

~~AUG 12 1971~~

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

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|---------------------|-------------------|
| Robert W. Johnson | Chairman |
| Arthur R. Swan | Vice Chairman |
| Robert J. Ford | Member |
| Leo R. Borkowski | Ex-Officio Member |
| Charles E. Williams | Ex-Officio Member |

| | | |
|-----------------------------------|---|--------------------|
| IN THE MATTER OF THE PETITION TO |) | FINDINGS OF FACT, |
| ANNEX CERTAIN LAND TO THE VILLAGE |) | CONCLUSIONS OF LAW |
| OF GOODVIEW |) | AND ORDER |

This proceeding under Minnesota Statutes 1969, Section 414.031 as amended, for the annexation to the Village of Goodview, Minnesota, of certain property located in the Town of Rollingstone, Winona County, Minnesota, more particularly described herein, came on for hearing before the Minnesota Municipal Commission at the Winona County Court House in the City of Winona, Minnesota, on the 6th day of August, 1971.

Arthur R. Swan, Vice Chairman of the Minnesota Municipal Commission presided at the hearing. Also in attendance and sitting were Ex-Officio Members Charles E. Williams and Leo R. Borkowski, Winona County Commissioners.

The petitioners were represented by Leo F. Murphy, Jr. of the firm of Streater, Murphy, Brosnahan & Langford, Winona, Minnesota.

No one appeared in opposition to the petition.

The Commission, having considered the testimony of the witnesses, the exhibits received in evidence and all other evidence, the arguments of counsel, and the files and records herein, and being fully advised in the premises, makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Due, timely and adequate legal notice of the hearing ordered by the Minnesota Municipal Commission was published, served and filed.

2. The area proposed for annexation, more particularly described herein, contains approximately 17.6 acres, more or less. The area is located immediately west of the west limits of the present Village of Goodview and is located in the most easterly section of the Township of Rollingstone.

3. The area proposed for annexation contains no residences and no commercial buildings. It is adjacent to a mobile home court in the Village of Goodview owned by Mississippi Development Consortium within the Village of Goodview, Minnesota.

4. The population of the area proposed for annexation is none as compared to approximately 1,829 persons in the Village of Goodview.

5. The Town of Rollingstone in which the area proposed for annexation is situated, operates no sanitary sewer or water

facilities and its governing body has indicated by resolution that it has no objection to the annexation of this real estate to the Village of Goodview.

6. The Village of Goodview, which borders on the area proposed for annexation, has sanitary sewer and water facilities adjacent to said area.

7. The expected increase in property taxes if the annexation is granted, will be proportionate to the benefits which will inure to the area by reason of such annexation.

8. The area proposed for annexation is suburban in character and because of its proximity to other commercial development in the Village of Goodview is about to become urban in character.

9. Annexation to the Village of Goodview would better serve the interests of the area proposed for annexation.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission duly acquired and now has jurisdiction on this annexation proceeding.

2. The area proposed for annexation is so conditioned and so located as to be properly subject to the municipal government of the Village of Goodview.

3. The township form of government is not adequate to cope with the problems of the area proposed for annexation.

4. There is no need for the continuance of any township government within the area proposed for annexation.

5. Municipal government by the Village of Goodview in the area proposed for annexation is necessary and required to protect the public health, safety and welfare and to provide proper needed governmental services.

6. The Village of Goodview is capable and is best situated to provide the governmental services presently needed and those services which will become necessary in the future in the area proposed for annexation.

7. The proposed annexation to the Village of Goodview will not materially affect the capability of the Town of Rollingstone to continue its normal operation.

8. The annexation of the area to the Village of Goodview would be in the best interest of the area affected in the Village of Goodview.

9. An Order should be issued by the Minnesota Municipal Commission annexing to the Village of Goodview the real estate located in Winona County, Minnesota and described herein.

O R D E R

IT IS HEREBY ORDERED: That the real estate situated in the County of Winona, State of Minnesota, described as follows be and the same is hereby annexed to the Village of Goodview, Minnesota, the same as if it had been originally made a part thereof:

That part of the East One-Half ($E\frac{1}{2}$) of Section Thirteen (13), Township One Hundred Seven (107), North of Range Eight (8), West of the Fifth Principal Meridian, described as follows, to-wit:

Beginning at the intersection of the Southerly right-of-way line of County State Aid Highway No. 32 with the east line of said Section 13; thence south along the east line of said Section 13 a distance of Fourteen Hundred (1400) feet; thence at a deflection angle to the right of 90° a distance of Five Hundred (500) feet; thence at a deflection angle to the right of 90° and northerly along a line parallel with the east line of said Section 13 a distance of Sixteen Hundred Seventy (1670) feet more or less to the southerly right-of-way line of County State Aid Highway No. 32; thence easterly along the southerly right-of-way line of County State Aid Highway No. 32 a distance of Five Hundred Sixty-eight (568) feet to the point of beginning containing 17.6 acres more or less.

Dated this 23rd day of September, 1971

MINNESOTA MUNICIPAL COMMISSION
610 Capitol Square Building
St. Paul, Minnesota 55101



Bruce Rasmussen
Executive Secretary