

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

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

The city resolution for orderly annexation submitted by the City of Sartell was reviewed for conformity with applicable law. By delegation, the Chief Administrative Law Judge's designee hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. A joint resolution for orderly annexation was adopted by the City of Sartell and Le Sauk Township pursuant to Minnesota Statutes § 414.0325 and duly filed with the Office of Administrative Hearings-Municipal Boundary Adjustments.

2. A resolution adopted and submitted by the City of Sartell, requests annexation of part of the designated area described as follows:

That part of lot sixteen (16), auditor's subdivision No. Two (2) described as follows: Beginning at a point on the right bank of the Mississippi River said point being North 51 degrees 00' West and about 1737.6 feet distance from the Northeast corner of Lot One (1), of Auditor's subdivision No. 2 of the East Half (E1/2) and the East Half of the Northwest Quarter (E1/2 NW1/4) of Section Thirty-four (34), Township One Hundred Twenty-five (125), Range Twenty-eight (28), and running thence South 45 degrees 00 feet West 600 feet to the center of State Aid Road 1; thence North 53 degrees 00 feet West along the center line of said road 278 feet; thence East 278 feet; thence North 44 degrees 30 feet East 418 feet to the right bank of said river; thence Southeasterly 83.5 feet to the place of

beginning; except that part described as follows: Starting at a point on the right bank of the Mississippi River, said point being North 51; West and about 1737.6 feet distant from the Northeast corner of Lot One (1) of Auditor's Subdivision No. 2 of the East Half (E1/2) and the East Half of the Northwest Quarter (E1/2 NW1/4) of Section Thirty-Four (34), Township One Hundred Twenty-five (125) North, of Range Twenty-Eight (28) West and running thence South 45 degrees West 600 feet to the center of State Aid Road No.1 Thence North 53 degrees West along the centerline of said road 92.5 feet to a point, which point is the point of beginning of the tract to be described and hereby excepted; Thence from said point of beginning North 53 degrees West along the center of line of said State Aid Road No. 1 for a distance of 185.5 feet to a point; thence due East for a distance of 278 feet to a point; thence Southwesterly in a straight line for a distance of 174.6 feet to the point of beginning and there terminating.

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 annexing the area described herein.

ORDER

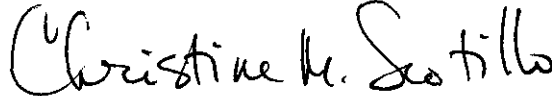
1. The property described in Findings of Fact 2 is annexed to the City of Sartell, the same as if it had originally been made a part thereof.

2. That in accordance with the terms of City Resolution No. 117-1992/Town Resolution No. 92-1 signed by the City of Sartell on October 26, 1992 and the Town of Le Sauk on October 13, 1992, as amended by Town of Le Sauk Resolution No. 95-3 and City of Sartell Resolution 72-1955, the parties have negotiated financial arrangements that stand in lieu of any other reimbursements to the Town of Le Sauk pursuant to Minn. Stat. 414.036, as amended.

3. Pursuant to Minnesota Statutes §414.035, the tax rate of the City of Sartell on the property herein ordered annexed shall be increased in substantially equal proportions over a period of five years to equality with the tax rate of the property already within the city.

Dated this 20th day of July, 2010.

For the Chief Administrative Law Judge's designee
P. O. Box 64620
St. Paul, Minnesota 55164-0620

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive style with a large initial "C".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments