

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )  
AGREEMENT BETWEEN THE CITY OF PARK )  
RAPIDS AND THE TOWN OF HENRIETTA )  
PURSUANT TO MINNESOTA STATUTES 414 )

O R D E R

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WHEREAS, a joint resolution for orderly annexation was adopted by the City of Park Rapids and the Town of Henrietta; and

WHEREAS, a resolution was received from the City of Park Rapids indicating their desire that certain property be annexed to the City of Park Rapids 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.

WHEREAS, on March 15, 2007, the Chief Administrative Law Judge 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 Park Rapids, Minnesota, the same as if it had originally been made a part thereof:

Phase I All those un-annexed parcels located in the South Half (S ½) of Section Nineteen (19), Township One Hundred Forty (140), Range Thirty-four (34) lying West of the East line of the West 525 feet of the West Half of the Southeast Quarter (W1/2 SE ¼) and North of State Highway 34

AND

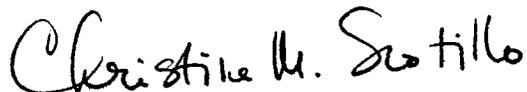
All those un-annexed parcels located in the North Half of the Northwest Quarter (N 1/2 NW ¼) of Section Thirty (30), Township One Hundred Forty (140), Range Thirty-four (34) lying immediately North and adjacent to the plat of Green Acres.

IT IS FURTHER ORDERED: That pursuant to Minn. Stat. 414.036, the Town of Henrietta will be reimbursed by the City of Park Rapids in accordance with the terms of Joint Resolution No. 06-05/06-140 signed by the City of Park Rapids on July 25, 2006 and the Town of Henrietta on July 27, 2006.

IT IS FURTHER ORDERED: That the tax rate of the City of Park Rapids 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 15<sup>th</sup> day of March, 2007.

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



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-1288-1, 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 Minn. Stat. §414.0325, Subd. 5. The parties' main joint resolution makes reference to planning provisions in paragraph 9 p. 5 pursuant to Minn. Stat. §414.0325 Subd. 5(d)1. However, that subdivision also requires the county to agree to exclude the designated area from its zoning and subdivision ordinances.

It is recommended that prior to the next annexation subject to this agreement that evidence of the county's agreement to the provisions of paragraph 9 be included with the initiating paperwork.

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. *cmd*