

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of OA-1541-1
Taconite/Iron Range 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 Taconite and Iron Range 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 October 9, 2012, the Chief Administrative Law Judge or authorized designee reviewed and accepted the joint resolution which was adopted by the City and the Township on June 27, 2012, and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit on October 5, 2012.

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

Parcels located in Itasca County, State of Minnesota, Section 3, Township 56, Range 24W as follows:

- Northwest Quarter of the Northwest Quarter (NW $\frac{1}{4}$, NW $\frac{1}{4}$)
- Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$)
- Northwest Quarter of the Southwest Quarter (NW $\frac{1}{4}$, SW $\frac{1}{4}$)

All Parcels located in Itasca County, State of Minnesota, Section 4, Township 56, Range 24W.

All Parcels located in Itasca County, State of Minnesota, Section 5, Township 56, Range 24W.

All Parcels located in Itasca County, State of Minnesota, Section 6, Township 56, Range 24W

All Parcels located in Itasca County, State of Minnesota, Section 7, Township 56,

Range 24W.

All Parcels located in Itasca County, State of Minnesota, Section 8, Township 56, Range 24W.

All Parcels located in Itasca County, State of Minnesota, Section 9, Township 56, Range 24W.

Parcels located in Itasca County, State of Minnesota, Section 16, Township 56, Range 24W as follows:

- Northeast Quarter of the Northeast Quarter (NE ¼, NE ¼)
- Northwest Quarter of the Northeast Quarter (NW ¼, NE ¼)
- Northeast Quarter of the Northwest Quarter (NE ¼, NW ¼)
- Northwest Quarter of the Northwest Quarter (NW ¼, NW ¼)

Parcels located in Itasca County, State of Minnesota, Section 19, Township 56, Range 24W as follows:

All of the NE Quarter (NE ¼)

All the part of Northeast Quarter of the Northwest Quarter, West of the 4th P.M.,
Described as follows:

Assuming the East property line thereof to bear North 02 Degrees 19' 30" East and beginning at the Southeast corner thereof proceeding then North 02 Degrees 19' 30" East along said East property line a distance of 333.14'; then North 88 degrees 53' 10" West a distance of 658.48'; then North 02 DEG 17' 27" East a distance of 107.41'; then South 89 degrees 22' 52" West more or less a distance of 658.31', more or less to a point on the West property line thereof 420.04' Northerly of the Southwest corner thereof; then Southerly along said West property line a distance of 420.04' to said Southwest corner; then easterly along the South property line thereof to the point of beginning.

All that part of Government Lot 2 described as follows:

That part of Lot 2 described as follows: Assume the South property line thereof to bear South 88 degrees South 45' 24" East and beginning at the Southwest corner thereof proceed then South 88 Deg 45' 24" East along said property line a distance of 1059'; then North 01 degrees 14' 36" East a distance of 363'; then North 68 DEG 29' 36" East a distance of 26'; then North 12 degrees 34' 36" East a distance of 180'; then North 31 DEG 17' 36" East a distance of 125'; then North 48 degrees 03' 36" East a distance of 93'; Then North 21 DEG 20' 36" East a distance of 247'; then North 11 degrees 20' 36" East a distance of 162'; then North 19 degrees 37' 24" West a distance of 57'; then North 28 degrees 13' 36" East a distance of 88'; then North 48 degrees 20' 36" East a distance of 111'; then North 57 DEG 40' 36" East more or less, a distance of 17.52 FT, more or less, to a point on the North property line thereof 84.36' Westerly of the Northeast corner thereof; Westerly along said North property line to the Northwest corner thereof; then Southerly along the West property line thereof to the point of beginning; containing 37.05

acres more or less.

Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$, NW $\frac{1}{4}$)

Northwest Quarter of the Southeast Quarter (NW $\frac{1}{4}$, SE $\frac{1}{4}$)

Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$, SE $\frac{1}{4}$)

Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$, SE $\frac{1}{4}$)

All that part of Southwest Southeast Quarter, described as follows:

Assuming the West property line thereof to bear South 02 degrees 19' 30" West a distance of 290'; Then South 12 degrees 33' 37" West more or less a distance of 814.14', more or less, to a point on the South property line thereof 220' Easterly of the Southwest corner thereof; then Easterly along said South property line to the Southeast corner thereof; then northerly along the East property line thereof to the Northeast corner thereof; then westerly along the North property line thereof to the point of beginning.

Northeast Quarter of the Southwest Quarter Less S 400' of E 450'

Parcels located in Itasca County, State of Minnesota, Section 25, Township 56, Range 24W as follows:

All of the NE Quarter (NE $\frac{1}{4}$)

All of the SE Quarter (SE $\frac{1}{4}$)

Northeast Quarter of the Northwest Quarter (NE $\frac{1}{4}$, NW $\frac{1}{4}$)

Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$, NW $\frac{1}{4}$)

Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$, NW $\frac{1}{4}$)

Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$, SW $\frac{1}{4}$)

Southeast Quarter of the Southwest Quarter (SE $\frac{1}{4}$, SW $\frac{1}{4}$)

All of the surface of Trout Lake, located within Section 31, Township 56, Range 24W according to the original government survey including accretions located therein, and the unplatted part of Government Lot 5 and 6, Section 31, lying east of Longyear Park as shown on the Plat of Second Addition to Coleraine

All of the surface of Trout Lake, located within Section 32, Township 56, Range 24W according to the original government survey including accretions located therein

Parcels located in Itasca County, State of Minnesota, Section 32, Township 56, Range 24W as follows:

Real property located in the Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$, SE $\frac{1}{4}$) and the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$, SE $\frac{1}{4}$), known as White Tail Acres, encompassing all of said plat.

The Northeast Quarter of the Southeast Quarter (NE $\frac{1}{4}$, SE $\frac{1}{4}$), less and except the plat of White Tail Acres

The Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$, SE $\frac{1}{4}$), less and except the plat of White Tail Acres

The Plat of Bluebill Bay located in Government Lot 1 and Government Lot 2,

less and except Lot 1, Block 1

Parcels located in Itasca County, State of Minnesota, Section 36, Township 56, Range 24W as follows:

All of the NE Quarter (NE ¼)

All of the SE Quarter (SE ¼)

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

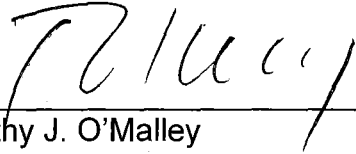
2. Pursuant to Minnesota Statutes § 414.036, no reimbursement shall be made to the Township of Iron Range by the City of Taconite in accordance with the terms of the Joint Resolution signed by the City and the Township on June 27, 2012.

3. Pursuant to Minnesota Statutes §414.035, the initial tax rate for the

annexed area shall equal the tax rate adopted by the Town of Iron Range at its annual town meeting in 2012 for taxes payable in 2013. The levy shall then be increased in substantially equal portions until the levy shall be equal to the City's rate payable in the year 2018.

4. This Order becomes effective January 1, 2013.

Dated: October 9, 2012



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