

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF BLOOMING)	<u>FINDINGS OF FACT</u>
PRAIRIE AND BLOOMING PRAIRIE TOWNSHIP)	<u>CONCLUSIONS OF LAW</u>
PURSUANT TO MINNESOTA STATUTES 414)	<u>AND ORDER</u>

The joint resolution for orderly annexation submitted by the City of Blooming Prairie and Blooming Prairie 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 January 17, 2012, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City and Township on December 19, 2011, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on December 29, 2011.

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

Commencing at a point 1,911 feet East and 1657.4 feet South of the northwest corner of the NE ¼ of Section 36, Township 105 North, Range 19 West; thence South 100 feet; thence East to U.S. Highway 218; thence along the west side of U.S. Highway 218 in a Northwesterly direction to a point due East of the point of beginning; thence due West to the point of beginning; being in the SE ¼ of the NE ¼ of Section 36, Township 105 North, Range 19 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 Blooming Prairie, the same as if it had originally been made a part thereof.
2. Pursuant to Minnesota Statutes §414.036, Blooming Prairie Township shall be reimbursed by the City of Blooming Prairie in accordance with the terms of the Joint Resolution signed by the City and Township on December 19, 2011.

Dated this 17th day of January, 2012.



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