

D-321 Lake City

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

Robert J. Ferderer	Chair
John W. Carey	Vice Chair
Paul E. Double	Commissioner

IN THE MATTER OF THE PETITION FOR	)	<u>FINDINGS OF FACT</u>
THE DETACHMENT OF CERTAIN LAND FROM	)	<u>CONCLUSIONS OF LAW</u>
THE CITY OF LAKE CITY PURSUANT TO	)	<u>AND ORDER</u>
MINNESOTA STATUTES 414.06	)	

On April 5, 1995, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Lake City. A resolution for the detachment of the same land was received from the City of Lake City on April 5, 1995.

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 Lake City.
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:

That part of the SE 1/4 of the SE 1/4 of S. 9, Township 111 N., R. 12W., Wabasha County, Minnesota, which is platted within the Bridal Rock Subdivision, according to the plat thereof filed with the Wabasha County Recorder's office.

3. The area proposed for detachment is situated within the City of Lake City and abuts the municipal boundary.
4. The area proposed for detachment is 32.39 acres.
5. The area proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.
6. The area proposed for detachment has no buildings located on it.
7. There are no municipal improvements on the area proposed for detachment.
8. The area abuts the Town of Lake, Wabasha County.

#### 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.

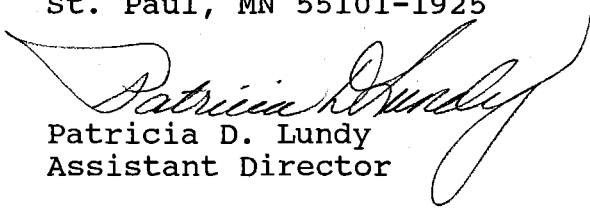
O R D E R

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 Lake City and made a part of the Town of 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 May 12, 1995.

Dated this 17th day of May, 1995.

MINNESOTA MUNICIPAL BOARD  
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366 Jackson Street  
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Patricia D. Lundy  
Assistant Director