

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF NASHWAUK)	<u>FINDINGS OF FACT</u>
AND LONE PINE 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 Nashwauk and Lone Pine 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 September 13, 2011, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on August 23, 2011 and the Township on August 22, 2011, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on September 1, 2011.

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

Section 5

N1/2 of the NE1/4 of the NW1/4, Section 5, Township 56, Range 22

NW1/4 of the NW1/4 of Section 5, Township 56, Range 22

Section 6

That part of the NE1/4 of the NE1/4 lying southeasterly of the Northwesterly

right-of-way line of T.H. 169, Section 6, Township 56, Range 22

Section 6

N1/2 of the NW1/4 of the NE1/4, Section 6, Township 56, Range 22

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

2. Pursuant to Minnesota Statutes §414.036, Lone Pine Township will be reimbursed by the City of Nashwauk in accordance with the terms of the Joint Resolution signed by the City

on August 23, 2011 and the Township on August 22, 2011.

Dated this 13th day of September, 2011.


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