

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1584-1
Tracy/Monroe 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 Tracy and Monroe 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 July 28, 2014, and the Township on July 10, 2014, and filed with the Office of Administrative Hearings, Municipal Boundary Adjustment Unit on August 1, 2014.

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

Part of the Southeast 1/4, Section 15, T.109N., R.40W., described as follows:

Commencing at the Southeast corner of said Southeast 1/4; thence North 00°05'41" West a distance of 275 feet, on an assumed bearing on the East line of said Southeast 1/4; thence North 89°39'02" West, a distance of 464.63 feet, to a point which is 66 feet Northeasterly of the Northeasterly right-of-way line of the Chicago & Northwestern Railroad (now abandoned); thence South 43°00'55" East a distance of 378.26 feet parallel with said Northeasterly right-of-way line of said Railroad to a point on the South line of said Southeast 1/4; thence South 89°35'55" East a distance of 207.03 feet on the South line of said Southeast 1/4 to the point of beginning.

Subject to highway easement on the South and East sides thereof.

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.

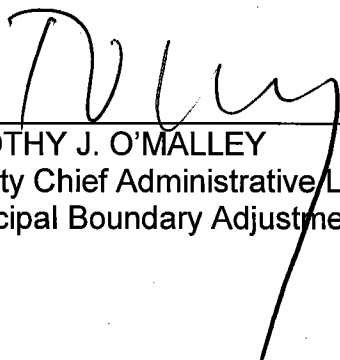
2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Tracy.

2. Pursuant to Minnesota Statutes § 414.036, no reimbursement shall be made to Monroe Township by the City of Tracy in accordance with the terms of the Joint Resolution signed by the City on July 28, 2014, and the Township on July 10, 2014.

Dated: August 12, 2014


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