

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation of
Certain Real Property to the City of Carver
from Dahlgren Township (MBAU OA-1428-8)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the city of Carver (City) and Dahlgren Township (Township) on February 11, 2009, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

City Resolution Number 115-16 (City Resolution), adopted by the City on April 18, 2016, requests annexation of a certain real property (Property) owned by the City of Carver and Independent School District 112 legally described as follows:

That part of the East Half of the Northeast Quarter of Section 13, Township 115, Range 24, Carver County, Minnesota, described as follows:

Commencing at the northeast corner of said East Half of the Northeast Quarter; thence South 00 degrees 54 minutes 35 seconds West assumed bearing along the east line of said East Half of the Northeast Quarter, a distance of 1419.22 feet to the point of beginning; thence North 89 degrees 05 minutes 25 seconds West, 703.60 feet; thence North 87 degrees 50 minutes 29 seconds West, 634.06 feet to the northwest corner of the Southeast Quarter of said Northeast Quarter; thence South 00 degrees 40 minutes 18 seconds West along said west line of the East Half of the Northeast Quarter, 1076.02 feet to the most northerly line of CARVER COUNTY CDA ADDITION, according to the recorded plat thereof, said Carver County, Minnesota; thence South 88 degrees 30 minutes 31 seconds East along said most northerly line of said plat, 1333.10 feet to said east line of the East Half of the Northeast Quarter; thence North 00 degrees 54 minutes 35 seconds East, along said east line of East Half of the Northeast Quarter, 1075.73 feet to the point of beginning.

AND

That part of the East Half of the Northeast Quarter of Section 13, Township 115, Range 24, Carver County, Minnesota, described as follows:

Commencing at the northeast corner of said East Half of the Northeast Quarter; thence South 00 degrees 54 minutes 35 seconds West,

assumed bearing, along the east line of said East Half of the Northeast Quarter, a distance of 1361.72 feet to the point of beginning; thence North 89 degrees 05 minutes 25 seconds West, 535.80 feet; thence Northwesterly 153.05 feet along a tangential curve concave to the northeast having a radius of 350.00 feet and central angle of 25 degrees 03 minutes 17 seconds; thence South 00 degrees 54 minutes 35 seconds West, not tangent to last described line, 90.43 feet; thence South 89 degrees 05 minutes 25 seconds East, 684.02 feet to said east line of the East Half of the Northeast Quarter; thence North 00 degrees 54 minutes 35 seconds East along said east line of the East Half of the Northeast Quarter, 57.50 feet to the point of beginning.

Based upon a review of the Joint Resolution to Designate and the City Resolution, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2014), the City Resolution is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the City Resolution and this Order, the Property is **ANNEXED** to the City.
3. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2014) are not applicable.

Dated: April 27, 2016



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2014). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Carver County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.

For questions concerning this Order, please contact Katie Lin at the Office of Administrative Hearings at katie.lin@state.mn.us or 651-361-7909.