

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Victoria from Laketown Township
[MBAU Docket A-2205(OA)-31]

**CORRECTED
ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was stipulated and agreed to by the City of Victoria (City) on December 2, 1976, and Laketown Township (Township) on December 20, 1976, pursuant to Minn. Stat. § 414.0325 designating certain real property for annexation.

The Joint Resolution to Designate was amended in 2004 and again in 2020 by City Resolution No. 2020-13/Township Resolution No. 2020-04 (2020 Amendment to the Joint Resolution to Designate) adopted by the City on March 9, 2020, and the Township on April 13, 2020.

Resolution No. 2021-59 (City Resolution to Annex), adopted by the City on August 23, 2021, requests annexation of certain real property (Property) legally described as follows:

That portion of the Northeast Quarter of the Northwest Quarter of Section 36, Township 116, Range 24, lying southerly of the North line of the South Half of the North 30 acres.

AND

That part of the South half of the Northwest Quarter of Section 36, Township 116, Range 24, Carver County, Minnesota, lying east of the following described line:

Beginning at the northwest corner of the south half of the Northwest Quarter of said Section 36; thence on an assumed bearing of North 88 degrees 52 minutes 14 seconds East, along the north line of said south half of the Northwest Quarter, a distance of 4.56 feet; thence South 1 degree 41 minutes 06 seconds East, a distance of 96.10 feet; thence South 0 degrees 57 minutes 46 seconds East, a distance of 60.36 feet; thence South 1 degree 00 minutes 20 seconds West, a distance of 102.59 feet; thence South 1 degree 31 minutes 46 seconds East, a distance of 95.04 feet; thence South 0 degrees 14 minutes 45 seconds East, a distance of 97.81 feet; thence South 0 degrees 40 minutes 20 seconds East, a distance of 96.69 feet; thence South 1 degree 09 minutes 48 seconds East, a distance of 104.38 feet; **thence South 0 degrees 10 minutes 12 seconds East, a distance of 101.48 feet;** thence South 1 degree 00 minutes 31 seconds East, a

distance of 99.38 feet; thence South 0 degrees 15 minutes 35 seconds East, a distance of 94.57 feet; thence South 2 degrees 14 minutes 34 seconds East, a distance of 216.74 feet; thence South 13 degrees 15 minutes 34 seconds East, a distance of 18.39 feet; thence South 12 degrees 26 minutes 45 seconds East, a distance of 149.18 feet, more or less, to the south line of said south half of the Northwest Quarter, and there terminating.


All of which lies northerly of the northerly right of way of the Chicago Milwaukee and St. Paul Railway Company.

Based upon a review of the Joint Resolution to Designate, the 2020 Amendment to the Joint Resolution to Designate, and the City Resolution to Annex, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2020), the City Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the 2020 Amendment to the 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 (2020), no reimbursement shall be made by the City to the Township in accordance with the terms of the 2020 Amendment to the Joint Resolution to Designate and the City Resolution to Annex.

Dated: September 23, 2021


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Carver 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.