

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

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

IN THE MATTER OF THE DETACHMENT)
OF CERTAIN LAND FROM THE CITY OF)
APPLE VALLEY AND ANNEXATION TO THE)
CITY OF BURNSVILLE PURSUANT TO)
MINNESOTA STATUTES 414)

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER

On July 28, 1993, the Minnesota Municipal Board received resolutions from the Cities of Apple Valley and Burnsville, requesting the detachment of certain property, and annexation of the same territory pursuant to Minnesota Statutes 414.061.

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

FINDINGS OF FACT

1. That resolutions requesting concurrent detachment and annexation of certain property were received from the Cities of Burnsville and Apple Valley.

2. The resolutions contained all the information required by statute including a description of the territory proposed for detachment and annexation, which is as follows:

That part of Apple Valley which lies northerly of the centerline of County Road No. 38 and which lies westerly of the centerline of County Road No. 11 in the Northeast Quarter of

Section 20, Township 115, Range 20, Dakota County, Minnesota.

More particularly described as: That part of the Southwest Quarter of the Northeast Quarter of Section 20, Township 115, Range 20, Dakota County, Minnesota described as commencing at the southwest corner of the Northeast Quarter of said Section 20; thence North 00 degrees 31 minutes 06 seconds East, grid bearing, based on the Dakota County Coordinate System, a distance of 151.63 feet to a point on the centerline of County Road Number 38 and the point of beginning of the land to be described; thence northeasterly on said centerline 95.31 feet along a non-tangential curve, concave to the northwest, having a radius of 1432.39 feet, a central angle of 03 degrees 48 minutes 45 seconds and the chord of said curve bears North 65 degrees 10 minutes 05 seconds East; thence North 63 degrees 15 minutes 43 seconds East, tangent to said curve, a distance of 143.50 feet to a point on the centerline of County Road Number 11; thence North 26 degrees 44 minutes 17 seconds West on said centerline of County Road Number 11 a distance of 152.92 feet; thence northerly 605.56 feet along a tangential curve, concave to the east, having a radius of 1273.24 feet and a central angle of 27 degrees 15 minutes 00 seconds; thence North 89 degrees 28 minutes 54 seconds West, not tangent to said curve 2.27 feet to a point on the west line of said Southwest Quarter of the Northeast Quarter; thence South 00 degrees 31 minutes 06 seconds West, along said west line 825.43 feet to the point of beginning. Contains 1.472 acres more or less.

3. The area proposed for detachment and annexation is situated within the City of Apple Valley and abuts the municipal boundary of the City of Burnsville.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.
2. An order should be issued by the Minnesota Municipal Board concurrently detaching and annexing the area described herein.

O R D E R

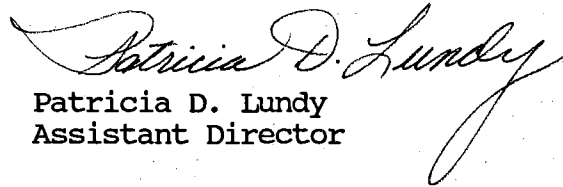
1. IT IS HEREBY ORDERED: That the property described in Findings of Fact 2 be, and the same hereby is, detached from the City of Apple

Valley and annexed to the City of Burnsville, 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 August 5, 1993.

Dated this 5th day of August, 1993.

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


Patricia D. Lundy
Assistant Director