

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)	
AGREEMENT BETWEEN THE CITY OF LITTLE)	<u>FINDINGS OF FACT</u>
FALLS AND LITTLE FALLS 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 Little Falls and Little Falls 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 February 14, 2012, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on January 17, 2012 and the Township on January 9, 2012, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on January 26, 2012.

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

That part of Lot 4, Herrick's Outlots to Little Falls and that part of Government Lot 4, Section 18, Township 40, Range 32, Morrison County, Minnesota described as follows:

Commencing at the northeast corner of said Government Lot 4 and assuming the east line of said Government Lot 4 bears South 00 degrees 05 minutes 19 seconds East; thence North 89 degrees 16 minutes 53 seconds West 312.00 feet along the north line of said Government Lot 4; thence South 00 degrees 05 minutes 19 seconds East 300.00 feet to the point of beginning; thence North 00 degrees 05 minutes 19 seconds West 62.35 feet; thence South 64 degrees 39 minutes 42 seconds East 172.98 feet; thence South 21 degrees 04 minutes 05 seconds West 30.00 feet; thence South 57 degrees 14 minutes 52 seconds East 211.45 feet to the

west line of South Oaks of record in the office of the county recorder in said Morrison County; thence South 36 degrees 46 minutes 52 seconds West 144.18 feet along said west line of South Oaks to its intersection with the north line of Thomas Drive; thence North 53 degrees 24 minutes 25 seconds West 20.13 feet along said north line of Thomas Drive; thence northwesterly along said north line of Thomas Drive along a tangential curve left having a central angle of 15 degrees 33 minutes 41 seconds , a radius of 166.00 feet, and an arc length of 45.09 feet; thence North 68 degrees 58 minutes 06 seconds West, tangent to said curve, 254.09 feet along said north line of Thomas Drive to its intersection with a line bearing South 21 degrees 04 minutes 05 seconds West from the point of beginning; thence North 21 degrees 04 minutes 05 seconds East 155.06 feet to the point of beginning.

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

2. Pursuant to Minnesota Statutes §414.036, Little Falls Township shall be

reimbursed by the City of Little Falls in accordance with the terms of the Joint Resolution signed by the City on January 17, 2012 and the Township on January 9, 2012.

Dated this 14th day of January, 2012.

A handwritten signature in cursive script, appearing to read "T. O'Malley".

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