwise agreed upon by the municipality and the township. *This subdivision applies only to the initial designation to include property in an orderly annexation area subject to the orderly annexation agreement and not to any subsequent annexation of any property from within the designated orderly annexation area. This subdivision also does not apply when the orderly annexation agreement only designates for immediate annexation property for which all of the property owners have petitioned to be annexed.*

It is not clear from the joint resolution whether all the property owners have petitioned for annexation. For future reference, any new orderly annexation agreements must comply with this notice requirement.

