

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Sartell from LeSauk Township
(MBAU Docket OA-276-121)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (1992 Joint Resolution to Designate) was adopted by the City of Sartell (City) on October 26, 1992 and LeSauk Township (Township) on October 13, 1992, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

Town of LeSauk Resolution No. 95-3/City of Sartell Resolution No. 72-1995, adopted by the City on October 9, 1995 and the Township on October 24, 1995 (1995 Joint Resolution to Designate), supersedes the 1992 Joint Resolution to Designate.

The City adopted Resolution Number 41-2016 (City Resolution to Annex) on June 13, 2016, requesting annexation of certain real property (Property) owned by Ferche Family Limited Partnership legally described as follows:

That part of the Northeast Quarter of the Northeast Quarter of Section 32, the West Half of the Northwest Quarter of the Northwest Quarter of Section 33, and the West Half of the Southwest Quarter of the Southwest Quarter of Section 28, all in Township 125, Range 28, Stearns County, Minnesota described as follows:

Commencing at the North Quarter of said Section 33; thence South 89 degrees 58 minutes 42 seconds West, along the north line of the Northwest Quarter of said Section 33, a distance of 1978.88 feet to the northeast corner of said West Half of the Northwest Quarter of the Northwest Quarter being the point of beginning of the parcel being described; thence North 00 degrees 41 minutes 17 seconds West, along the east line of said West Half of the Southwest Quarter of the Southwest Quarter, a distance of 34.15 feet to the north line of the 100 foot easement per Document No. 1146073, as filed in Stearns County Recorder's Office; thence westerly, along said north line a distance of 87.19 feet along a non-tangential curve concave to the north, having a radius of 750.00 feet, a central angle of 06 degrees 39 minutes 38 seconds, a chord distance of 87.14 feet and a chord bearing of South 86 degrees 28 minutes 26 seconds West; thence South 89 degrees 48 minutes 15 seconds West, along said north line, a distance of 236.03 feet; thence southwesterly, along said north line, a distance of 216.68 feet along a tangential curve concave to the south, having a radius of 850.00 feet, a central angle of 14 degrees 36 minutes 22 seconds, a chord distance of 216.10 feet and a chord bearing of South 82 degrees 30 minutes 04 seconds West, to the north line of said West Half of the Northwest Quarter of the Northwest Quarter; thence South 89 degrees 58 minutes 42 seconds West, along said north line, a distance of 122.12

feet to the northwest corner of said Section 33; thence South 00 degrees 20 minutes 09 seconds East, along the west line of said West Half of the Northwest Quarter of the Northwest Quarter, a distance of 42.29 feet to said north line of the 100 foot easement per Document No. 1146073; thence southwesterly, along said north line a distance of 629.97 feet along a non-tangential curve concave to the southeast, having a radius of 850.00 feet, a central angle of 42 degrees 27 minutes 50 seconds, a chord distance of 615.65 feet and a chord bearing of South 45 degrees 15 minutes 41 seconds West; thence South 24 degrees 01 minutes 46 seconds West, along said north line, a distance of 709.73 feet; thence southwesterly, along said north line a distance of 217.73 feet along a tangential curve concave to the northwest, having a radius of 750.00 feet, a central angle of 16 degrees 38 minutes 00 seconds, a chord distance of 216.97 feet and a chord bearing of South 32 degrees 20 minutes 46 seconds West to the south line of said Northeast Quarter of the Northeast Quarter; thence South 89 degrees 30 minutes 49 seconds East, along said south line, a distance of 849.89 feet to the southeast corner of said Northeast Quarter of the Northeast Quarter; thence South 89 degrees 39 minutes 59 seconds East, along the south line of said West Half of the Northwest Quarter of the Northwest Quarter, a distance of 661.90 feet to the east line of said West Half of the Northwest Quarter of the Northwest Quarter; thence North 00 degrees 25 minutes 59 seconds West, along said east line, a distance of 1318.50 feet to the point of beginning.

Based upon a review of the 1995 Joint Resolution to Designate and the City Resolution to Annex, the Chief Administrative Law Judge makes the following:

ORDER

11. Pursuant to Minn. Stat. § 414.0325, the City Resolution to Annex adopted on June 13, 2016, is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the 1995 Joint Resolution to Designate, the City Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2016), in accordance with the 1995 Joint Resolution to Designate, the City and Township have negotiated financial arrangements concerning reimbursement.

Dated: September 13, 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 Stearns 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.