

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1532-1
Nashwauk/Nashwauk Township
Pursuant to Minnesota Statutes 414

FINDINGS OF FACT, CONCLUSIONS OF LAW, AND ORDER

The joint resolution for orderly annexation submitted by the City of Nashwauk and Nashwauk 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 August 7, 2012, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City on June 26, 2012 and the Township on June 12, 2012, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on July 2, 2012.

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

Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4) of Section Twenty (20), in Township Fifty-seven (57) North, Range Twenty-two (22) West of the Fourth Principal Meridian, in Itasca County, Minnesota, according to the United State Government survey thereof.

Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) Less that part lying Southerly and Westerly of Tate Highway 65, Section Twenty (20), Township Fifty-seven (57) North, Range Twenty-two (22), West of the Fourth Principal Meridian.

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, no reimbursement shall be made to the Township of Nashwauk by the City of Nashwauk in accordance with the terms of the Joint Resolution signed by the City on June 26, 2012 and the Township on June 12, 2012.

Dated: August 7, 2012



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