

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF GAYLORD)
AND THE TOWN OF DRYDEN PURSUANT TO) ORDER
MINNESOTA STATUTES 414)

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

WHEREAS, a joint resolution was received from the City of Gaylord and the Town of Dryden indicating their desire that certain property be annexed to the City of Gaylord 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 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 December 8, 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 Gaylord, Minnesota, the same as

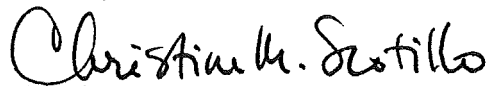
if it had originally been made a part thereof:

The West Half of the Northwest Quarter (W ½ of NW ¼), 34-113-28, except the East 4 rods thereof, Sibley County, Minnesota.

IT IS FURTHER ORDERED: That the tax rate of the City of Gaylord on the property herein ordered annexed shall be increased in substantially equal proportions over a period of five years to equality with the tax rate of the property already within the city.

Dated this 8th day of December, 2005.

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

A handwritten signature in black ink, reading "Christine M. Scotillo". The signature is written in a cursive, flowing style.

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-125-9, the Chief Administrative Law Judge finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. Although paragraph No. 6 of the 1977 joint resolution appears to follow 414.0325 Subd.5 (d)(1), there is no indication that the county and the township agreed to the exclusion of the orderly annexation area from their zoning and subdivision ordinances.

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.

Cms