

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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

The joint resolution for orderly annexation submitted by the City of Goodview and Rollingstone Township was reviewed for conformity with applicable law. The undersigned Assistant Chief Administrative Law Judge, acting under a delegation from the Chief Administrative Law Judge, hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On March 19, 2009, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on February 9, 2009, and by the Township on February 9, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on February 19, 2009.

2. The joint resolution requests the designation and immediate annexation of certain property to the City of Goodview described as follows:

That part of the Southwest Quarter of the Northwest Quarter of Section 12, Township 107, Range 8, Winona County, Minnesota, described as follows:

Commencing at the southwest corner of the said Southwest Quarter of the Northwest Quarter; thence on an assumed bearing of South 89 degrees 40 minutes 15 seconds East, along the south line of said Southwest Quarter of the Northwest Quarter, 1029.77 feet; thence northwesterly deflecting to the left 126 degrees 58 minutes, a distance of 103.27 feet along a line which bears North 36 degrees 38 minutes 15 seconds West; thence North 24 degrees 03 minutes 46 seconds West, 190.97 feet; thence North 52 degrees 17 minutes 51 seconds East, 200.58 feet to the center line of Rollingstone

Township Road No. 2; thence North 36 degrees 42 minutes 45 seconds West, along said center line, a distance of 131.97 feet to a point hereinafter referred to as Point A; thence North 45 degrees 51 minutes 45 seconds West, along said center line, 117.34 feet to a boundary corner of Sunny Acres, according to the recorded plat thereof, said Winona County, and the point of beginning of the land to be described; thence continue North 45 degrees 51 minutes 45 seconds West, along said center line, to a point distant 740.12 feet northwesterly of said Point A; thence South 45 degrees 30 minutes 42 seconds West, 295.48 feet to the most northerly corner of Lot 1, Block 4, said Sunny Acres; thence South 60 degrees 39 minutes 36 seconds East, along the northeasterly line of said Sunny Acres, 647.02 feet to the most westerly corner of Lot 5, Block 2, said Sunny Acres; thence North 46 degrees 02 minutes 00 seconds East, along said northeasterly line of Sunny Acres, 130.23 feet to the point of beginning.

Excepting therefrom all that part thereof lying within the corporate limits of the City of Goodview, Minnesota.

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 annexing the area described herein.

ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Goodview, the

same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Rollingstone Township will be reimbursed by the City of Goodview in accordance with the terms of Joint Resolution No. 0813 signed by the City on February 9, 2009 and the Township on February 9, 2009.

Dated this 19th day of March, 2009.

For the Assistant Chief Administrative Law Judge
P. O. Box 64620
St. Paul, Minnesota 55164-0620

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

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments