

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS
MUNICIPAL BOUNDARY ADJUSTMENT UNIT



In the Matter of OA-1575-1
Morristown/Morristown 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 Morristown and Morristown 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. A joint resolution for orderly annexation was adopted by the City of Morristown and Morristown Township pursuant to Minnesota Statutes § 414.0325 and filed with the Office of Administrative Hearings-Municipal Boundary Adjustment Unit.

2. The joint resolution adopted and submitted by the City of Morristown and Morristown Township requests annexation of part of the designated area described as follows:

Part of the Southwest Quarter, Section 22, Township 109 North, Range 22 West of the Fifth Principal Meridian, Rice County, Minnesota, described as follows: Beginning at a point in the west line of said Southwest Quarter (for purposes of this description bearings are assumed and based on said west line being South 0°35'52" West), 1235.28 feet southerly from the northwest corner of said Southwest Quarter, said point also being in the southerly right of way line of Minnesota Trunk Highway 60; thence continue South 0°35'52" West, along said west line, 481.98 feet to the southwest corner of the north 400.00 feet of the Southwest Quarter of said Southwest Quarter; thence South 89°45'45" East, 1315.43 feet to the southeast corner of said North 400.00 feet; thence North 0°39'34" East, 648.34 feet to a point in the southerly right of way line of 248th Street West; thence North 79°17'02" West, along said right of way line, 358.09 feet to a point in said southerly right of way line of Minnesota Trunk Highway 60;

thence southwesterly, along a spiral curve whose chord bearing is South 83°19'07" West, 235.58 feet; thence westerly on a non-tangential curve, concave southerly, (curve data: delta angle = 6°46'32"; radius = 2795.19 feet; chord bearing and distance = South 77°56'04" West, 330.35 feet), an arc distance of 331.03 feet; thence southwesterly along a spiral curve whose chord bearing is South 72°33'01" West, 296.04 feet; thence South 71°33'08" West, 133.42 feet to said point of beginning;

AND ALSO

Part of the Southwest Quarter of Section 22, Township 109 North, Range 22 West of the Fifth Principal Meridian, Rice County, Minnesota, described as all that part of said Southwest Quarter bounded on the south by the northerly right of way line of 248th Street West (formerly Minnesota Trunk Highway 60 and Faribault-Waterville Road), on the north by the southerly right of way line of Minnesota Trunk Highway 60 (Morristown Boulevard) and on the east by the following described line: Commencing at the southeast corner of said Southwest Quarter (for purposes of this description bearings are assumed and based on the east line of said Southwest Quarter being North 0°43'17" East); thence North 0°43'17" East, along said east line, 1369.67 feet to a point in said northerly right of way line of 248th Street West; thence northwesterly along said northerly line on a curve, concave southwesterly (curve data: delta angle = 8°04'18" radius = 1890.99 feet; chord bearing and distance = North 75°14'55" West, 266.18 feet), an arc distance of 266.40 feet; thence North 79°17'05" West, 51.10 feet to the point of beginning of the line to be herein described; thence North 0°43'17" East, parallel with said east line, 326.44 feet to a point in the southerly line of Minnesota Trunk Highway 60 and there terminating.

The above described parcel contains 23.2 acres, more or less.

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).

CONCLUSIONS OF LAW

1. The Office of Administrative Hearings 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 Morristown.

2. Pursuant to Minnesota Statutes § 414.036, Morristown Township will be reimbursed by the City of Morristown in accordance with the terms of the joint resolution signed by the City of Morristown and Morristown Township on May 5, 2014.

Dated: August 12, 2014



TIMOTHY J. O'MALLEY
Deputy Chief Administrative Law Judge
Municipal Boundary Adjustment Unit