

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITY OF)
FARMINGTON AND THE TOWN OF EMPIRE) ORDER
PURSUANT TO MINNESOTA STATUTES 414)

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Farmington and the Town of Empire; and

WHEREAS, a joint resolution was received from the City of Farmington and the Town of Empire indicating their desire that certain property be annexed to the City of Farmington 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 of land 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; and

WHEREAS, on February 15, 2007, the Chief Administrative Law Judge has 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 Farmington, Minnesota, the same

as if it had originally been made a part thereof:

That part of the Soo Line Railroad right of way lying southerly of the north line of the Northwest Quarter of Section 18, Township 114, Range 19, Dakota County, Minnesota and lying northerly of the westerly extension of the south line of Block 2, PERCINE LOTS 2ND ADDITION, according to the recorded plat thereof, said Dakota County, Minnesota.

Total area of Annexation Number 3 is 24.14 acres.

IT IS FURTHER ORDERED: That pursuant to Minn. Stat. 414.036, the Town of Empire will not be reimbursed by the City of Farmington in accordance with the terms of Joint Resolution No. R19-07 signed by the City of Farmington and the Town of Empire on January 23, 2007.

Dated this 15th day of February, 2007.

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

A handwritten signature in cursive script that reads "Christine M. Scotillo".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

OA-607-4 Farmington

MEMORANDUM

In ordering the annexation contained in Docket No. OA-607-4, the Chief Administrative Law Judge finds and makes the following comment:

Planning in the area designated for orderly annexation must be provided for by one of three provisions set forth in Minnesota Statutes Section 414.0325, Subd. 5. The joint resolution does not make reference to which of the three statutory provisions the parties have agreed on to govern planning in the designated area.

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.

CWS