

SAMPLE PETITION FOR DETACHMENT OF PROPERTY FROM A CITY

IN THE MATTER OF THE PETITION FOR DETACHMENT OF
CERTAIN LAND FROM THE CITY OF AUSTIN, MINNESOTA
PURSUANT TO MINNESOTA STATUTES 414.06

TO: Minnesota Municipal Board
225 Bandana Square
1021 Bandana Boulevard East
St. Paul, Minnesota 55108

PETITIONERS STATE: The number of petitioners required by M.S. 414.06, Subd. 1, to commence this proceeding is: all of the property owners if the area is less than 40 acres; or 75% or more of the property owners in number if the area is more than 40 acres.

It is hereby requested by:

X all of the property owners, the area is less than 40 acres; or
 75% or more of the property owners, the area is more than 40 acres;

to detach certain properties described herein from the City of AUSTIN and make a part of the Township of AUSTIN.

1. There are 2 property owners in the area proposed for detachment.
2. BOTH (2) property owners have signed this petition. (If the land is owned by both the husband and wife, both must sign the petition to represent all owners.)
3. The property is situated within the City of AUSTIN, abuts the municipal boundary and the boundary of the Township of AUSTIN, in the County of Mower.

The petitioned area abuts on the city's N (5) E W (circle one) boundary(ies).

4. The property proposed for detachment is rural in character and not developed for urban residential, commercial, or industrial purposes.

5. The number of acres in the property proposed for detachment is 3 and is described as follows:

Yes
~~The east 1/2 of the Northeast corner of ORCHARD CREEK~~
(INSERT COMPLETE AND ACCURATE LEGAL DESCRIPTION)
(Do Not Use Description From Property Tax Statements)

6. The reason detachment is requested is to Build a Garage

7. The number of residents in the area proposed for detachment is one (1). (The number of residents is not necessarily the same as number of owners.)

8. The number and character of buildings on said property is: 4B #1 House #2 Pole Shed #3 Garage
#4 old Garage

9. Public improvements on said property are: none

Date: 8-4-97

WILLIAM + ELLEN DEVRIES
R3 Bx 39
AUSTIN MN 55912

William A Devries
Property Owner

Ellen Devries
Property Owner

ADDITIONAL REQUIREMENTS:

- A. A filing fee of \$5 per acre with a minimum of \$100 and a maximum of \$600 must accompany the petition to the Minnesota Municipal Board.
- B. A map must also accompany the petition to the Municipal Board. This must be a map showing the property proposed for consideration and its relationship to any surrounding municipality.
- C. Property description: All distance references should be given in length. Beginning points should be land survey monuments and the description must close the boundaries. References to roads or railroads should be to survey lines such as centerline or known right-of-way line. The intent to include or exclude highway, railroad, and street right-of-ways surrounding platted blocks or lots should be clearly stated.

SAMPLE CITY RESOLUTION FOR DETACHMENT OF PROPERTY FROM A CITY

RESOLUTION OF THE CITY OF AUSTIN
FOR DETACHMENT OF CERTAIN LAND PURSUANT TO M.S. 414.06

(The language in the following paragraph is used when the city requests or supports the detachment:

The City of AUSTIN hereby requests by resolution the Minnesota Municipal Board to detach certain properties described herein from the City of AUSTIN and make a part of the Township of AUSTIN.

(Insert statements 3 through 9, including the legal description, shown on sample petition.)

Date: 8-4-97

Bonnie Base Rist
Mayor

Daryl E. Sulander
City Recorder

REC'D. BY
M M B SEP 22 1997

RESOLUTION NO. 10928

**RESOLUTION REQUESTING THE MINNESOTA MUNICIPAL BOARD
TO DETACH REAL PROPERTY DESCRIBED AS OUTLOT A OF
ORCHARD CREEK ADDITION TO THE CITY OF AUSTIN, MOWER
COUNTY, MINNESOTA, FROM THE CITY OF AUSTIN, MINNESOTA**

WHEREAS, that certain real property described as Outlot A of Orchard Creek, an Addition to the City of Austin, Mower County, Minnesota, is currently situated within the boundaries of the City of Austin, Minnesota, and

WHEREAS, the owners of said real property, William DeVries and Ellen DeVries, have petitioned the Minnesota Municipal Board to have the aforescribed real property detached from the City of Austin, Minnesota, and

WHEREAS, the City of Austin, Minnesota, does not object to said petition for detachment.

NOW THEREFORE, BE IT RESOLVED, by the Common Council of the City of Austin as follows:

The City of Austin, Minnesota, does hereby request by this resolution that the Minnesota Municipal Board detach from the City of Austin, Minnesota, that certain real property described as Outlot A Orchard Creek Addition to the City of Austin, Mower County, Minnesota, and make the same a part of the Township of Austin, Mower County, Minnesota.

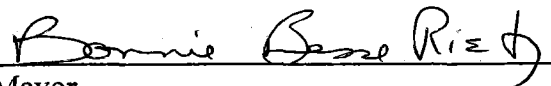
Passed by a vote of Yeas and Nays this 18th day of August, 1997.

YEAS 6

NAYS 0

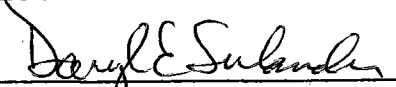
ABSTAIN 1

APPROVED:



Mayor

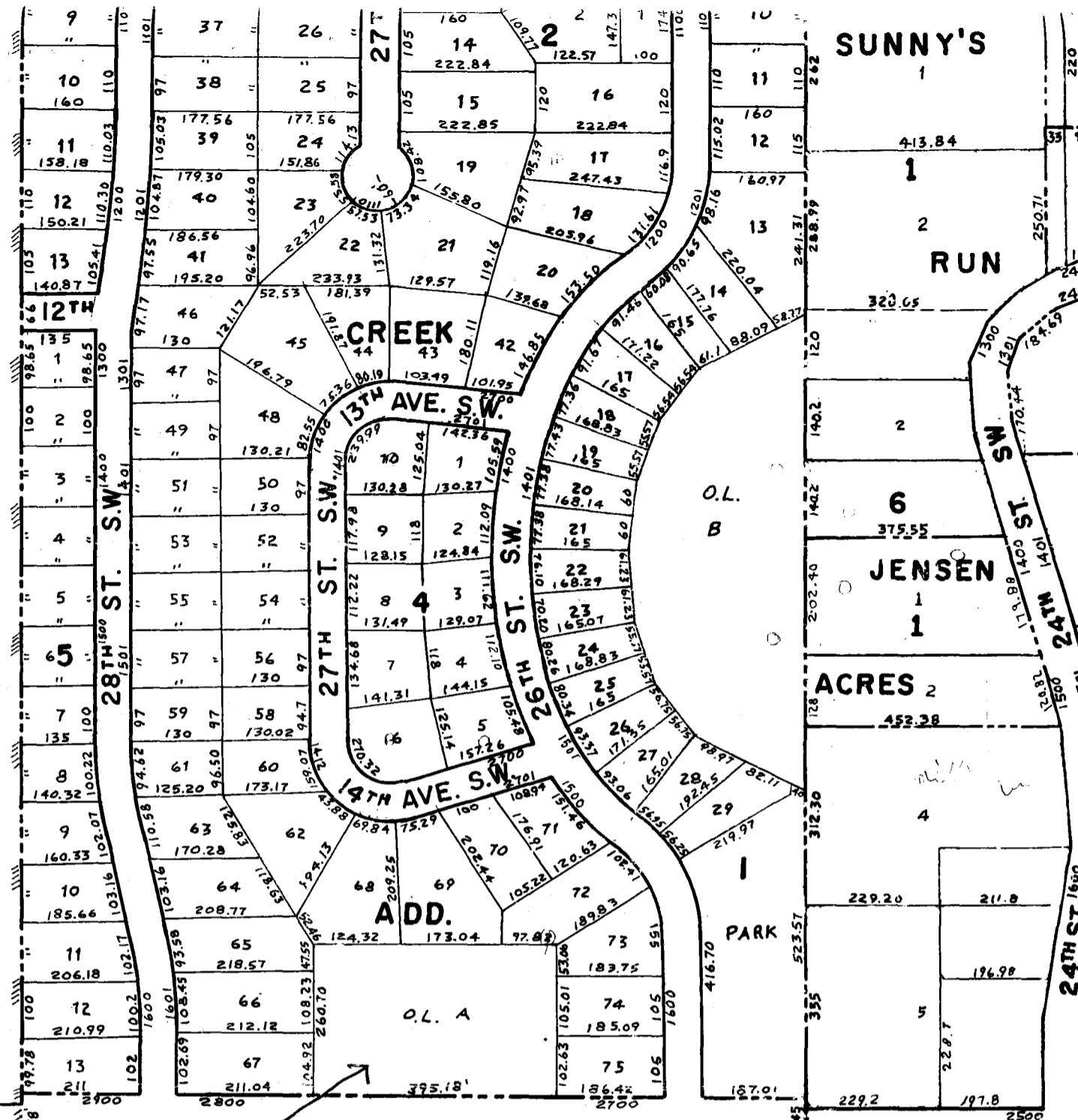
ATTEST:



City Recorder



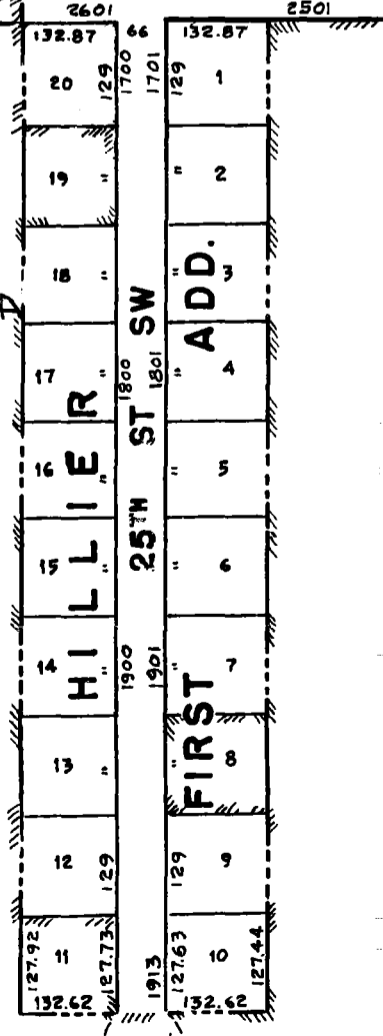
1"=250'



Existing City Limits

Property requested for detachment O.L.A.

REC'D. BY
MME SEP 22 1997



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