D-296 Northrop

BEFORE THE MUNICIPAL BOARD

OF THE STATE OF MINNESOTA

Robert J. Ferderer	Chair
John W. Carey	Vice Chair
Dorothy E. Kobs	Commissioner

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

On June 10, 1993, the Minnesota Municipal Board received a petition by all of the property owner for the detachment of certain land from the City of Northrop. A resolution for the detachment of the same land was received from the City of Northrop on June 10, 1993.

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 Northrop.

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:

Parcel #1

Section 9, Township 103, Range 30, unplatted, tract of land in NW 1/4 SE 1/4, Parcel #36-040-0220, 0.29 acre, more particularly described as follows: A tract of land in the Northwest Quarter of the Southeast Quarter of Section 9, Township 103 North, Range 30 West of the Fifth

Principal Meridian in Martin County, Minnesota.

Commencing at the intersection of the North and South 1/64 line of said Northwest Quarter of the Southeast Quarter and the Westerly prolongation of the South line of Becker's Addition to the Village of Northrop, Minnesota, said South line also being the North line of the Public school grounds; thence East along said North line a distance of 162.02 feet to the point of beginning of the tract to be described, thence continuing along said North line a distance of 35.98 feet to the Northeast corner of said Public School Grounds; thence South along the East line of said Public School Grounds and parallel to said North and South 1/64 line a distance of 330.0 feet to the Southeast corner of said Public School Grounds; thence West along the South line of said Public School Grounds a distance of 40.98 feet; thence North parallel to the East line of James Street a distance of 330.00 feet passing over iron monuments at 130.00 feet and 230.00 feet to the point of beginning.

This tract contains 0.29 acre more or less subject to easements now of record in said County and State, and

Parcel #2

Section 9, Township 103, Range 30, Unplatted, Beginning 802 feet East Center of Section 9, Parcel #36-040-0230, 3.00 acres, and

Parcel #3

Section 9, Township 103, Range 30, Unplatted, Beginning Southeast corner East 300 feet North 707 3/4 feet West 307 1/2 feet, South 711 1/2 feet, Parcel #36-040-0210, 2.95 acres.

3. The area proposed for detachment is situated within the City of Northrop and abuts the municipal boundary.

4. The area proposed for detachment is 6.24 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 Rutland.

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. The remainder of the municipality can continue to carry on the functions of government without undue hardship.

6. 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 Northrop and made a part of the Town of Rutland, 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 May 2, 1994.

Dated this 10th day of May, 1994.

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

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Patricia D. Lundy⁽⁾ Assistant Director