

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF NEW YORK) FINDINGS OF FACT
MILLS AND NEWTON TOWNSHIP PURSUANT TO) CONCLUSIONS OF LAW
MINNESOTA STATUTES 414) AND ORDER

The joint resolution for orderly annexation submitted by the City of New York Mills and Newton Township was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge's designee hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. On July 20, 2010, the Chief Administrative Law Judge reviewed and accepted the joint resolution which was adopted by the City on June 15, 2010 and Township on June 14, 2010, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on June 30, 2010.

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

The Southeast Quarter of the Southwest Quarter (SE ¼ SW ¼) of Section 5, Township 135, Range 37, Otter Tail County, Minnesota, except the North 10 acres thereof; (Parcel #R40000050032900).

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 New York Mills, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, Newton Township will be reimbursed by the City of New York Mills in accordance with the terms of Joint Resolution No. 06-15-2010 signed by the City on June 15, 2010 and the Township on June 14, 2010.

Dated this 20th day of July, 2010.

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



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments