

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Avon from Avon Township
(MBAU Docket OA-1198-7)

**ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Avon (City) and Avon Township (Township) on August 17, 2005, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

Joint Resolution Number 2019-10 (Joint Resolution to Annex), adopted by the City on May 6, 2019, and the Township on April 16, 2019, requests annexation of certain real property (Property) legally described as follows:

All that part of Government Lot 2 of Section 22, Township 125, Range 30, Stearns County, Minnesota, described as follows:

Commencing at a point on the North line of the Northeast Quarter of the Southwest Quarter of said Section 22 distant 60.00 feet East of the Northwest corner thereof; thence South 00 degrees 26 minutes 02 seconds East, assumed bearing, parallel with the West line of said Northeast Quarter of the Southwest Quarter, a distance of 350.18 feet; thence deflect right along a tangential curve, having a radius of 910.69 feet and a central angle of 20 degrees 00 minutes 00 seconds, a distance of 317.89 feet; thence South 19 degrees 33 minutes 58 seconds West, tangent to the last described curve, a distance of 650.00 feet; thence deflect right along a tangential curve, having a radius of 950.43 feet and a central angle of 23 degrees 46 minutes 00 seconds, a distance of 394.24 feet; thence South 43 degrees 19 minutes 58 seconds West, tangent to the last described curve, a distance of 729.57 feet to the point of beginning of the parcel to be described; thence continuing South 43 degrees 19 minutes 58 seconds West, a distance of 99.60 feet; thence deflect left along a tangential curve, having a radius of 100.00 feet and a central angle of 44 degrees, 14 minutes 19 seconds, a distance of 77.21 feet; thence South 00 degrees 54 minutes 21 seconds East, tangent to the last described curve, a distance of 100.00 feet, more or less, to the North line of the South 270.00 feet of said Government Lot 2; thence North 89 degrees 05 minutes 40 seconds East, along said North line of the South 270.00 feet, a distance of 295.11 feet; thence North 00 degrees 54 minutes 08 seconds West, a distance of 241.10

feet, more or less, to its intersection with a line bearing North 89 degrees 05 minutes 17 seconds East from said point of beginning; thence South 89 degrees 05 minutes 17 seconds West, a distance of 197.28 feet to said point of beginning and there terminating. Less and except any land previously annexed to the city.

Subject to easements, restrictions, or reservations of record, if any.

Based upon a review of the Joint Resolution to Designate and the Joint Resolution to Annex, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2018), the Joint Resolution to Annex is deemed adequate in all legal respects and properly supports this Order.
2. Pursuant to the terms of the Joint Resolution to Designate, the Joint Resolution to Annex, and this Order, the Property is **ANNEXED** to the City.
3. Pursuant to the agreement of the parties and as allowed by to Minn. Stat. § 414.036 (2018), the City will reimburse the Township in accordance with the terms of the Joint Resolution to Designate and the Joint Resolution to Annex.

Dated: July 26, 2019


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.0325, .07, .09, .12 (2018). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Stearns 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 (2017). However, no request for amendment shall extend the time of appeal from this Order.