

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

Kenneth F. Sette Chair
Robert J. Ferderer Vice Chair
John W. Carey Commissioner

IN THE MATTER OF THE PETITION FOR)
THE DETACHMENT OF CERTAIN LAND FROM) FINDINGS OF FACT
THE CITY OF STARBUCK PURSUANT TO) CONCLUSIONS OF LAW
MINNESOTA STATUTES 414) AND ORDER

On June 10, 1992, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Starbuck. A resolution for the detachment of the same land was received from the City of Starbuck on June 10, 1992.

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 Starbuck.

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:

All that part of the Northeast 1/4 of the Northeast 1/4 of Section 35-125-39, which is described and enclosed within the following boundary lines to:wit:

- Beginning at the Southeast corner of the said Northeast 1/4 of the Northeast 1/4 of said Section 35;
- Thence West, along the South line of the said Northeast 1/4 of the Northeast 1/4, a distance of 225.00 feet;
- Thence North, parallel with the East line of said Section 35, a distance of 330.00 feet;
- Thence East, parallel with the South line of the said Northeast 1/4 of the Northeast

1/4 of Section 35, a distance of 225.00 feet to the East line of said Section 35;
Thence South, along the East line of said Section 35, a distance of 330.00 feet to
the point of beginning.

The above described tract of land contains 1.70 acres, more or less, subject to the
public road, as the same is laid out, maintained and is on file and of record in the
office of the Pope County Recorder.

3. The area proposed for detachment is situated within the City of Starbuck and abuts the municipal boundary.
4. The area proposed for detachment is approximately 1.7 acres.
5. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
6. There are two people, 1 cabin and no municipal improvements on the area proposed for detachment.
7. The area abuts the Town of White Bear Lake.

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.

O R D E R

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 Starbuck and made a part of the Town of White Bear Lake, 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 July 2, 1992.

Dated this 2nd day of July, 1992.

MINNESOTA MUNICIPAL BOARD
475 McColl Building
St. Paul, Minnesota 55101


Patricia D. Lundy
Assistant Director