

OA-432/OA-432-1 Otsego/Frankfort Township
OA-433/OA-433-1 Albertville/Frankfort Township
OA-424/OA-424-1 St. Michael/Frankfort Township
Cities Signed July 8, 1996
Town Signed July 8, 1996

BEFORE THE MUNICIPAL BOARD
OF THE STATE OF MINNESOTA

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

IN THE MATTER OF THE ORDERLY ANNEXATION)
AGREEMENT BETWEEN THE CITIES OF OTSEGO,)
ALBERTVILLE AND ST. MICHAEL AND THE TOWN) ORDER
OF FRANKFORT PURSUANT TO MINNESOTA)
STATUTES 414)

WHEREAS, a Joint Resolution was filed on March 19, 1996 for orderly annexation of the entire Town of Frankfort to the City of St. Michael; and

WHEREAS, a Joint Resolution dated July 8, 1996 for orderly annexation was adopted by the Cities of Otsego, Albertville and St. Michael and the Town of Frankfort; and

WHEREAS, said Joint Resolution amends the previous Joint Resolution between the City of St. Michael and the Town of Frankfort; and

WHEREAS, on July 25, 1996, the Minnesota Municipal Board received an amendment to the Joint Resolution to more particularly describe the property identified in the Joint Resolution dated July 8, 1996; and

WHEREAS, said Joint Resolution requests that certain property be annexed to said cities pursuant to Minnesota Statutes Section 414.0325, subd. 1; and

WHEREAS, Minnesota Statutes Section 414.0325 states that in certain circumstances the Minnesota Municipal Board may review and comment, but shall within 30 days order the annexation of land pursuant to said subdivision; and

WHEREAS, said Joint Resolution states that no consideration by the Board is necessary, the Board may review and comment, but shall within 30 days, order the annexation in accordance with the agreement; and

WHEREAS, on July 29, 1996, the Minnesota Municipal Board has reviewed and accepted the Joint Resolution for orderly annexation and amendment thereto;

IT IS HEREBY ORDERED: That the following described properties are hereby annexed to the Cities of Otsego, Albertville and St. Michael, Minnesota, the same as if they had originally been made a part thereof:

Municipal Board Docket No.
OA-432/OA-432-1 is approximately
637.4 acres with a population of 194:

Part of Frankfort Township to the City of Otsego: That part of Section 1, Section 2, and Section 12 lying North of the centerline of the Crow River and East of the centerline of Trunk Highway 101, in Township 120 North, Range 23 West, Wright County, Minnesota and that part of Section 6 lying North and West of the centerline of the Crow River in Township 120 North, Range 22 West, Wright County, Minnesota.

Municipal Board Docket No.
OA-433/OA-433-1 is approximately
449.69 acres with a population of 72:

Part of Frankfort Township to the City of Albertville: That part of Section 1, Section 2 and the NW 1/4 of the NW 1/4 of Section 11, in Township 120 North, Range 24 West, Wright County, Minnesota, not lying within the existing corporate limits of the City of Albertville or the City of St. Michael; and the W 1/2 of Section 6, in Township 120 North, Range 23 West, Wright County, Minnesota, not lying within the existing

corporate limits of the City of Albertville or the City of St. Michael, and excepting the 25.42 acres of the W ½ of Section 6 currently owned by the Maplewood Company and further described as follows: That part of the south 30 acres of the SE1/4 of the NW1/4 and the NE1/4 of the SW1/4 lying and being northerly of the right-of-way of Trunk Highway No. 94 in Section 6, Township 120, Range 23, containing 25.42 acres.

Municipal Board Docket No.
OA-424/OA-424-1 is approximately
24,512.91 acres with a population of 3,361:

Entire remaining portion of Frankfort Township to the City of St. Michael: All of that part of Section 2 lying west of the centerline of Highway 101, Section 3, Section 4, Section 5, the East ½ of Section 6 and the 25.42 acres of the West ½ of Section 6 currently owned by the Maplewood Company and further described as that part of the south 30 acres of the SE1/4 of the NW1/4 and the NE1/4 of the SW1/4 lying and being northerly of the right-of-way of Trunk Highway No. 94 in Section 6, Section 7, Section 8, Section 9, Section 10, Section 11, Section 16, Section 17, Section 18, and Section 30 in Township 120 North, Range 23 West, all in Wright County, Minnesota, and not lying within the existing corporate limits of the City of Albertville, the City of St. Michael, or the City of Hanover; and All of that part of Section 3, Section 4, Section 5, Section 6, Section 7, Section 8, Section 9, Section 10, Section 11 except the NW 1/4 of the NW 1/4 of Section 11, Section 12, Section 13, Section 14, Section 15, Section 16, Section 17, Section 18, Section 19, Section 20, Section 21, Section 22, Section 23, Section 24, Section 25, Section 26, Section 27, Section 28, Section 29, Section 30, Section 31, Section 32, Section 33, and Section 34, in Township

120 North, Range 24 West, all in Wright County, Minnesota, and not lying within the existing corporate limits of the City of Albertville, the City of St. Michael, or the City of Hanover.

IT IS FURTHER ORDERED: That the population of the City of Otsego is increased by 194; that the population of the City of Albertville is increased by 72; and that the population of the City of St. Michael is increased by 3,361.

IT IS FURTHER ORDERED: That the population of the Town of Frankfort is decreased by 3,627.

IT IS FURTHER ORDERED: That the parties have agreed that these orders shall include a provision requiring them to fulfill the terms of the Joint Resolution. To the extent that the Board has the authority to so order, it shall be so ordered with the understanding that the constitutional rights of any person or entity shall not be affected.

IT IS FURTHER ORDERED: That the effective date of this order is July 29, 1996 with the exception of Municipal Board Docket No. OA-424/OA-424-1 St. Michael/ Frankfort Township, which is effective September 1, 1996 as requested by the parties.

Dated this 29th day of July, 1996.

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



Christine M. Scotillo
Executive Director

A-5644 Albertville/Frankfort Township
 A-5681 Otsego/Frankfort Township
 D-311 Otsego/A-5384 Albertville
 D-312 Otsego/A-5402 Albertville
 D-313 Otsego/A-5410 Albertville
 D-329 Otsego/A-5612 Albertville
 D-330 Otsego/A-5613 Albertville
 D-336 Otsego/A-5673 Albertville
 OA-424 & OA-424-1 St. Michael/Frankfort Township
 C-27mm Albertville/Otsego

BEFORE THE MUNICIPAL BOARD
 OF THE STATE OF MINNESOTA

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

IN THE MATTER OF THE JOINT RESOLUTION)
 AND AGREEMENT FOR ORDERLY ANNEXATION)
 AND CONCURRENT DETACHMENT AND)
 ANNEXATION BY AND BETWEEN THE TOWN)
 OF FRANKFORT, THE CITY OF ST. MICHAEL,)
 THE CITY OF ALBERTVILLE, AND THE CITY OF)
 OTSEGO.)

MEMORANDUM
AND ORDERS

The first of the docketed files referenced above was filed with the Minnesota Municipal Board in 1994. Since then, ten proceedings by property owners, the Cities of Albertville, Otsego and St. Michael, and the Town of Frankfort are pending before the Board. The majority of these files are contested matters.

As this regional dispute evolved, the Municipal Board has continued hearings, consolidated proceedings, and required meetings in an effort to allow the parties opportunity to resolve their border disputes locally. At the same time, however, the Municipal Board procedures provided a

necessary structure and timeline for these discussions.

On July 11, 1996, the Municipal Board received a Joint Resolution from the four communities of Albertville, Otsego, St. Michael and Frankfort. On July 25, 1996, the Municipal Board received an amendment to the Joint Resolution to more particularly describe the property identified in the Joint Resolution.

The Joint Resolution sets out a number of terms and conditions between and among the communities involved resolving contested boundary issues and is designed to dispose of the petitions currently pending before the Municipal Board.

It is apparent that the parties have labored hard to achieve this measure of consensus regarding their mutual border disputes. Such an agreement will certainly advance the public interest in stabilizing these communities to facilitate the planning and management of growth in this area.

The Municipal Board hereby accepts the Joint Resolution and amendment thereto and issues the attached orders to implement this settlement. The parties have agreed that these orders shall include a provision requiring them to fulfill the terms of the Joint Resolution. To the extent that the Board has the authority to so order, it shall be so ordered with the understanding that the constitutional rights of any person or entity shall not be affected.

Contested Annexations

A-5644 Albertville and
A-5681 Otsego

Dismisses Albertville's and Otsego's petitions
for annexation of certain lands in Frankfort
Township.

Concurrent Detachment and Annexations

D-337 Otsego/A-5692 Albertville	Approves the Joint Resolution by both cities for concurrent detachment and annexation and disposes of the following files which were initiated by all of the property owners for substantially the same property: D-311 Otsego/A-5384 Albertville D-312 Otsego/A-5402 Albertville D-313 Otsego/A-5410 Albertville D-329 Otsego/A-5612 Albertville D-330 Otsego/A-5613 Albertville D-336 Otsego/A-5673 Albertville
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Orderly Annexations

OA-424 & OA-424-1 St. Michael/ Frankfort Township	Approves the orderly annexation as amended.
OA-432 & OA 432-1 Otsego/ Frankfort Township	Approves the orderly annexation.
OA-433 & OA-433-1 Albertville/ Frankfort Township	Approves the orderly annexation.

Consolidation

C-27mm Albertville/Otsego	Rescinds the Board's Motion to Initiate.
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In accepting the Joint Resolution, the Municipal Board congratulates the parties on their work and reminds them that continued success and cooperation among the parties will depend upon the faithful adherence to the provisions of the Joint Resolution to which they have agreed.

The Board commends the participants and the respective governing bodies for their hard work on this agreement.

The citizens of your area will benefit from your cooperation and foresight and the citizens of other communities will benefit from your example. Congratulations!

7/29/96
CMS