

D-309 Wayzata/A-5382 Orono
D-310 Orono/A-5383 Wayzata

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 DETACHMENT)	
AND ANNEXATION OF CERTAIN LANDS)	<u>FINDINGS OF FACT</u>
BETWEEN THE CITIES OF WAYZATA)	<u>CONCLUSIONS OF LAW</u>
AND ORONO PURSUANT TO MINNESOTA)	<u>AND ORDER</u>
STATUTES 414)	

On June 29, 1994 the Minnesota Municipal Board received Resolution No. 3435 from the City of Orono and a Resolution dated June 8, 1994 from the City of Wayzata requesting the concurrent detachment and annexation of certain property between the two cities 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 Wayzata and Orono.

2. The resolutions contained all the information required by statute, including descriptions of the territories proposed for detachment and annexation, which are as follows:

1. Description of Land to be Detached from the City of Wayzata and Annexed to the City of Orono:

Parcel 1 (LaPerre Property): That part of Lot 1, Block 1, Fairway

Hills Addition, embraced within Lot 58 Auditors Subdivision No. 184 Hennepin County, Minnesota.

Parcel 2 (Ferndale Road Right-of-Way): The west 33.00 feet of the Southwest Quarter of the Southwest Quarter of Section 31, Township 118, Range 22 lying northerly of a line beginning at a point on the west line of said Southwest Quarter of the Southwest Quarter of Section 31, distant 770.44 feet north of the southwest corner thereof; thence run easterly at an angle of 90 degrees with said west section line for 33 feet, and said line there terminating. Also

That part of said Southwest Quarter of the Southwest Quarter of Section 31, which lies south and westerly of the following described line: beginning at a point on the west line of said Section 31, distant 770.44 feet north of the southwest corner thereof; thence run easterly at an angle of 90 degrees with said west section line for 33 feet; thence run southeasterly to a point distant 50 feet easterly (measured at right angles) from a point on said west section line, distant 485.44 feet north of the southwest corner of said Section 31; thence run southeasterly to a point distant 164 feet northwesterly (measured at right angles) from a point on Line A described below, distant 1170.05 feet northeasterly of its point of beginning; thence southeasterly to a point on said Line A distant 1170.05 feet northeasterly of its point of beginning, and said line there terminating.

LINE A

From a point on the west line of said Section 31, distant 305.57 feet north of the southwest corner thereof, run southwesterly at an angle of 53 degrees 11 minutes 25 seconds with said west section line for 1209.97 feet to the point of beginning of Line A to be described; thence run northeasterly along the last above described course for 100 feet; thence deflect to the right on a 3 degree curve (delta angle 62 degrees 22 minutes 25 seconds) for 2079.12 feet and there terminating.

Parcel 3 (Logan Property): Commencing at most northerly corner of Lot 95 Auditors Subdivision No. 184, Hennepin County, Minnesota then south to southwest corner thereof then east to southeast corner thereof then northwesterly along the easterly line thereof 83.5 feet then west parallel with the south line thereof 93.5 feet then north parallel with the west line thereof 150 feet then east 40 feet to easterly line thereof then northwesterly along same to beginning.

2. Description of Land to be Detached from the City of Orono and Annexed to the City of Wayzata:

Parcel 4 (Proposed Public Works Site): That part of the NE 1/4 of the NE 1/4 of Section 2, Township 117, Range 23 West, lying

Northeasterly of the Burlington Northern Railroad Right-of-Way.

3. The areas proposed for concurrent detachment and annexation are situated within the Cities of Orono and Wayzata and abut the municipal boundaries of said cities.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceedings.

2. An order should be issued by the Minnesota Municipal Board concurrently detaching and annexing the areas described herein.

ORDER

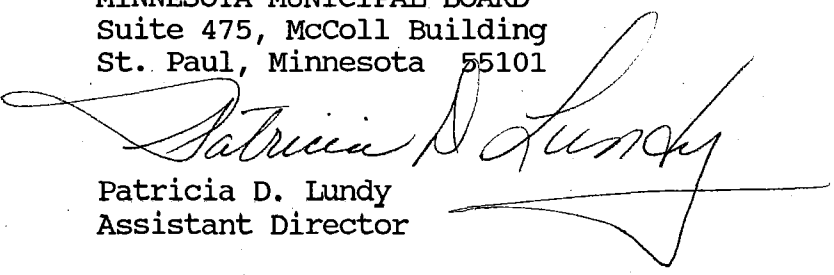
1. IT IS HEREBY ORDERED: That the property described in Findings of Fact 2, Number 1, be and the same hereby is detached from the City of Wayzata and annexed to the City of Orono, the same as if it had originally been made a part thereof.

2. IT IS FURTHER ORDERED: That the property described in Findings of Fact 2, Number 2, be and the same hereby is detached from the City of Orono and annexed to the City of Wayzata, the same as if it had originally been made a part thereof.

3. IT IS FURTHER ORDERED: That the effective date of this order is August 3, 1994.

Dated this 3rd day of August, 1994.

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


Patricia D. Lundy
Assistant Director