

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Winona from Wilson Township
(MBAU Docket A-8431)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On February 6, 2023, the City of Winona (City) adopted Ordinance No. 4215 (Ordinance) annexing certain real property (Property) from Wilson Township (Township) legally described as follows:

That part of the Northeast quarter of the Northeast quarter (NE $\frac{1}{4}$ of NE $\frac{1}{4}$) of Section One (1), Township One hundred six (106) North, of Range Seven (7), West of the Fifth Principal Meridian, Winona County, Minnesota, which is more particularly bounded and described as follows, to-wit:

Commencing at the iron monument that marks the Northeast corner of said Section One (1); thence in a Westerly direction along the North line of said Section One (1) for a distance of 535.75 feet; thence at a deflection angle to the left of 51° 29' for a distance of 683.70 feet; thence at a deflection angle to the left of 19° 28' for a distance of 203.43 feet; thence at a deflection angle to the left of 90° for a distance of 102.31 feet; thence at a deflection angle to the right of 93° 51' 37" for a distance of 127.31 feet to the point of beginning; thence at a deflection angle to the left of 22° 54' 37" for a distance of 131.73 feet; thence at a deflection angle to the right of 90° for a distance of 296.16 feet; thence at a deflection angle to the right of 91° 00' 45" for a distance of 100 feet; thence at a deflection angle to the right of 91° 34' a distance of 178.60 feet; thence at a deflection angle to the left of 47° 15' a distance of 98.30 feet; thence in a southeasterly direction, along a curve concave to the Northeast, said curve having a delta angle of 109° 03' and a radius of 127.31 feet for a distance of 54.99 feet, more or less, to the point of beginning.

Also, for the purpose of ingress to and egress from the above tract of land, an easement 25 feet on each side of the following described center line: Commencing at the Northeast corner of said Section One (1); thence in a Westerly direction along the North line of said Section One (1) for a distance of 535.75 feet to the point of beginning; thence at a deflection angle to the left of 51° 29' for a distance of 560.85 feet; thence deflect to the left on a 8° 00' curve, delta angle 19° 28', radius 716.20 feet, for a distance of 243.33 feet; thence on tangent to said curve for a distance of 75.58 feet; thence deflect to the left on a 56° 00' curve, delta angle 109° 03', radius 102.31 feet for a distance of 194.73 feet and there terminating.

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

ORDER

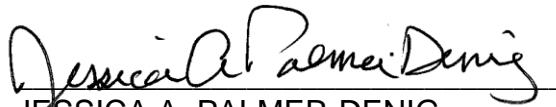
1. Pursuant to Minn. Stat. § 414.033 (2022), the Ordinance is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.

3. Pursuant Minn. Stat. § 414.036 (2022), the City will reimburse the Township as stated in Ordinance No. 4215.

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 22, 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 Winona 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.