

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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

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The joint resolution for orderly annexation submitted by the City of Garfield and Ida 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 January 21, 2010, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on November 9, 2009, and by the Township on November 2, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on December 15, 2009.

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

SW 1/4 of the SE 1/4 of the SE 1/4, Section 29, Ida Township, Douglas County  
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 Garfield, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Ida Township will be reimbursed by the City of Garfield in accordance with the terms of Joint Resolution signed by the City on November 9, 2009 and the Township on November 2, 2009.

Dated this 21<sup>st</sup> day of January, 2010.

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



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments