

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Kasota from Kasota Township
(MBAU Docket A-8416)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On September 19, 2022, a Petition for Annexation (Petition) by Timothy McConnell was filed with the Office of Administrative Hearings pursuant to Minn. Stat. § 414.033, subd. 5 (2022).

No objection was filed with the Office of Administrative Hearings by the Kasota Town Board pursuant to Minn. Stat. § 414.033, subd. 5.

On June 13, 2023, the City of Kasota (City) adopted Ordinance No. 1-2023 (Ordinance) approving the Petition and annexing certain real property (Property) from Kasota Township (Township) legally described as follows:

That part of the South Half of the Southwest Quarter of Section 28, Township 110 North, Range 26 West, Le Sueur County, Minnesota, described as follows:


Commencing at the South Quarter corner of said Section 28, thence on an assumed bearing of South 89 degrees 14 minutes 01 seconds West, along the south line of said section, a distance of 1309.42 feet to a point located 16.00 feet east of the easterly right of way line of a railroad, said point being the point of beginning of the tract to be described; thence North 31 degrees 11 minutes 12 seconds East, parallel with the easterly right of way line of said railroad, a distance of 361.00 feet; thence North 89 degrees 14 minutes 01 seconds East a distance of 245.50 feet; thence North 0 degrees 44 minutes 54 seconds West a distance of 325.04 feet; to the southeasterly line of a tract as recorded in Deed Book 40, page 108; thence South 31 degrees 11 minutes 12 seconds West, along the southeasterly line of said tract, a distance of 150.00 feet to the most South corner of said tract; thence North 32 degrees 18 minutes 48 seconds West, along the southeasterly line of said tract and its northwesterly extension, a distance of 55.81 feet to the easterly right of way line of said railroad; thence South 31 degrees 11 minutes 12 seconds West, along said easterly right of way line, a distance of 650.14 feet to the south line of said section; then North 89 degrees 14 minutes 01 seconds East, along said south line, a distance of 16.00 feet to the point of beginning, containing 1.17 acres, subject to easements now of record in said county and state.

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

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2022), 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 (2022), the City will reimburse the Township \$38.83 each year for two years as stated in the Ordinance.
4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor, and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: June 21, 2023


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 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Le Sueur 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.