

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Thomas J. Simmons	Chairman
Robert W. Johnson	Vice Chairman
Gerald J. Isaacs	Member
Edgar Hass	Ex-Officio Member
William Soderberg	Ex-Officio Member

IN THE MATTER OF THE JOINT RESOLUTION)	<u>AMENDED</u>
OF THE CITY OF ISANTI AND THE TOWN OF)	<u>FINDINGS OF FACT,</u>
ISANTI FOR THE ORDERLY ANNEXATION OF)	<u>CONCLUSIONS OF LAW,</u>
CERTAIN LAND TO THE CITY OF ISANTI)	<u>AND ORDER</u>

The above-entitled matter came on for hearing before the Minnesota Municipal Commission pursuant to Minnesota Statutes 414, as amended, on November 4, 1974, at 10:00 o'clock a.m. at the Isanti Community Center, City of Isanti, Minnesota. The City of Isanti appeared by and through Robert S. Parker, City Attorney. The Township of Isanti appeared by and through Glenn Nelson, a member of its Town Board. There was no appearance by any person or attorney objecting to the proceedings. The hearing was conducted by Robert W. Johnson, Vice Chairman of the Minnesota Municipal Commission pursuant to Minnesota Statutes 414.01, Subd. 12. Also in attendance were County Commissioners William Soderberg and Edgar Hass, Ex-Officio Members of the Commission. Testimony was heard and records and exhibits were received.

After due and careful consideration of all evidence, together with all records, files and proceedings, and being fully advised in the premises, the Minnesota Municipal Commission hereby makes and files the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Due, timely and adequate legal notice of the hearing was published, served and filed.

2. That the description of the lands involved were clarified to be and read as follows, to-wit:

All that part of Government Lot Two (2) and all that part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Thirty (30), Township Thirty-five (35), Range Twenty-three (23), lying North of the thread of the unnamed creek running in a generally Easterly and Westerly direction therethrough, excepting that part of the East 18 acres of the said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section, Township and Range, lying North of the unnamed creek.

3. The area proposed for annexation is approximately 40 acres.

4. That the area proposed to be annexed is owned by Independent School District No. 911 of Isanti and Chisago Counties and they are in the process of constructing a new school building to house approximately 800 students and will require sanitary sewer and water services from the city. The area involved abuts the city on the North. The major part of the city lies to the East of the area proposed to be annexed.

5. The City of Isanti does now provide to the area proposed for annexation the following services, to-wit: Fire protection services.

6. The City of Isanti is capable of and it is practical for it to provide the area proposed for annexation the following municipal services within the next two years.

Sanitary water supply
Sanitary sewer services
Municipal lighting
City police protection
City street and road maintenance

7. The population of the area proposed for annexation is none at this time, but will be a non-resident population of approximately 900 persons when the school is completed during school days.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission duly acquired and now has jurisdiction of the within proceeding, pursuant to the joint resolution of the governing bodies for orderly annexation provided for in Minnesota Statutes, Section 414.032.

2. The area proposed for annexation is now or is about to become urban or suburban in nature.

3. The City of Isanti is capable of providing the services required by the area described herein within a reasonable time.

O R D E R

IT IS HEREBY ORDERED: that the following described property lying in the Township of Isanti, County of Isanti, State of Minnesota, be and the same hereby is annexed to the City of Isanti the same as if it had originally been made a part thereof:

All that part of Government Lot Two (2) and all that part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$ of SW $\frac{1}{4}$) of Section Thirty (30), Township Thirty-five (35), Range Twenty-three (23), lying North of the thread of the unnamed creek running in a generally Easterly and Westerly direction therethrough, excepting that part of the East 18 acres of the said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section, Township and Range, lying North of the unnamed creek.

IT IS FURTHER ORDERED: that if the property herein ordered annexed which is now entirely tax exempt should become subject to taxation during the next three years, the mill levy of the City of Isanti ~~St. Cloud~~ on that property shall not exceed the following graduated increase. In the year following annexation the increase in the mill rate for city purposes on the property annexed shall not exceed 1/3 of the difference between the current mill levy for city and township purposes. In the second year following annexation the increase in the mill rate on the

property annexed shall not exceed 1/2 of the then existing difference between the mill levy on the property annexed and the full mill levy for city purposes. In the third year following annexation the property annexed shall be taxed at the full city rate.

Dated this 17th day of December, 1974

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



Howard L. Kaibel, Jr.
Executive Secretary

Amended Order dated this

27th day of December, 1974



Howard L. Kaibel, Jr.
Executive Secretary