

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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IN THE MATTER OF THE ORDERLY ANNEXATION )	
AGREEMENT BETWEEN THE CITY OF BRANDON )	<u>FINDINGS OF FACT</u>
AND BRANDON 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 Brandon and Brandon 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 July 13, 2009 and Township on July 30, 2009, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments on June 25, 2010.

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

That part of the NW $\frac{1}{4}$  NW $\frac{1}{4}$ , of Section 28, Township 129 North, Range 39 West, described as follows, to-wit: To find the point of beginning commence at the Northwest corner of the said NW $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence East along the North line of said NW $\frac{1}{4}$  NW $\frac{1}{4}$  a distance of 666.13 feet to the point of beginning; thence South 29 degrees 32 minutes West a distance of 268.34 feet; thence South 88 degrees 08 minutes 23 seconds East a distance of 254.83 feet; thence North 26 degrees 02 minutes 40 seconds East a distance of 269.07 feet more or less to the North line of the said NW $\frac{1}{4}$  NW $\frac{1}{4}$ ; thence West along the North line of the said NW $\frac{1}{4}$  NW $\frac{1}{4}$  to the point of beginning; containing 1.4 acres more or less.

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.

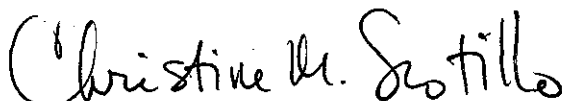
#### ORDER

1. The property described in Findings of Fact 2 is annexed to the City of Brandon, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, no reimbursement shall be made to the Township of Brandon by the City of Brandon in accordance with the terms of the Joint Resolution signed by the City on July 13, 2009 and the Township on July 30, 2009.

Dated this 20<sup>th</sup> 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