

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Edward L. Henry	Vice-Chairman
Thomas R. Byrne	Member
Patrick Scully	Ex-Officio Member
Thomas Freiling	Ex-Officio Member

IN THE MATTER OF THE PETITION FOR THE ANNEXATION OF
CERTAIN LAND TO THE VILLAGE OF FARMINGTON

The petition, by the majority of the land owners both in area and in number, for the annexation of certain real property situated in the County of Dakota, State of Minnesota, to the Village of Farmington and described in the attached Order herein came on duly for hearing before the Minnesota Municipal Commission on June 28, 1966. Commission members present were Robert W. Johnson and Edward L. Henry and ex-officio members County Commissioner Patrick Scully and Thomas Freiling. John J. McBrien of Farmington, Minnesota, appeared for the petitioners and for the Village of Farmington. G. M. Gorgos appeared for the Township of Empire. Testimony was taken both for and against said annexation.

It was made to appear that a petition was filed with the Village of Farmington for the annexation of the real property hereinafter described to the Village of Farmington, Minnesota.

It was made to appear that copies of said petition were duly filed with the Dakota County Board, the Empire Township Board, and the Minnesota Municipal Commission.

It was made to appear that the Township of Empire, Dakota County, Minnesota, duly filed its objection to said annexation, within the time provided by statute, with the Minnesota Municipal Commission, by virtue of which objection, 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 the parties to the proceedings stipulated that the Municipal Commission had jurisdiction to proceed with the hearings herein.

Evidence was offered and received for and against said annexation at the hearings thereon held on June 28, 1966 and on August 25, 1966

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 fully advised in the premises, the Minnesota Municipal Commission now makes and files the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

I.

That due and adequate notice of the petition and the hearing thereon, including the continued hearing, was given.

II.

That the property described in said petition abuts upon the Farmington village limits and adjoins the Village of Farmington, is partly platted and partly unplatted, and that no part thereof is presently a part of any incorporated city, village or borough.

III.

That the property described in the petition comprises 174.60 acres, more or less, and contains parcels of land owned by 65 different owners.

IV.

That the petition for the annexation of said property was signed by the majority of the land owners both in area and number. That the Village of Farmington approves of said annexation.

V.

That the population of the area to be annexed is approximately 225 and that the population of the Village of Farmington is approximately 2775.

VI.

That the area to be annexed is approximately 174.60 acres as compared to the area of the Village of Farmington which is 772 acres.

VII.

That the assessed valuation of the real property of the area

to be annexed is \$108,648. as compared to the assessed valuation of the real property of the Village of Farmington of \$983,100; and that the total assessed valuation of both real and personal property of the area to be annexed is \$126,647. as compared to the total assessed valuation of both real and personal property of the Village of Farmington of \$1,222,746.

VIII.

That the area to be annexed is, or is about to become, urban or suburban in character, and is about to become developed as residential or commercial property.

IX.

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

X.

That there is a present and compelling need in the area to be annexed for all municipal services, but particularly municipal water and sewer services. That the evidence disclosed that there is a serious danger of water contamination within the area to be annexed and that the use of municipal water or sewer services from the Village of Farmington would substantially relieve that danger.

XI.

That the Village of Farmington has Police Department, a Fire Department, a Street Maintenance Department and a Water Board and through these departments is capable of providing reasonably adequate municipal services to the area to be annexed.

XII.

That the area to be annexed constitutes a reasonably small geographical part of the Township of Empire.

XIII.

That the Township of Empire is unable to meet the urban problems of the area to be annexed, namely, the water and sewer problems, and was unable to show any possibility of meeting these

problems in the immediate future. That said Township does not have a centralized water supply system or a centralized sewer system of any kind.

CONCLUSIONS OF LAW

I.

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

II.

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

III.

That the interests of the Village of Farmington and the area to be annexed would be best served by the annexation of said area to the Village of Farmington.

IV.

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

V.

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

VI.

That the Village of Farmington 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.

That an Order should be issued by the Municipal Commission ordering the annexation of the land described herein to the Village of Farmington. Let an Order for such annexation be entered and filed accordingly. Enacted by the vote of the Minnesota Municipal Commission, the following Order being filed.

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

O R D E R

IN THE MATTER OF THE PETITION FOR THE ANNEXATION OF
CERTAIN LAND TO THE VILLAGE OF FARMINGTON

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

The Southerly two-thirds (S.2/3) of the Southwest
Quarter of the Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$), the
West 190 feet of the South 140 feet of the North
one-third (N. 1/3) of the Southwest Quarter of the
Northwest Quarter (SW $\frac{1}{4}$ of NW $\frac{1}{4}$), the West Half of
the Southwest Quarter (W $\frac{1}{2}$ of SW $\frac{1}{4}$), the Southeast
Quarter of the Southwest Quarter (SE $\frac{1}{4}$ of SW $\frac{1}{4}$), and
all that part of the Southwest Quarter of the
Southeast Quarter (SW $\frac{1}{4}$ of SE $\frac{1}{4}$) except the South
650 feet of the East 850 feet thereof, all in Sec-
tion Thirty Two (32), Township One Hundred Fourteen
(114), Range Nineteen (19), together with all public
streets, roads and highways within or adjoining the
premises aforesaid;

be, and the same hereby is, annexed to the Village of
Farmington, Dakota County, Minnesota, the same as if it had
originally been made a part thereof.

MINNESOTA MUNICIPAL COMMISSION
459 Rice Street
St. Paul, Minnesota 55103



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

Dated this 30th day of November, 1966.