

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1576-1
Buffalo/Buffalo 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 Buffalo and Buffalo 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. The Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on May 19, 2014, and the Township on May 12, 2014, and duly filed with the Office of Administrative Hearings, Municipal Boundary Adjustment Unit on May 30, 2014.
2. The joint resolution requests the designation and immediate annexation of certain property to the City of Buffalo described as follows:

PID # 202-000-193102

All that part of the North Half of the Southwest Quarter of Section 19, Township 120, Range 25 which lies North and East of the Railroad right of way across said Section, Except therefrom: Commencing at the center of Section 19, Township 120, Range 25; thence South on quarter line, 847.6 feet to the point of beginning; thence continue South on quarter line, 313.8 feet more or less to the right-of-way line of Trunk Highway No. 55; thence Northwesterly along said Trunk Highway No. 55 right-of-way line, 500 feet; thence deflect 90 degrees right, 235 feet; thence parallel with Trunk Highway right-of-way line, 277.7 feet to the point of beginning.

Also except:

Commencing at the center of Section 19, Township 120, Range 25; thence

South on quarter line, 451.4 feet to the point of beginning; thence continue South on quarter line, 396.2 feet; thence Northwesterly parallel with Trunk Highway No. 55 right-of-way line, 277.7 feet; thence Northeasterly 280.4 feet to the point of beginning.

Also except:

Commencing at the Northeast corner of the Southwest Quarter of Section 19, Township 120, Range 25; thence West on the quarter line, 1111.3 feet; thence deflect left 134 degrees 06' 30" along the right-of-way line of Trunk Highway No. 55, 360.05 feet to the point of beginning of the tract to be described; thence continue on the last described course, 112 feet; thence deflect left 90 degrees, 100 feet; thence deflect left 90 degrees, 112 feet; thence deflect left 90 degrees, 100 feet to the point of beginning.

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That part of the East 200.00 feet of the North Half of the Southwest Quarter of Section 19, Township 120, Range 25, Wright County, Minnesota lying northeasterly of the northeasterly right of way line of Minnesota State Highway Number 55 except therefrom the following described tracts:

1. Commencing at the center of Section 19, Township 120, Range 25; thence South on quarter line, 847.6 feet to the point of beginning; thence continue south on quarter line, 313.8 feet more or less to the right of way line of Trunk Highway No. 55; thence northwesterly along said Trunk Highway No. 55 right of way line, 500.0 feet; thence deflect 90 degrees 00 minutes right 235.0 feet; thence parallel with Trunk Highway right of way line, 277.7 feet to the point of beginning.
2. Commencing at the center of Section 19, Township 120, Range 25; thence south on quarter line, 451.4 feet to the point of beginning; thence continue south on quarter line, 396.2 feet; thence northwesterly parallel with Trunk Highway No. 55 right of way line, 277.7 feet; thence northeasterly 280.4 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).

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings 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 Buffalo.
2. Pursuant to Minnesota Statutes § 414.036, and as agreed to by Buffalo Township, the City of Buffalo will reimburse the Township 100% in the first year, 100% in the second year, and 50% in the third year.

Dated: July 8, 2014



TIMOTHY J. O'MALLEY
Deputy Chief Administrative Law Judge
Municipal Boundary Adjustment Unit