

OA-1208-1 Montrose
City Resolution No. 2005-11
Town Resolution No. 05-04

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF MONTROSE)
AND THE TOWN OF MARYSVILLE PURSUANT TO)
MINNESOTA STATUTES 414)

ORDER

WHEREAS, a joint resolution for orderly annexation was adopted by the City of
Montrose and the Town of Marysville; and

WHEREAS, said joint resolution requests that certain property be annexed to the
City of Montrose pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of
Strategic and Long Range Planning may review and comment, but shall within 30 days order the
annexation of land pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the
duties of the Director to the Chief Administrative Law Judge; and

WHEREAS, on October 18, 2005, the Chief Administrative Law Judge has reviewed and
accepted the resolution for orderly annexation;

IT IS HEREBY ORDERED: That the following described property is hereby annexed in
accordance with the terms of the joint resolution to the City of Montrose, Minnesota, the same
as if it had originally been made a part thereof:

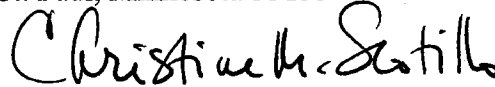
Lot 4, Block 1, NISKA WOODS, on file and of record in the office of the Wright County
Recorder, Wright County, Minnesota

AND

Lot 5, Block 1, NISKA WOODS, on file and of record in the office of the Wright County, Minnesota.

Dated this 18th day of October, 2005.

For the Chief Administrative Law Judge
658 Cedar Street, Room 300
St. Paul, Minnesota 55155

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive style with a large, prominent "C" at the beginning.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-1208-1 Montrose

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1208-1, the Chief Administrative Law Judge finds and makes the following comment:

The authority to impose the type of charge identified in paragraph 4 of the agreement is questionable. The issuance of this order makes no determination as to the legality or validity of these provisions of the agreement. Any issue that may arise relative to the application or interpretation of this section will be the sole responsibility of the signatories to the agreement.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

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