

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF VICTORIA ) FINDINGS OF FACT  
AND LAKETOWN TOWNSHIP PURSUANT TO ) CONCLUSIONS OF LAW  
MINNESOTA STATUTES 414 ) AND ORDER  
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The Cities of Victoria, Chaska, Waconia and Laketown Township entered into a joint resolution for orderly annexation. On November 12, 2010 the Cities of Chaska and Victoria and Lake Township submitted an amendment to the joint resolution which was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge's designee 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 Victoria, the City of Chaska, and Laketown Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments.

2. The joint resolution adopted and submitted requests annexation to the City of Victoria of part of the designated area described as follows:

86th Street as donated and dedicated to the public on the record plat of  
CHEVALLE, Carver County, Minnesota.  
(Annexation Area=53,143sf or 1.22 Acres)

and

The North 33 feet of the following described property:

Commencing at the Northeast corner of Northeast Quarter of Section 24,

Township 116, Range 24, Carver County, Minnesota; thence Westerly along the Northerly line thereof, a distance of 608.72 feet to the actual point of beginning of the land to be described; thence deflect to the left 72 degrees 30 minutes a distance of 619.60 feet; thence Westerly and parallel with the Northerly line of said Northeast quarter, a distance of 275.55 feet; thence Northerly, along a line drawn perpendicular to the Northerly line of said Northeast Quarter from a point on said Northerly line distance 461.85 feet Westerly of the point of beginning, to said Northerly line; thence Easterly along said Northerly line distant 461.85 feet to the point of beginning, according to the Government Survey thereof.  
(Annexation Area=15,070sf or 0.35 Acres)

and

The North 33 feet of the following described property:

That part of the Northeast Quarter of Section 24, Township 116, Range 24, Carver County, Minnesota, described as follows: Beginning at the Northeast corner of said Northeast Quarter; thence Westerly along the Northerly line thereof, a distance of 608.72 feet; thence deflect to the left 72 degrees 30 minutes, a distance of 351.25 feet; thence Easterly and parallel with the North line of the said Northeast Quarter to the Easterly line thereof; thence Northerly along the said Easterly line to the point of beginning. (Annexation Area=20,231sf or 0.46 Acres)

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 annexing the area described herein.

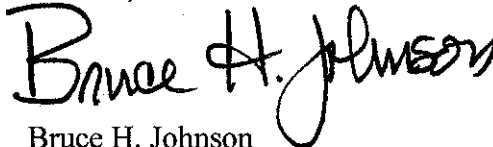
ORDER

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

2. Pursuant to the City of Victoria's letter dated November 16, 2010, since the annexed right-of-way is tax exempt, the City of Victoria will not make any reimbursement pursuant to Minnesota Statutes §414.036 to Laketown Township

Dated this 23<sup>rd</sup> day of November, 2010.

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

A handwritten signature in black ink that reads "Bruce H. Johnson". The signature is written in a cursive, flowing style.

Bruce H. Johnson  
Administrative Law Judge  
Director, Municipal Boundary Adjustment Unit