

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Foley from Gilmanton Township
(MBAU Docket A-8335)

**ORDER APPROVING
ANNEXATION ORDINANCES**

On May 4, 2021, the City of Foley (City) adopted Ordinance No. 455 annexing certain real property (Property) from Gilmanton Township (Township) pursuant to Minn. Stat. § 414.033, subd. 2(3) (2020). On May 17, 2021, the City adopted Ordinance No. 456 correcting the legal description of the Property described in Ordinance No. 455. The description of the Property, as corrected, is legally described as follows:

The West 227.7 feet of the North 300 feet of the South 702.7 feet of the Southwest Quarter of the Southeast Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$) in Section Thirty-five (35), Township Thirty-seven (37), Range Twenty-nine (29), Benton County, Minnesota. Except that portion of Trunk Highway 25 and less any portion of the Property already located within the municipal limits of the City of Foley.

Based upon a review of Ordinance No. 455 and Ordinance No. 456, the Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2020), Ordinance No. 455 and Ordinance No. 456 are deemed adequate in all legal respects and properly support this Order.
2. Pursuant to the terms of Ordinance No. 455, Ordinance No. 456, 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 will reimburse the Township \$3,054.45 as stated in Ordinance No. 455.
4. The City must file a copy of the Annexation Ordinances with the Township, the appropriate county auditor(s), and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: May 20, 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 Benton 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.