

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of Certain  
Real Property to the City of Austin from  
Lansing Township (MBAU Docket A-8215)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On May 20, 2019, the City of Austin (City) adopted Ordinance Number 670 (Ordinance) annexing certain real property (Property) from Lansing Township (Township) legally described as follows:

All that part of the Southeast Quarter of Section 28 and of the North Half of the Northeast Quarter of Section 33, all in Township 103 North, Range 18 West, lying west of the west right of way line of State Highway No. 218, in Mower County, Minnesota; EXCEPT: All that part of the North Half of the Northeast Quarter of Section 33, Township 103 North, Range 18 West, Mower County, Minnesota, described as follows: Commencing at the southwest corner of the North Half of the Northeast Quarter of said Section 33, thence North 88 degrees 54 minutes 29 seconds East a distance of 577.24 feet, on an assumed bearing on the south line of said North Half of the Northeast Quarter, to the point of beginning; thence North 00 degrees 32 minutes 20 seconds West a distance of 1314.32 feet, parallel with the west line of said Northeast Quarter, to a point on the North line thereof; thence North 88 degrees 44 minutes 19 seconds East a distance of 879.27 feet, on the north line of said Northeast Quarter, to a point on the west right-of-way line of the U.S. Highway No. 218; thence South 01 degrees 18 minutes 35 seconds East a distance of 1316.36 feet, on the west right-of-way line of said U.S. Highway No. 218 and a southerly extension thereof, to a point on the south line of said North Half of the Northeast Quarter; thence South 88 degrees 54 minutes 29 seconds West a distance of 896.95 feet, on the south line of said North Half of the Northeast Quarter, to the point of beginning.

And also EXCEPT:

All that part of the North Half of the Northeast Quarter of Section 33, Township 103 North, Range 18 West, Mower County, Minnesota, described as follows: Beginning at the Southwest Corner of the Northwest Quarter of said Northeast Quarter; thence North on the West line of said Northwest Quarter of the Northeast Quarter 20 rods; thence East of the Northeast Quarter 8 rods; thence South 20 rods; thence West on the South line of said Northwest Quarter of the Northeast Quarter .8 rods to the place of beginning.

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

following:

### ORDER


1. Pursuant to Minn. Stat. § 414.033 (2018), 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 (2018), the City will reimburse the Township \$353.08 each year for two years as stated in Ordinance Number 670.

4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: August 5, 2019

  
JESSICA A. PALMER-DENIG  
Administrative Law Judge

### NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Mower 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.