

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Harold J. Dahl	Vice Chairman
Robert J. Ford	Member
Earl Larson	Ex-Officio Member
Louis deCathelineau	Ex-Officio Member

IN THE MATTER OF THE PETITION FOR
THE ANNEXATION OF CERTAIN LAND TO
THE CITY OF WILLMAR

Findings of Fact
Conclusions of Law
and Order for Judgment

The above entitled matter came on for hearing on the 3rd day of November, 1972 at the City of Willmar, Minnesota, upon the petition of a majority of land owners for the annexation of certain lands to the City of Willmar.

The Commission, having duly considered the testimony of the witnesses, the exhibits received in evidence, and upon all of the files and records herein and being fully advised in the premises, makes and enters the following:

FINDINGS OF FACT

-1-

That due, timely and adequate notice of the hearing herein was properly published, served and mailed.

-2-

That the proposed area for annexation is described as follows:

The East Half of the Southwest Quarter; the East Half of the Northwest Quarter; the West Half of the Northwest Quarter of the Southeast Quarter; the West Half of the West Half of the Northeast Quarter and the East Half of the East Half of the West Half of the Northwest Quarter and the South 26 rods 11 feet of the Northwest Quarter of the Northwest Quarter, all in Section 13, Township 119, Range 35.

-3-

That a majority of the land owners of the area proposed for annexation executed the petition for annexation.

-4-

That the area proposed for annexation is unplatted and is partly urban and partly agricultural; that there is one farm building located in said area; that the said area abuts the City of Willmar and is not included in any other municipality.

-5-

That the population of the City of Willmar as of the year 1970 was 12,969, and that the present population of the City of Willmar is approximately 13,000, and the area proposed for annexation has no population.

-6-

That the area proposed for annexation is or is about to become urban or suburban in character, with the exception of the following described property:

The East Half of the east half of the Southwest Quarter of the Northwest Quarter; the Southeast Quarter of the Northwest Quarter; the West Half of the Southwest Quarter of the Northeast Quarter; the East Half of the Southwest Quarter; the West Half of the Northwest Quarter of the Southeast Quarter; all in Section 13, Township 119, Range 35.

-7-

That the City of Willmar has water and sanitary sewer pipe lines in the area proposed for annexation suitable to provide such services as may become necessary.

-8-

That the assessed valuation of the City of Willmar is \$8,141,178.00 and that the assessed valuation of the area proposed for annexation is \$20,882.00.

-9-

That the real estate taxes in the area herein ordered annexed can reasonably expect to increase, but the increase will be proportional to the expected benefit inuring to said area as a result of the annexation.

-10-

That the City of Willmar has a modern, well-equipped police department of adequate size which will be able to serve the area herein ordered annexed, while the Town of Willmar does not have a police department and said area now receives its police protection from the Kandiyohi County Sheriff's Office.

-11-

That the City of Willmar has a modern, well-equipped fire department which will be able to serve the area herein ordered annexed. That said area is presently protected by the fire department of the City of Willmar on the basis of a contract between the City of Willmar and the Town of Willmar.

-12-

That the City of Willmar has adopted a zoning ordinance and has adopted comprehensive plans for the development of the areas surrounding the City of Willmar, which includes the area herein ordered annexed.

-13-

That the Town of Willmar provides no sanitary sewer or water service in the area herein ordered annexed, and the evidence show that the Township had no plans for providing such service in the future.

-14-

That the area of the City of Willmar is approximately seven square miles and the area of the territory described in the petition totals 240 acres.

-15-

That the city has expanded with respect to population and construction, and will continue to do so and the space is needed to accommodate that expansion.

-16-

That the township form of government is inadequate to cope with the problems of urban and suburban growth in the area hereafter ordered annexed.

-17-

That the annexation herein ordered will not materially effect the ability of the Township of Willmar to function as a governmental unit.

-18-

That the area herein ordered annexed is suitable for both commercial enterprises and residential development.

CONCLUSIONS OF LAW

-1-

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

-2-

That the area proposed for annexation should be decreased by removal of the following described property which is nnt about to become urban or suburban in character:

The East Half of the east half of the Southwest Quarter of the Northwest Quarter; the Southeast Quarter of the Northwest Quarter; the West Half of the Southwest Quarter of the Northeast Quarter; the East Half of the Southwest Quarter; the West Half of the Northwest Quarter of the Southeast Quarter; all in Section 13, Township 119, Range 35.

-3-

That the remainder of the area proposed for annexation is now or is about to become urban or suburban in character.

-4-

The said area is so conditioned and so located as to be properly subjected to municipal government by the City of Willmar.

-5-

Annexation of said area by the City of Willmar will be in the best interest of the area to be annexed and of the City of Willmar.

-6-

Municipal government of said area is necessary and is required to protect public health, safety and welfare, and to provide necessary governmental services.

-7-

That an order should issue from the Minnesota Municipal Commission annexing to the City of Willmar the real estate located in the Town of Willmar, Kandiyohi County, Minnesota, described in that order.


ORDER

IT IS ORDERED, that the following described real estate in the Town of Willmar, County of Kandiyohi, Minnesota, be and the same hereby is annexed to the City of Willmar, Minnesota the same as if it had originally been made a part thereof.

The West Half of the Northwest Quarter of the Northeast Quarter; the Northeast Quarter of the Northwest Quarter; the East Half of the east half of the Northwest Quarter of the Northwest Quarter; and the South 26 rods and 11 feet of the Northwest Quarter of the Northwest Quarter, all in Section 13, Township 119, Range 35, Kandiyohi County, Minnesota.

Dated this 19th day of December, 1972

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


Howard L. Kaibel, Jr.
Executive Secretary