

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF NORWOOD)	<u>FINDINGS OF FACT</u>
YOUNG AMERICA AND YOUNG AMERICA TOWNSHIP)	<u>CONCLUSIONS OF LAW</u>
PURSUANT TO MINNESOTA STATUTES 414)	<u>AND ORDER</u>

The joint resolution for orderly annexation submitted by the City of Norwood Young America and Young America Township was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. A joint resolution for orderly annexation was adopted by the City of Norwood Young America and Young America Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.

2. A joint resolution adopted and submitted by the City of Norwood Young America and Young America Township, requests annexation of part of the designated area described as follows:

That part of the South Half of the Northeast Quarter of Section 14-T115N-R26W described as follows:

Beginning at the N.E. corner of the South Half of the Northeast Quarter of said Section; thence S89°27'W along the North line of the South Half of the Northeast Quarter of said Section, 1153.00 feet; thence South parallel to the East line of the South Half of the Northeast Quarter of said Section, 284.00 feet; thence N89°27'E, 18.30 feet; thence S21°16'W, 388.13 feet to the Northerly right-of-way line of U.S. Trunk Highway No. 212; thence S68°44'E along the Northerly line of said highway, 66.00 feet; thence N21°16'E, 343.46 feet to a point 350.00 feet South of the North line of the South Half of the Northeast Quarters of said Section; thence N89°27'E, 337.03 feet; thence on a tangential curve, concave to the North with a radius of 592.30 feet, a distance of 81.15

feet; thence N81°36'E, 70.52 feet; thence on a tangential curve, concave to the South, with a radius of 214.70 feet; a distance of 75.70 feet; thence S78°12'E, 52.59 feet; thence on a tangential curve, concave to the South, with a radius of 136.81 feet, a distance of 90.93 feet; thence S40°07'E, 290.15 feet; thence on a tangential curve, concave to the North, with a radius of 102.55 feet, a distance of 89.28 feet; thence East 133.00 feet to the East line of the South half of the Northeast Quarter of said Section; thence North along the East line of the South Half of the Northeast Quarter of said Section, 657.75 feet to the point of beginning and containing 11.9 acres of land more or less, have caused the same to be surveyed and platted and hereby designate the same as Oakridge and do hereby donate and dedicate to the public for public use forever the lane and the easements for utility purposes as shown on the annexed plat.

AND,

That part of the Southeast Quarter of the Northeast Quarter of Section 14, Township 115, Range 26, and vacated Oak Lane, of OakRidge Addition, Carver County, Minnesota described as follows: Beginning at the Northwest corner of said Southeast Quarter of the Northeast Quarter; thence on an assumed bearing of North 89 degrees 20 minutes 08 seconds East, along the north line of said Southeast Quarter of the Northeast Quarter a distance of 168.07 feet to a point distant 1153.00 feet west from the Northeast corner of said Southeast Quarter of the Northeast Quarter; thence South 0 degrees 00 minutes 00 seconds East parallel with the east line of said Southeast Quarter of the Northeast Quarter a distance of 284.00 feet; thence North 89 degrees 20 minutes 08 seconds East a distance of 18.30 feet; thence South 21 degrees 09 minutes 08 seconds West a distance of 71.11 feet to the intersection with the south line of the north 350.00 feet of said Southeast Quarter of the Northeast Quarter; thence North 89 degrees 20 minutes 08 seconds East along said south line a distance of 359.38 feet; thence South 0 degrees 00 minutes 47 seconds East a distance of 250.00 feet; thence South 89 degrees 20 minutes 08 seconds West a distance of 260.00 feet; thence North 74 degrees 05 minutes 13 seconds West a distance of 270.36 feet to the west line of said Southeast Quarter of the Northeast Quarter; thence North 0 degrees 00 minutes 47 seconds West along said west line a distance of 522.88 feet to the point of beginning.

Have caused the same to be surveyed and platted as OAKRIDGE SECOND ADDITION and do hereby donate and dedicate to the public for public use forever the Lane and easements for utility and drainage purposes as shown on the plat.

3. Minnesota Statutes §414.0325, subd. 1(h) states that in certain circumstances the Chief Administrative Law Judge may review and comment, but shall within 30 days order the annexation pursuant to the terms of a joint resolution for orderly annexation.
4. The joint resolution contains all the information required by Minnesota Statutes

§414.0325, subd. 1(h), including a provision that the Chief Administrative Law Judge may review and comment but shall order the annexation within 30 days in accordance with the terms of the joint resolution.


CONCLUSIONS OF LAW

1. The Office of Administrative Hearings has duly acquired and now has jurisdiction of the within proceeding.
2. An order should be issued by the Chief Administrative Law Judge or authorized designee annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Norwood Young America, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes §414.036, Young America Township will be reimbursed by the City of Norwood Young America in accordance with the terms of Joint Resolution No. 2008-24 signed by the City on February 25, 2008 and the Township on March 19, 2008; and Joint Resolution No. 2011-10.

Dated this 8th day of November, 2011.



Timothy J. O'Malley
Assistant Chief Administrative Law Judge
Municipal Boundary Adjustment Unit