

STATE OF MINNESOTA

OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF SARTELL)
AND THE TOWN OF SAUK RAPIDS PURSUANT) ORDER
TO MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Sartell and the Town of Sauk Rapids; and

WHEREAS, a resolution was received from the City of Sartell indicating their desire that certain property be annexed to the City of Sartell pursuant to M.S. 414.0325; and

WHEREAS, M.S. 414.0325 states that in certain circumstances the Director of Strategic and Long Range Planning may review and comment, but shall within 30 days order the annexation pursuant to said subdivisions; and

WHEREAS, Reorganization Order No. 192, effective March 8, 2005, has transferred the duties of the Director to the Chief Administrative Law Judge.

WHEREAS, on April 7, 2005, the Chief Administrative Law Judge reviewed and accepted the resolution for orderly annexation;

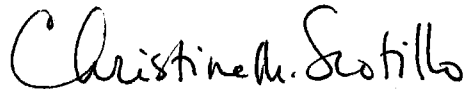
IT IS HEREBY ORDERED: That the following described property is hereby annexed in accordance with the terms of the joint resolution to the City of Sartell, Minnesota, the same as if

it had originally been made a part thereof:

All that part of the Westerly 33 feet of the West Half of the Southwest Quarter (W½ of SW¼), Section Eleven (11), Township Thirty-six (36) North, Range Thirty-one (31) West, Fourth Principal Meridian, Benton County, Minnesota, lying southerly of a line drawn 1400.0 feet northerly of the South Line of said Section 11 and parallel to the south line of Section 11.

Dated this 7th day of April, 2005.

For the Chief Administrative Law Judge
658 Cedar Street - Room 300
St. Paul, Minnesota 55155

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

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

MEMORANDUM

In ordering the annexation contained in Docket No. OA-574-3, the Chief Administrative Law Judge finds and makes the following comment:

Minnesota Statutes Section 414.036 specifically allows for municipal reimbursement in an order issued pursuant to Minnesota Statutes Section 414.0325. Such reimbursement to the township for all or part of the taxable property annexed. The reimbursement must be of substantially equal payments over a period of not less than two nor more than six years. Including such a provision in an order under Minnesota Statutes Section 414.0325 is discretionary with the Chief Administrative Law Judge. Paragraph 11 of the joint agreement provides for annual payments over a 15 year period. By making this order, no determination is made as to the effectiveness of such a schedule.

The parties are encouraged to consider this comment in light of any further amendments that may be otherwise necessary to this agreement for orderly annexation.

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