

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1548-1
Brandon/Brandon Township
Pursuant to Minnesota Statutes 414

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

The joint resolution for orderly annexation submitted by the City of Brandon and Brandon 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 May 14, 2013, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on April 1, 2013 and the Township on April 15, 2013, and duly filed with the Office of Administrative Hearings, Municipal Boundary Adjustment Unit on April 22, 2013.
2. The joint resolution requests the designation and immediate annexation of certain property to the City of Brandon described as follows:

That part of the Northeast Quarter (NE1/4), Section Twenty-one (21), all in the Township One Hundred Twenty-nine (129) North, Range Thirty-nine (39), West, Douglas County, Minnesota, described as follows:

Commencing at the East quarter corner of said Section 21;

Thence on a recorded bearing South 89 degrees 34 minutes 32 seconds West along South line of said Northeast Quarter (NE1/4) 1938.46 feet, to the Southeast corner of that land described in Document No. 112389 filed in the office of the Douglas County Recorder;

Thence North 00 degrees 00 minutes 50 seconds West along the East line described in Document No. 112389 filed in the office of

the Douglas County Recorder 550.00 feet;

Thence North 89 degrees 36 minutes 44 seconds East 200.00 feet;

Thence North 00 degrees 23 minutes 16 seconds West 164.70 feet to the point of beginning of the land to be described;

Thence North 00 degrees 23 minutes 16 seconds West 271.60 feet;

Thence North 89 degrees 36 minutes 44 seconds East 948.32 feet to the center line of C.S.A.H No. 7;

Thence South 32 degrees 26 minutes 26 seconds West 323.22 feet along the center line of C.S.A.H. No. 7;

Thence North 89 degrees 36 minutes 44 seconds West 773.10 feet 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.

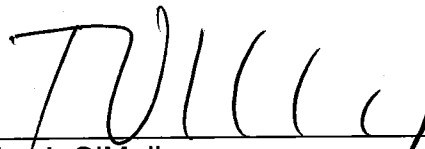
2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

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

2. Pursuant to Minnesota Statutes § 414.036, Brandon Township will be reimbursed by the City of Brandon in accordance with the terms of Resolution No. 186 signed by the City on May 6, 2013.

Dated: May 14, 2013



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