

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City
of Hawley from Hawley Township
(MBAU Docket A-8292)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On September 14, 2020, the City of Hawley (City) adopted Ordinance No. 281 (Ordinance) annexing certain real property (Property) from Hawley Township (Township) legally described as follows:

All that part of Auditors Out Lot A-1 and H-1 of the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 1, Township 139 North, Range 45 West of the 5th Principal Meridian, Clay County, Minnesota, described as follows:

Commencing at the iron monument marking the southwesterly corner of Auditors Out Lot F-1 as identified in the Plat of Auditors Out Lots recorded as Document No. 134258 in the Office of the County Recorder in and for said County and State; thence on an assumed bearing of North 74°58'51" East, on and along the south line of said Out Lot F-1, and its easterly extension, a distance of 330.00 feet to the POINT OF BEGINNING; thence South 50°12'31" East a distance of 355.61 feet to a point on the northerly right of way line of the Burlington Northern Santa Fe Railroad, said right of way line being 100 feet northerly, measured at a right angle, from the centerline of the existing main line as presently located; thence Southwesterly, on and along said Railroad right of way line, to a point that bears South 56°48'42" West a distance of 146.45 feet, more or less, to a point of curve; thence continuing along said curved railroad right of way line to a point that bears South 56°24'35" West a distance of 69.40 feet, being its intersection with a line that is parallel with and 330 feet distant, easterly, measured at a right angle, from the west line of Auditors Out Lots B-1, C-1, D-1, thence North 15°01'09" West, on said line that is parallel with and 330 feet distant, easterly, of the west line of Auditors Out Lots B-1, C-1, D-1 and E-1, a distance of 358.39 feet, more or less, to the point of beginning, containing 0.84 acres, more or less.

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

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2020), 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 the agreement of the parties and as allowed by Minn. Stat. § 414.036 (2020), the City shall reimburse the Township as stated in the Ordinance.

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: October 16, 2020


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 (2020). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Clay 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.