

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF LA CRESCENT)	<u>FINDINGS OF FACT</u>
AND LA CRESCENT 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 La Crescent and La Crescent 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 June 14, 2011, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on May 23, 2011 and Township on May 9, 2011, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on June 6, 2011.

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

Welch Parcel: 1334 West Lane, La Crescent MN 55947, more particularly described as:

Lot 004, Block 001 of Crescent Valley First Addition, La Crescent Township, Houston County, Minnesota.

Platted Road Right of Way:

The area of street ROW of all of Janell Avenue north of County State Aid

Highway #25; and Valley Lane, from the intersection with the intersection of East Lane to the northern property line of Lot 004, Block 001 of Crescent Valley First Addition, La Crescent Township, Houston 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 or authorized designee annexing the area described herein.

ORDER

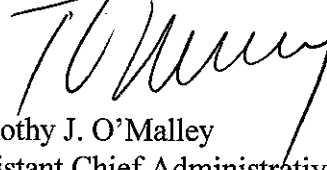
1. The property described in Findings of Fact 2 is annexed to the City of La Crescent, the same as if it had originally been made a part thereof.

2. Pursuant to Minnesota Statutes §414.036, La Crescent Township will be reimbursed by the City of La Crescent in accordance with the terms of the Joint Resolution signed by the City on May 23, 2011 and the Township on May 9, 2011.

3. Pursuant to Minnesota Statutes §414.035, the tax rate of the City of La Crescent on the property herein ordered annexed shall be increased in substantially equal proportions over

a period of three years to equality with the tax rate of the property already within the city.

Dated this 14th day of June, 2011.

A handwritten signature in black ink, appearing to read "T. O'Malley", written over the printed name.

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