

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF OWATONNA ) FINDINGS OF FACT  
AND OWATONNA TOWNSHIP PURSUANT TO ) CONCLUSIONS OF LAW  
MINNESOTA STATUTES 414 ) AND ORDER  
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The joint resolution for orderly annexation submitted by the City of Owatonna and Owatonna Township 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. On January 22, 2009, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on January 6, 2009, and by the Township on January 14, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on January 21, 2009.

2. The joint resolution requests the designation and immediate annexation of certain property to the City of Owatonna described as follows:

The east 50 feet of the Northeast Quarter of the Northwest Quarter of Section 17, Township 107 North, Range 20 West (1.54 acres more or less); and

The west 50 feet of that part of the Northwest Quarter of the Southeast Quarter of Section 17, Township 107 North, Range 20 West lying north of the north right of way line of Lemond Road (1.49 acres more or less); and

All that part of Parcel 225 as designated in Minnesota Department of Transportation Right-of- Way Plat #74-14 not currently in Owatonna city limits (1.1 acres more or less).

Comprising 4.13 acres more or less.

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 annexing the area described herein.

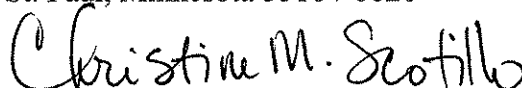
#### ORDER

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

2. Pursuant to Minnesota Statutes §414.036, Owatonna Township will be reimbursed by the City of Owatonna in accordance with the terms of the Joint Resolution signed by the City on January 6, 2009 and the Township on January 14, 2009.

Dated this 22<sup>nd</sup> day of January, 2009.

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



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustment