### BEFORE THE MUNICIPAL BOARD

#### OF THE STATE OF MINNESOTA

John W. Carey Chair
Kenneth F. Sette Vice Chair
Shirley J. Mihelich Commissioner

IN THE MATTER OF THE PETITION AND
RESOLUTION FOR THE DETACHMENT OF ) FINDINGS OF FACT
CERTAIN LAND FROM THE CITY OF ) CONCLUSIONS OF LAW
GREENWALD PURSUANT TO MINNESOTA ) AND ORDER
STATUTES 414.06 )

On August 11, 1989, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Greenwald. A resolution for the detachment of the same land was received from the City of Greenwald on the 11th day of August, 1989.

After review of the petition and resolution, the Minnesota Municipal Board hereby makes and files the following Findings of Fact, Conclusions of Law, and Order.

## FINDINGS OF FACT

- 1. That a petition was duly filed with the Municipal Board by the requisite number of property owners and a resolution for the detachment of the same property was filed by the City of Greenwald.
- 2. The petition and resolution contained all the information required by statute including a description of the territory proposed for detachment, which is as follows:

The Northwest One Quarter of Southwest One Quarter (NW 1/4 SW 1/4), Township One Hundred Twenty-Five. (125), Range Thirty-three (33), Section Twenty-nine (29), Stearns County, Minnesota.

- 3. The area proposed for detachment is situated within the City of Greenwald and abuts the municipal boundary.
  - 4. The area proposed for detachment is 40 acres.
- 5. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
- 6. There are no people, buildings, or municipal improvements on the area proposed for detachment.
  - 7. The area abuts the Town of Grove.

# CONCLUSIONS OF LAW

- 1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.
- 2. The area subject to detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
- 3. The detachment would not unreasonably affect the symmetry of the detaching municipality.
- 4. The area subject to detachment is not needed for reasonably anticipated future development.
- 5. An order should be issued by the Minnesota Municipal Board detaching the area described herein.

## ORDER

- 1. IT IS HEREBY ORDERED: That the property described herein in Findings of Fact 2 be, and the same hereby is, detached from the City of Greenwald and made a part of the Town of Grove, the same as if it had originally been made a part thereof.
- 2. IT IS FURTHER ORDERED: That the effective date of this order is September 5, 1989.

Dated this 5th day of September, 1989.

MINNESOTA MUNICIPAL BOARD 165 Metro Square Building St. Paul, Minnesota 55101

Patricia D. Lundy Assistant Director