

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-8418)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On September 6, 2022, the City of Austin (City) adopted Ordinance No. 710 (Ordinance) annexing certain real property (Property) from Lansing Township (Township) legally described as follows:

All that portion of the Northwest Quarter of the Southeast Quarter of Section 35, Township 103 North, Range 18 West, Mower County, Minnesota, lying east of the following described parcel:

The following portion of the Northwest Quarter of said Section 35: Beginning at the Southeast corner of said Quarter-Quarter Section; thence West 66.0 feet along the South line of said Quarter-Quarter Section; thence Northerly 845.94 feet at a deflection angle of 88°53' right, thence Northerly 235.11 feet at a deflection angle of 0°40' left, to the Southeasterly right-of-way line of the former Chicago Great Western Railway Company; thence Northeasterly 112.02 feet at a deflection angle of 36°06' right, along said railroad right-of-way line; thence Southerly 326.0 feet at a deflection angle of 143°54' right; thence Southerly 847.42 feet at a deflection angle of 0°40' right, to the point of beginning containing 1.65 acres. Said parcel having been previously described as "Tract B" In the Deed of Dedication from Geo. A Hormel & Company to the City of Austin dated September 19, 1966, and recorded in the office of the Mower County Recorder on September 23, 1996, as document number 279218.

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. As there is no taxable property within the Property, the provisions of Minn. Stat. § 414.036 (2022) are not applicable.

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 12, 2022


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 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 (2021). However, no request for amendment shall extend the time of appeal from this Order.