

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Detroit Lakes from Lake View Township
(MBAU Docket A-7996)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On April 12, 2016, the City of Detroit Lakes (City) adopted Ordinance Number 396 (Ordinance) annexing certain real property (Property) owned by Marty Solmon Construction, Inc. legally described as follows:

That part of Government Lot 4 in Section 9, Township 138 North, Range 41 West of the Fifth Principal Meridian in Becker County, Minnesota, including that part of County State Aid Highway No 22 (old Trunk Highway No 59) now vacated described as follows:

Commencing at a found iron monument which designates the east quarter corner of said Section 9; thence South 88 degrees 21 minutes 17 seconds West 512.29 feet on an assumed bearing along the north line of said Government Lot 4 to the westerly right of way line of said County State Aid Highway No. 22, said point is the point of beginning; thence continuing South 88 degrees 21 minutes 17 seconds West 819.04 feet along the north line of said Government Lot 4 to the northwest corner of said Government Lot 4; thence South 01 degree 58 minutes 47 seconds East 1319.64 feet along the west line of said Government Lot 4 to the southwest corner of said Government Lot 4, thence North 88 degrees 28 minutes 19 seconds East 129.62 feet along the south line of said Government Lot 4; thence North 25 degrees 16 minutes 27 seconds East 251.14 feet to an iron monument; thence continuing North 25 degrees 16 minutes 27 seconds East 218.02 feet to an iron monument; thence continuing North 25 degrees 16 minutes 27 seconds East 190.40 feet to an iron monument, thence South 84 degrees 40 minutes 03 seconds East 266.23 feet to an iron monument; thence continuing South 84 degrees 40 minutes 03 seconds East 219.65 feet to an iron monument on the westerly right of way line of said County State Aid Highway No 22; thence North 29 degrees 57 minutes 48 seconds East 254.79 feet along the westerly right of way line of said County State Aid Highway No. 22; thence northerly continuing along the westerly right of way line of said County State Aid Highway No. 22 on a curve concave to the west, having a central angle of 78 degrees 00 minutes 45 seconds and a radius of 321.97 feet, for a distance of 438.39 feet (chord bearing North 09 degrees 02 minutes 35 seconds West); thence North 48 degrees 02 minutes 57 seconds West 249.28 feet continuing along the westerly right of way line of said County State Aid Highway No. 22 to the point of beginning. The above described tract contains 21.25 acres.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2014), the Ordinance is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to Minn. Stat. § 414.036 (2014), the City will reimburse Lake View Township (Township) as stated in Ordinance Number 396.

Dated: May 11, 2016



TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2014). Minn. Stat. § 414.033, subd. 7 requires that a copy of the annexation ordinance be filed with the township, the appropriate county auditor(s), and the Secretary of State.

Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Becker 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 (2015). However, no request for amendment shall extend the time of appeal from this Order.

For questions concerning this Order, please contact Star Holman at the Office of Administrative Hearings at star.holman@state.mn.us or 651-361-7909.