

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF PAYNESVILLE)	<u>FINDINGS OF FACT</u>
AND PAYNESVILLE TOWNSHIP PURSUANT TO)	<u>CONCLUSIONS OF LAW</u>
MINNESOTA STATUTES 414)	<u>AND ORDER</u>

The joint resolution for orderly annexation submitted by the City of Paynesville and Paynesville 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 November 12, 2009, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on October 28, 2009, and by the Township on October 26, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on November 9, 2009.

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

The East 200 feet of the North 343 feet of the Northeast Quarter of the Northeast Quarter of Section 16, Township 122, Range 32, Stearns County, Minnesota. Said lands containing 1.4 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.

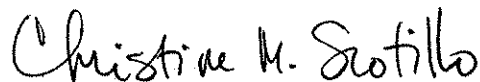
ORDER

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

2. Pursuant to Minnesota Statutes §414.036, Paynesville Township will be reimbursed by the City of Paynesville in accordance with the terms of Joint Resolution No. 2009-35 signed by the City on October 28, 2009 and the Township on October 26, 2009.

Dated this 12th day of November, 2009.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments