

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-438-22
Stillwater/Stillwater 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 Stillwater 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 Stillwater and Stillwater 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 Stillwater, requests annexation of part of the designated area described as follows:

That part of the West Half of the Northwest Quarter of Section 29, Township 30 North, Range 20 West described as follows:

Commencing at the southeast corner of said West Half; thence on an assumed bearing of North 88 degrees 29 minutes 08 seconds West along the south line of said West Half a distance of 189.75 feet; thence North 00 degrees 02 minutes 52 seconds West parallel to the east line of said West Half, hereinafter referred to as "parallel line" a distance of 358.36 feet to the point of beginning; thence southeasterly 37.16 feet along a non-tangential curve concave to the southwest having a radius of 261.50 feet a central angle of 08 degrees 08 minutes 31 seconds and a chord which bears South 39 degrees 25 minutes 56 seconds East; thence North 51 degrees 53 minutes 56 seconds East a distance of 63.06 feet; thence North 60 degrees 18 minutes 57 seconds East a distance of 134.00 feet to the east line of said West Half; thence South 00 degrees 02 minutes 52 seconds East along said east line a distance of 321.33 feet to the northerly right

of way line of County Road No. 12; thence North 76 degrees 48 minutes 42 seconds West along said right of way line a distance of 194.86 feet to said "parallel line"; thence North 00 degrees 02 minutes 52 seconds West on said "parallel line" a distance of 200.28 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).

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.

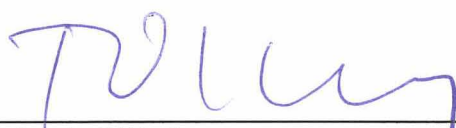
2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

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

2. Pursuant to Minnesota Statutes § 414.036, Stillwater Township will be reimbursed by the City of Stillwater in accordance with the terms of the joint resolution signed by the City and Township on August 16, 1996; and City Resolution No. 2014-038.

Dated: March 10, 2014



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