

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

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

The Cities of Victoria, Chaska, Waconia and Laketown Township entered into a joint resolution for orderly annexation. On September 30, 2011 the City of Victoria and Laketown Township submitted an amendment to the joint resolution which 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 Victoria and Laketown Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.

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

That part of the recorded plat of PREMIER LAKESHORE ESTATES, that part of the South Half of Section 23, Township 116, Range 24, that part of the North Half of Section 26, Township 116, Range 24, and that part of the Northwest Quarter and the Southwest Quarters of Section 25, Township 116, Range 24 all in Carver County, Minnesota described as follows:

Beginning at the Northwest corner of the recorded plat of said PREMIER LAKESHORE ESTATES; thence Southerly along the West line of said PREMIER LAKESHORE

ESTATES to the Northwest corner of said South Half of Section 23, Township 116, Range 24; thence Southerly along the West line of said South Half of Section 23 to its intersection with the centerline of County State Highway No. 43, said centerline is also described as being the most Easterly lines of Tracts A and C, Registered Land Survey No. 90; thence Southerly along said centerline to its intersection with the Southerly right of way line of Marsh Lake Road and its Westerly extension; thence Easterly and Southeasterly along said Southerly right of way line and its Easterly and Westerly extensions to the centerline of County State Aid Highway No. 11; thence Northerly along said centerline of County State Aid Highway No. 11 to its intersection with the South line of the recorded plat of LAKETOWN 4TH ADDITION and its Easterly extension across said County State Aid Highway No. 11; thence Westerly along said South line of LAKETOWN 4TH ADDITION to the Southwest corner of said LAKETOWN 4TH ADDITION; thence Northerly along the West line of said LAKETOWN 4TH ADDITION to the Northeast Corner of said North Half of Section 26, Township 116, Range 24, said corner also being on the South line of the recorded plat of LAKETOWN 1ST ADDITION; thence Westerly along the North line of said North Half of Section 26, Township 116, Range 24 also being the South line of Outlot P, said LAKETOWN 1ST ADDITION to the Southwest corner of said Outlot P, LAKETOWN 1ST ADDITION; thence Northerly along the Westerly lines of Outlots P and Q, said LAKETOWN 1ST ADDITION to the Southwest corner of Outlot R, said LAKETOWN 1ST ADDITION; thence northerly and westerly along the Westerly and Southerly lines of said Outlot R, LAKETOWN 1ST ADDITION to the South line of Outlot A, said LAKETOWN 1ST ADDITION; thence Westerly and Northerly along the Southerly and Westerly lines of said Outlot A to the Ordinary High Water line of Wassermann Lake; thence Westerly, Southwesterly, Southerly, Southwesterly, Westerly, Northwesterly, and Northerly along said Ordinary High Water line of Wassermann Lake to its intersection with the Northerly line of said PREMIER LAKESHORE ESTATES; thence Westerly along said Northerly line of said PREMIER LAKESHORE ESTATES 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.

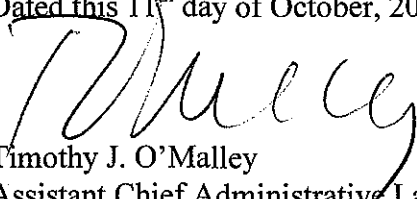
CONCLUSIONS OF LAW

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 Victoria, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes §414.036, Laketown Township will be reimbursed by the City of Victoria in accordance with the terms of Joint Resolution No. 04-08/2004-01 signed by the City on February 26, 2004 and the Township on February 23, 2004.

Dated this 11th day of October, 2011.



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