

BEFORE THE MUNICIPAL BOARD  
OF THE STATE OF MINNESOTA

Paul B. Double	Chair
Lea De Souza Speeter	Vice Chair
Andrew D. Hultgren	Vice Chair

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

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On August 25, 1997, the Minnesota Municipal Board received a petition by all of the property owners for the detachment of certain land from the City of Melrose. A resolution for the detachment of the same land was received from the City of Melrose on August 25, 1997.

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 Melrose.
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 Southwest Quarter of the Southeast Quarter (SW1/4 SE1/4) of Section 26, Township 126 North, Range 33 West, Stearns County, Minnesota

3. The area proposed for detachment is situated within the City of Melrose and abuts the municipal boundary.
4. The area proposed for detachment is approximately 40 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 Melrose, Stearns 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. 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 Melrose and made a part of the Town of Melrose, 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 September 12, 1997.

Dated this 24<sup>th</sup> day of September, 1997.

MINNESOTA MUNICIPAL BOARD  
Suite 225 Bandana Square  
1021 Bandana Boulevard East  
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*For* *Christine M. Sestiko*  
Patricia D. Lundy  
Assistant Director