

D-332 Silver Lake

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

Lea De Souza Speeter      Chair  
Paul B. Double              Vice Chair  
Robert J. Ferderer        Vice Chair

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IN THE MATTER OF THE PETITION FOR            )      FINDINGS OF FACT  
THE DETACHMENT OF CERTAIN LAND FROM        )      CONCLUSIONS OF LAW  
THE CITY OF SILVER LAKE PURSUANT TO         )      AND ORDER  
MINNESOTA STATUTES 414.06                     )  
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On April 16, 1996, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Silver Lake. A resolution for the detachment of the same land was received from the City of Silver Lake on April 16, 1996.

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 Silver Lake.

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:

The southeast quarter of the southwest quarter of Section 28, Township 117 North, Range 28 West; except therefrom the south 229 feet of the west 333 feet of said southeast

quarter of the southwest quarter, and the north 396 feet of the west 550 feet of said southeast quarter of the southwest quarter, and the former railroad right of way; containing 30.63 acres more or less all lying in Hale Township, McLeod County, Minnesota.

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

4. The area proposed for detachment is approximately 30.63 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 Hale.

#### 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.

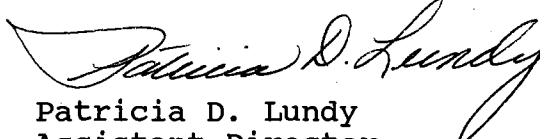
O R D E R

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 Silver Lake and made a part of the Town of Hale, 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 3, 1996.

Dated this 10th day of May, 1996.

MINNESOTA MUNICIPAL BOARD  
Suite 475 McColl Building  
366 Jackson Street  
St. Paul, MN 55101-1925

  
Patricia D. Lundy  
Assistant Director