

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Orderly Annexation
of Certain Real Property to the City of
Pine Island from New Haven Township
(MBAU Docket OA-1396-6)

**CORRECTED
ORDER APPROVING
ANNEXATION**

A joint resolution for orderly annexation (Joint Resolution to Designate) was adopted by the City of Pine Island (City) on February 6, 2008, and the New Haven Town Board (Township) on February 19, 2008, pursuant to Minn. Stat. § 414.0325, designating certain real property for annexation.

The City adopted Resolution No. 22-63 (City Resolution to Annex) on December 6, 2022, requesting annexation of certain real property (Property) legally described as follows:

The West 695.70 feet of the Southwest Quarter of the Southeast Quarter; the East 200.00 feet of the Southeast Quarter of the Southwest Quarter; the South 244.15 feet of the East 200.00 feet of the Northeast Quarter of the Southwest Quarter; and the South 244.15 feet of the West 695.70 feet of the Northwest Quarter of the ~~Southwest~~ **Southeast** Quarter, all in Section 3, Township 108 North, Range 15 West, Olmsted County, Minnesota.

EXCEPT:

The South 660.01 feet of the West 695.70 feet of the Southwest Quarter of the Southeast Quarter and the South 660.00 feet of the East 200.00 feet of the Southeast Quarter of the Southwest Quarter, all in Section 3, Township 108 North, Range 15 West, Olmsted County, Minnesota.

ALSO EXCEPT (PREVIOUSLY ANNEXED LANDS):

That part of the South Half of Section 3 and that part of the Southwest Quarter of the Southwest Quarter of Section 2, all in Township 108 North, Range 15 West, Olmsted County, Minnesota, described as follows:

Commencing at the northwest corner of said South Half of Section 3; thence on an assumed bearing of North 89°27'08" East along the north line of said South Half 245.00 feet to the point of beginning; thence South 00°53'10" East 165.23 feet; thence North 89°26'35" East 1402.89 feet; thence South 00°32'57" East 10.08 feet; thence southeasterly 284.52 feet along a non-tangential curve concave to the northeast, said curve has a radius of 680.00 feet, a central angle of 23°58'25" and the chord of said curve bears South 12°32'09" East 282.45 feet; thence South 24°31'22" East tangent to said

curve 748.61 feet; thence North 65°28'38" East 82.25 feet; thence North 24°31'22" West 6.00 feet; thence North 65°28'38" East 199.07 feet; thence northeasterly 103.86 feet along a tangential curve concave to the southeast, said curve has a radius of 270.00 feet, a central angle of 22°02'24" and the chord of said curve bears North 76°29'50" East 103.22 feet; thence North 87°31'02" East tangent to said curve 238.83 feet; thence easterly 45.99 feet along a tangential curve concave to the south, said curve has a radius of 170.00 feet, a central angle of 15°29'56" and the chord of said curve bears South 84°43'59" East 45.85 feet; thence South 76°59'01" East tangent to said curve 30.24 feet; thence South 05°45'16" West 16.45 feet; thence South 84°14'44" East 6.03 feet; thence South 05°45'16" West 146.52 feet; thence southeasterly 187.15 feet along a tangential curve concave to the northeast, said curve has a radius of 280.00 feet, a central angle of 38°17'43" and the chord of said curve bears South 13°23'35" East 183.68 feet; thence South 32°32'27" East tangent to said curve 148.34 feet; thence North 57°27'33" East 75.73 feet; thence North 32°32'27" West 13.00 feet; thence North 57°27'33" East 87.41 feet; thence easterly 560.84 feet along a tangential curve concave to the south, said curve has a radius of 570.00 feet, a central angle of 56°22'29" and the chord of said curve bears North 85°38'47" East 538.49 feet; thence South 66°09'58" East tangent to said curve 205.86 feet; thence South 23°50'02" West 13.00 feet; thence South 66°09'58" East 68.34 feet; thence North 23°50'02" East 13.00 feet; thence South 66°09'58" East 243.47 feet; thence southeasterly 282.68 feet along a tangential curve concave to the northeast, said curve has a radius of 710.00 feet, a central angle of 22°48'42" and the chord of said curve bears South 77°34'19" East 280.81 feet; thence South 88°58'40" East tangent to said curve 403.96 feet; thence South 01°01'20" West 13.00 feet; thence South 88°58'40" East 71.83 feet; thence North 01°01'20" East 13.00 feet; thence South 88°58'40" East 113.44 feet; thence southeasterly 440.99 feet along a tangential curve concave to the southwest, said curve has a radius of 570.00 feet, a central angle of 44°19'42" and the chord of said curve bears South 66°48'49" East 430.08 feet; thence South 44°38'58" East tangent to said curve 129.75 feet; thence North 45°21'02" East 86.23 feet; thence North 44°38'58" West 6.00 feet; thence North 45°21'02" East 97.81 feet; thence northeasterly 298.05 feet along a tangential curve concave to the southeast, said curve has a radius of 770.00 feet, a central angle of 22°10'40" and the chord of said curve bears North 56°26'22" East 296.19 feet; thence South 24°41'21" East not tangent to said curve 6.26 feet; thence North 65°18'39" East 20.00 feet; thence North 24°41'21" West 5.22 feet; thence northeasterly 43.21 feet along a non-tangential curve concave to the southeast, said curve has a radius of 770.00 feet, a central angle of 03°12'55" and the chord of said curve bears North 70°37'35" East 43.21 feet; thence North 17°45'57" West not tangent to said curve 1.02 feet; thence North 80°21'24" East 357.37 feet; thence North 88°30'32" East 394.83 feet; thence North 75°07'06" East 136.37 feet to the east line of said Southwest Quarter of the Southwest Quarter of Section 2; thence North

00°48'00" West along said east line 41.24 feet; thence South 75°07'06" West 141.71 feet; thence South 88°30'32" West 392.98 feet; thence South 80°21'24" West 365.93 feet; thence North 17°45'57" West 18.57 feet; thence southwesterly 389.44 feet along a non-tangential curve concave to the southeast, said curve has a radius of 830.00 feet, a central angle of 26°53'01" and the chord of said curve bears South 58°47'32" West 385.88 feet; thence South 45°21'02" West tangent to said curve 124.04 feet; thence North 44°38'58" West 63.75 feet; thence northwesterly 487.41 feet along a tangential curve concave to the southwest, said curve has a radius of 630.00 feet, a central angle of 44°19'42" and the chord of said curve bears North 66°48'49" West 475.35 feet; thence North 88°58'40" West tangent to said curve 589.22 feet; thence northwesterly 258.79 feet along a tangential curve concave to the northeast, said curve has a radius of 650.00 feet, a central angle of 22°48'42" and the chord of said curve bears North 77°34'19" West 257.08 feet; thence North 66°09'58" West tangent to said curve 517.67 feet; thence westerly 619.87 feet along a tangential curve concave to the south, said curve has a radius of 630.00 feet, a central angle of 56°22'29" and the chord of said curve bears South 85°38'47" West 595.17 feet; thence South 57°27'33" West tangent to said curve 103.14 feet; thence North 32°32'27" West 75.34 feet; thence northwesterly 147.04 feet along a tangential curve concave to the northeast, said curve has a radius of 220.00 feet, a central angle of 38°17'43" and the chord of said curve bears North 13°23'35" West 144.32 feet; thence North 05°45'16" East tangent to said curve 150.40 feet; thence northeasterly 64.28 feet along a tangential curve concave to the southeast, said curve has a radius of 270.00 feet, a central angle of 13°38'28" and the chord of said curve bears North 12°34'30" East 64.13 feet; thence North 76°59'01" West not tangent to said curve 96.84 feet; thence westerly 62.22 feet along a tangential curve concave to the south, said curve has a radius of 230.00 feet, a central angle of 15°29'56" and the chord of said curve bears North 84°43'59" West 62.03 feet; thence South 87°31'02" West tangent to said curve 238.84 feet; thence southwesterly 126.94 feet along a tangential curve concave to the southeast, said curve has a radius of 330.00 feet, a central angle of 22°02'24" and the chord of said curve bears South 76°29'50" West 126.16 feet; thence South 65°28'38" West tangent to said curve 221.32 feet; thence North 24°31'22" West 682.61 feet; thence northwesterly 259.42 feet along a tangential curve concave to the northeast, said curve has a radius of 620.00 feet, a central angle of 23°58'25" and the chord of said curve bears North 12°32'09" West 257.53 feet; thence North 00°32'57" West tangent to said curve 55.08 feet; thence South 89°27'03" West 60.00 feet; thence South 00°32'57" East 15.00 feet; thence South 89°26'35" West 1373.07 feet; thence North 00°53'10" West 135.22 feet to said north line of the South Half of Section 3; thence South 89°27'08" West along said north line of the South Half of Section 3 a distance of 30.00 feet to the point of beginning.


Said parcel contains 17.62 acres, more or less.

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

ORDER

1. Pursuant to Minn. Stat. § 414.0325 (2022), the City 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 City 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 (2022), no reimbursement shall be made by the City to the Township in accordance with the terms of the Joint Resolution to Designate and the City Resolution to Annex.

Dated: February 7, 2024


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 (2022). Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Olmsted 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 (2023). However, no request for amendment shall extend the time of appeal from this Order.