

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF PAYNESVILLE ) FINDINGS OF FACT  
AND PAYNESVILLE 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 Paynesville and Paynesville Township was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On June 12, 2012, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on May 9, 2012 and the Township on May 14, 2012, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on May 21, 2012.

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

That part of the Southeast Quarter (SE ¼) of Section 9, Township 122, Range 32 that lies Southerly of the North Branch of the Crow River and lies West of a line drawn Northerly at an angle of 89°33'00" with the South line of said SE ¼ as measured from West to North, from a point thereon distant 1341.75 feet West of the Southeast corner of said Section 9 and East of the West 58 rods of the SE ¼ of Section 9, Township 122, Range 32, Stearns County, Minnesota.

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 or authorized designee 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, The Township of Paynesville shall be reimbursed by the City of Paynesville in accordance with the terms of the Joint Resolution No. 2012-19 signed by the City on May 9, 2012 and Township on May 14, 2012.

Dated this 12<sup>th</sup> day of June, 2012.



Timothy J. O'Malley  
Assistant Chief Administrative Law Judge  
Municipal Boundary Adjustment Unit