

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF AUSTIN)	<u>FINDINGS OF FACT</u>
AND LANSING 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 Austin and Lansing 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 February 26, 2010, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on August 3, 2009, and by the Township on August 5, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on February 9, 2010.

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

To the following described premises, in the County of Mower, and State of Minnesota, to-wit:

That part of the East 44 acres of the North Half of the Northwest Quarter of Section 34, in Township 103, Range 18, described as follows:

Starting at the southeast corner of the above tract of land, thence going west along the south line of the North Half of said Northwest Quarter, 403 feet to the point of beginning, thence west along said line, 147.7 feet; thence north 328 feet; thence east 147.7 feet; thence south to the point of beginning.

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.

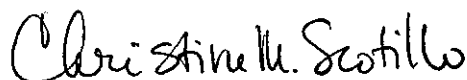
ORDER

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

2. Pursuant to Minnesota Statutes §414.036, Lansing Township will be reimbursed by the City of Austin in accordance with the terms of Joint Resolution No. 13672 signed by the City on August 3, 2009 and the Township on August 5, 2009.

Dated this 26th day of February, 2010.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments