

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-276-117
Sartell/LeSauk Township
Pursuant to Minnesota Statutes 414

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

The city resolution for orderly annexation submitted by the City of Sartell 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. A joint resolution for orderly annexation was adopted by the City of Sartell and LeSauk Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.

2. A resolution adopted and submitted by the City of Sartell, requests annexation of part of the designated area described as follows:

All that part of the North One-half of the South One-half of the Northeast Quarter of Section 17, Township 125, North of Range 28 West; LESS AND EXCEPT Commencing at a point 330 feet North of the Southeast corner of the North Half of the South Half of the Northeast Quarter of Section 17, Township 125, Range 28, thence north 135 feet, thence West 246 feet, thence south 135 feet, thence east 246 feet to the point of beginning; also LESS AND EXCEPT That part of the North One-half of the South One-half of the Northeast Quarter of Section 17 in Township 125 North of Range 28 West, commencing at a point 465 feet North of the Southeast corner of the North One-half of the South One-half of the Northeast Quarter of Section 17; thence North 135 feet; thence West 246 feet; thence South 135 feet; thence East 246 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.

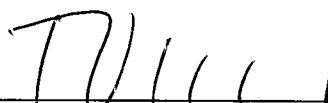
2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

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

2. That in accordance with the terms of City Resolution No. 117-1992/Town Resolution No. 92-1 signed by the City of Sartell on October 26, 1992 and the Town of Le Sauk on October 13, 1992, as amended by Town of Le Sauk Resolution No. 95-3 and City of Sartell Resolution 72-1955, the parties have negotiated financial arrangements that stand in lieu of any other reimbursements to the Town of Le Sauk pursuant to Minn. Stat. § 414.036.

Dated: November 12, 2013



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