

BEFORE THE MUNICIPAL COMMISSION

OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Robert Ford	Vice-Chairman
Fred Voss	Member
Leo Bauerly	Ex-Officio Member
Walter Lewandowski	Ex-Officio Member

IN THE MATTER OF THE PETITION FOR THE ANNEXATION
OF CERTAIN LAND TO THE VILLAGE OF SAUK RAPIDS, MINNESOTA

The petition for the annexation to the Village of Sauk Rapids
of certain real estate situated in the County of Benton, State of
Minnesota, described as follows, to-wit:

That part of the North Half of the Southwest Quarter of
the Southwest Quarter (N 1/2 of SW 1/4 of SW 1/4) of
Section Fourteen (14), Town Thirty-six (36), Range Thirty-
one (31), Benton County, Minnesota, described as follows,
to-wit:

Commencing at the Northwest corner of Lot One (1), Larson's
Third Addition to the Village of Sauk Rapids and running
thence West to the centerline of Fourth Avenue North (as
extended Northerly) and running thence North 33 feet along
said centerline to the point of beginning; running thence
Northerly along said centerline for a distance of 333 feet;
running thence East and parallel with the North line of said
Lot One (1) 203 feet; running thence South and parallel with
the centerline for 333 feet; running thence West for 203
feet and there terminating.

by the owners thereof, came duly on for hearing before the Minnesota
Municipal Commission on July 10, 1967, and on August 14, 1967. A
quorum was not present on July 10, 1967, and the hearing was cont-
inued until August 14, 1967, at which time all members and ex-officio
member were present. The Village of Sauk Rapids appeared by and through
its Clerk and its attorney, Paul G. Hoffman, Esq. The Township of
Sauk Rapids appeared by and through members of the Town Board and by
its attorney, Richard Jessen, Esq. The owners of the property herein-
before described appeared in person, as did an adjoining land owner.

It was made to appear that a petition was filed with the Village

of Sauk Rapids for the annexation of the real estate hereinbefore described to the Village of Sauk Rapids, Minnesota.

It was made to appear that certified copies of said petition were duly filed with the County Board in and for Benton County, Minnesota, the Town Board in and for the Township of Sauk Rapids, Minnesota, the Municipal Commission of the State of Minnesota.

It was made to appear that the Township of Sauk Rapids, Minnesota, duly filed objections to said annexation, within the time provided by statute, with the Municipal Commission of the State of Minnesota, by virtue of which objections, jurisdiction of said annexation vested with said commission.

It was made to appear that Notice of said hearing was duly made and posted, and that notice of continued hearings were duly given.

Evidence was offered and received for and against said annexation at said hearings.

After due and careful consideration of the evidence so offered and received, together with all of the records, files, and proceedings had and taken herein, and being duly advised in the premises, the Municipal Commission of the State of Minnesota now makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

I

That due, timely and adequate notice of the petition and the hearing thereon, including the continued hearing, was posted, published, served and filed.

II

That the property described herein abuts the legal boundaries of the Village of Sauk Rapids, Minnesota, and contains approximately 1.25 Acres.

III

That the petition for the annexation of said property was signed by all of the owners of said property.

IV

That the Village of Sauk Rapids, Minnesota approves of said annexation.

V

That the population of the area to be annexed is four (4) people, and that the population of the Village of Sauk Rapids, Minnesota, is 4,570.

VI

That the area to be annexed is approximately 1.25 Acres as compared to approximately 1,010 Acres in the Village of Sauk Rapids, Minnesota.

VII

That the area to be annexed is urban in character and suited for residential use.

VIII

That the taxes in the area to be annexed will increase, but that the increase will be commensurate with the municipal services provided by the Village of Sauk Rapids, Minnesota.

IX

That there is a present need in the area to be annexed for all municipal services, and particularly water and sewer services.

That the evidence disclosed that homeowners in the vicinity of the area to be annexed were having difficulty in getting adequate water from wells. That sewage in the general area is being discharged into the ground.

X

That the Village of Sauk Rapids, Minnesota, has a police department and fire department capable of providing full protection to the area to be annexed. That the water supply of said Village of Sauk Rapids consisting of three wells is capable of providing water necessary for the area to be annexed and will have sufficient capacity left to meet future expansion in the Village. That the Village sewage is now treated by the City of Saint Cloud , Minnesota. That the Village water and sewer mains are in position to the boundary of the area to be annexed.

XI

That the area to be annexed constitutes an extremely small geographical portion of the Township of Sauk Rapids, and that the annexation of this portion to the Village of Sauk Rapids will not impair the ability of the township to function.

XII

That the Township of Sauk Rapids has not been able to meet the severest problems in the area to be annexed which are the water and sewage problems. That the Township of Sauk Rapids has no plans for the installation of either water or sewage systems.

CONCLUSIONS OF LAW

I

The Minnesota Municipal Commission duly acquired, and now has, jurisdiction of the within proceedings.

II

That area to be annexed herein is so conditioned and so located as to be properly subjected to municipal government by the Village of Sauk Rapids, Minnesota.

III

That the interests of the Village of Sauk Rapids and the area to be annexed would be best served by the annexation of said area to the Village of Sauk Rapids, Minnesota.

IV

Municipal government and the corresponding municipal services are required in the area to be annexed for the preservation and protection of public health, welfare and safety in the area to be annexed and in the Village of Sauk Rapids, Minnesota.

V

The township form of government is not adequate to meet the problems found to exist in the area to be annexed.

VI

The Village of Sauk Rapids can meet the problems existing in the area to be annexed, can remedy them and provide any and all governmental service presently required and which may become necessary in the future in the area to be annexed.

VII

An Order should be issued by the Municipal Commission ordering the annexation of the land described herein to the Village of Sauk Rapids. Let an Order for such annexation be entered and filed accordingly.

Enacted by the unanimous vote of the Municipal Commission of
the State of Minnesota, the following Order is filed.

BEFORE THE MUNICIPAL COMMISSION

OF THE STATE OF MINNESOTA

IN THE MATTER OF THE PETITION FOR THE ANNEXATION
OF CERTAIN LAND TO THE VILLAGE OF SAUK RAPIDS, MINNESOTA

ORDER

IT IS HEREBY ORDERED: That certain real estate lying in
and being a part of the County of Benton, State of Minnesota,
and described as follows, to-wit:

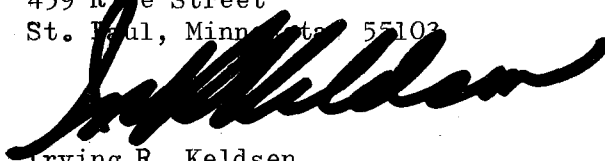
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feet and there terminating.

be, and the same hereby is, annexed to the village of Sauk Rapids,
Minnesota, the same as if it had origionally been made a part
thereof.

Dated this 25th day of August, 1967

MINNESOTA MUNICIPAL COMMISSION
459 Rife Street
St. Paul, Minnesota 55102


Irving R. Keldsen
S e c r e t a r y