

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF WAITE PARK ) FINDINGS OF FACT  
AND ST. JOSEPH TOWNSHIP PURSUANT TO ) CONCLUSIONS OF LAW  
MINNESOTA STATUTES 414 ) AND ORDER  
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The city resolution for orderly annexation submitted by the City of Waite Park was reviewed for conformity with applicable law. The undersigned Assistant Chief Administrative Law Judge, acting under a delegation from 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 Waite Park and St. Joseph Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments.

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

The E ½ of the SW ¼ of the SE ¼ and the SE ¼ of the SE ¼, Section 36, Township 124N, Range 29W, Stearns County, Minnesota, EXCEPT the following:

That part of the S ½ of the SE ¼, Section 36, Township 124N, Range 29W, described as parcel 18 of the State Highway Right of Way Plats, according to the plat thereof as recorded as Plats 73-12 and 73-13 in Book T of Plats, on pages 12 and 13 in the office of the County Recorder in and for said county.

3. Minnesota Statutes §414.0325, subd. 1 (g) 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.

5. The joint resolution contains all the information required by Minnesota Statutes §414.0325, subd. 1 (g), 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 Assistant Chief Administrative Law Judge annexing the area described herein.

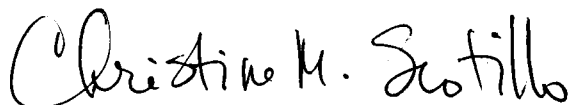
ORDER

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

2. Pursuant to Minnesota Statutes §414.036, St. Joseph Township will be reimbursed by the City of Waite Park in accordance with the terms of Joint Resolution No. 01-1/01-26 signed by the City on May 8, 2001 and the Township on May 29<sup>th</sup>, 2001; and City Resolution No. 100608-03.

Dated this 23<sup>rd</sup> day of October, 2008.

For the Assistant Chief Administrative Law Judge  
P. O. Box 64620  
St. Paul, Minnesota 55164-0620



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments