## STATE OF MINNESOTA

## OFFICE OF ADMINISTRATIVE HEARINGS

IN THE MATTER OF THE ORDERLY ANNEXATION	)		
AGREEMENT BETWEEN THE CITY OF LITTLE FALLS	)		
AND THE TOWN OF BELLE PRAIRIE PURSUANT TO	)	<u>ORDER</u>	
MINNESOTA STATUTES 414	)		
			•

WHEREAS, a joint resolution for orderly annexation was adopted by the City of Little Falls and the Town of Belle Prairie; and

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

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 January 11, 2006, 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 Little Falls, Minnesota, the same

as if it had originally been made a part thereof:

All that part of Government Lot 1, Section 27, Township 41, Range 32, described as follows: commencing at the southeast corner of Lot 7, First Addition to Oak Ridge; thence go West along the South line of Lot 7 and 6 in said First Addition, for a distance of 200.00 feet to the southeast corner of Lot 6 in said First Addition; thence go South for a distance of 100.00 feet, on a line projected from the southwest corner of said Lot 6 in said First Addition to the northwest corner of Lot 2, Block 2, Oak Ridge Addition; thence go east on a line parallel to the north line of the parcel of land herein described and conveyed for a distance of 200.00 feet; thence go north to the point of commencement; being 0.46 acres more or less.

Dated this 11<sup>th</sup> day of January, 2006.

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

Christine M. Scotillo Executive Director

Municipal Boundary Adjustments

## **MEMORANDUM**

In ordering the annexation contained in Docket No. OA-916-20, the Chief Administrative Law Judge finds and makes the following comment:

The authority to impose the type of charge identified in paragraph 3 (d) of the agreement, is questionable. The issuance of this order makes no determination as to the legality or validity of these provisions of the agreement. Any issue that may arise relative to the application or interpretation of these sections will be the sole responsibility the signatories to the agreement.

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.