

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1578-1
Lindstrom/Chisago Lake 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 Lindstrom and Chisago Lake 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 15, 2014, and the Township on May 20, 2014, and duly filed with the Office of Administrative Hearings, Municipal Boundary Adjustment Unit on June 23, 2014.

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

All that part of Lots 17 & 18 of the recorded plat of NELSON'S BEACH, Chisago County, Minnesota, described as follows:

Commencing at the northwest corner of Lot 17 of said NELSON'S BEACH; thence easterly, along the north line of Lot 17, a distance of 588.75 feet to the point of beginning; thence southerly, deflecting 91 degrees 20 minutes to the right, a distance of 165.00 feet; thence easterly, parallel with the north line of said Lot 17, to the shoreline of North Lindstrom Lake (formerly known as Chisago Lake); thence northerly, along said shoreline, to the north line of said Lot 17; thence westerly, along said north line, to the point of beginning.

Subject to a perpetual non-exclusive easement for roadway purposes

over, under and across that part of the above described parcel which lies westerly of the following described line:

Beginning at a point on the south line of the above described parcel 10 feet east of the southwest corner thereof; thence northerly to a point on the north line of the above described parcel 17 feet east of the northwest corner thereof.

Together with an easement for driveway for the purpose of ingress and egress from Lincoln Road (also known as County State Aid Highway No. 14) to the above described parcel.

Subject to and together with any other valid easements, restrictions and reservations.

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 Lindstrom.

2. Pursuant to Minnesota Statutes § 414.036, Chisago Lake Township will be reimbursed by the City of Lindstrom in accordance with the terms of the joint resolution

signed by the City on May 15, 2014, and Township on May 20, 2014.

Dated: July 8, 2014



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