

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
 AGREEMENT BETWEEN THE CITY OF AUSTIN) FINDINGS OF FACT
 AND LANSING TOWNSHIP PURSUANT TO) CONCLUSIONS OF LAW
 MINNESOTA STATUTES 414) AND ORDER

The joint resolution for orderly annexation submitted by the City of Austin and Lansing 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. On May 10, 2011, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on April 4, 2011 and the Township in April of 2011, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on April 29, 2011.

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

Outlot 8 in the Plat of Rambler Addition of Outlots in the NE ¼ of the NW ¼ and the NW ¼ of the NE ¼ of Section 27, Township 103 North, Range 18 West.

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

2. Pursuant to Minnesota Statutes §414.036, Lansing Township will be reimbursed by the City of Austin in accordance with the terms of Joint Resolution No. 14014.

Dated this 10th day of May, 2011.



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