

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-8318)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On October 13, 2020, the City of Detroit Lakes (City) adopted Resolution No. 2020-1013M (Notice of Intent for Annexation) pursuant to Minn. Stat. § 414.033, subd. 3 (2020), to annex certain real property (Property) from Lake View Township (Township). The Notice of Intent for Annexation was filed with the Office of Administrative Hearings on February 16, 2021.

On November 9, 2020, the Township adopted a Resolution Waiver of Objection to the annexation of the Property pursuant to Minn. Stat. § 414.033, subd. 3.

On February 9, 2021, the City adopted Ordinance Number 474 (Ordinance) annexing the Property legally described as follows:

That portion of Section 4, Township 138 North, Range 41 West of the Fifth Principal Meridian described as follows:

Beginning at the Northwest corner of Government Lot 2, said Section 4; thence East, along the North line of said Section 4, 188.64 feet; thence southerly 268.92 feet; thence westerly 174 feet, more or less to the westerly line of said Government Lot; thence North, along said Government Lot line 269 feet to the point of beginning.

Said Tract contains 49,289.2 sq. ft., or 1.13 acres. Also subject to road right of way along the north 33.00 feet.

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 Minn. Stat. § 414.036 (2020), the City will reimburse the Township \$132.85 each year for five years 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: February 19, 2021


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 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 (2019). However, no request for amendment shall extend the time of appeal from this Order.