

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Byron from Kalmar Township
(MBAU Docket OA-1659-1)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution) was adopted by the City of Byron (City) on September 27, 2016 and Kalmar Township (Township) on September 23, 2016, requesting the designation and immediate annexation of the certain real property (Property) legally described as follows:

All of the right of way of Olmsted County Road No. 134 which lies east of the easterly right of way line of Olmsted County State Aid Highway No. 5 and west of the westerly right of way line of Olmsted County State Aid Highway No. 3. Said Olmsted County Road No. 134 right of way being part of Sections 27, 28, 29, 32, 33, and 34 all in Township 107 North, Range 15 West, Olmsted County, Minnesota.

Right of way distance has been determined to be 100 feet in width from 10th Avenue NE, West to Valley View Park.

Right of way distance has been determined to be 100 feet in width from 10th Avenue NE, East to CSAH 3.

Based upon a review of the Joint Resolution, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2016), the Joint Resolution is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Joint Resolution and this Order, the Property is **ANNEXED** to the City.

3. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2016) are not applicable.

Dated: October 17, 2016



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2016). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Olmsted County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.