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*Millie Ruin Statedel
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21743

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Arthur R. Swan	Vice Chairman
Robert J. Ford	Member
E. F. Robb, Jr.	Ex-Officio Member
Thomas L. Olson	Ex-Officio Member

IN THE MATTER OF THE RESOLUTIONS FOR THE CONSOLIDATION OF THE TOWNSHIP OF CHAMPLIN WITH THE VILLAGE OF CHAMPLIN, HENNEPIN COUNTY, MINNESOTA, AND;	}	FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER
IN THE MATTER OF THE PETITION OF THE CITY OF BROOKLYN PARK FOR THE ANNEXATION OF THE TOWN OF CHAMPLIN.		

Resolutions from the Council of the Village of Champlin and from the Town Board of Champlin Township requesting consolidation of Champlin Village and Township into a single, new Village of Champlin in the County of Hennepin, were filed with the Minnesota Municipal Commission on the 18th day of March, 1970. A petition from the City of Brooklyn Park requesting annexation of the Township of Champlin to said City was filed with the Minnesota Municipal Commission on the 19th day of March, 1970. After publication and posting of the notices required under Minnesota Statutes, Chapter 414, the matters came on for hearing before the Minnesota Municipal Commission on the 6th and 7th days of May, 1970, at the Jackson Junior High School, 109th Avenue North, in Champlin Township. The two matters raised by these resolutions and the petition were consolidated for hearing.

APPEARANCES WERE MADE BY:

Edmund P. Babcock and Richard A. Beens, 118 East Main St., Anoka, Minnesota, who appeared as attorneys for both the Village of Champlin and the Township of Champlin.

Curtis A. Pearson, First National Bank Bldg., Minneapolis,

Minnesota, who appeared as attorney for the City of Brooklyn Park.

Evidence was taken and testimony was heard from all those appearing and indicating a desire to be heard. Certain exhibits were received in evidence. The Commission having carefully considered all of the exhibits, evidence adduced, and testimony given, and being fully advised in the premises, does upon all the files, records, and proceedings herein, make the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

I.

The Resolution of the Village Council of the Village of Champlin, and the Resolution of the Town Board of Champlin Township for the consolidation of said Village with said Township were both filed pursuant to and in compliance with Minnesota Statutes, Chapter 414.021; and said resolutions are in all respects proper in form, contents, and execution.

II.

The resolution of the City Council of the City of Brooklyn Park for the annexation of the Township of Champlin was filed pursuant to and in compliance with Minnesota Statutes, Chapter 414.031; and said resolution is in all respects proper in form, contents, and execution.

III.

Hearings on the resolutions of the Village and Township of Champlin for consolidation and upon the resolution of the City of Brooklyn Park for annexation were consolidated for hearing. Notices of said hearings were duly given as required by statute. The commission convened with a lawful quorum at the scheduled hearings. All parties of record for and against said resolutions for consolidation and said resolution for annexation were present at, and

participated in, the hearings.

IV.

The area proposed for consolidation as a new municipality, includes all of the Village of Champlin and all of the Township of Champlin. The area proposed for annexation to the City of Brooklyn Park includes all of the Township of Champlin.

V.

The area of the Village of Champlin is 1,233 acres. The area of the Township of Champlin is 4,369 acres. The area of the City of Brooklyn Park is 17,097 acres.

VI.

The 1970 populations of the municipalities are as follows:

Brooklyn Park	22,661
Champlin Village	2,529
Champlin Township	2,700

The Metropolitan Council projects the 1985 populations to be as follows:

Brooklyn Park	46,412
Champlin Village	5,856
Champlin Township	5,145

VII.

Present general development in the municipalities is as follows:

Village of Champlin	- Urban
Township of Champlin	- Suburban and agricultural
Brooklyn Park	- Urban and suburban except for the area North of 85th Ave. which is about to become suburban.

VIII.

Present general land uses in the municipalities are as follows:

Village	- single family and multiple residential and commercial
Township	- single family residential and agricultural except for a few stores that serve residents.
Brooklyn Park	- in area abutting Township - Agricultural and single family residential.

IX.

The Township and Village of Champlin and the City of Brooklyn Park presently have suitable zoning ordinances, subdivision regulations and building codes. The type of control exercised over development in the Town and Village of Champlin is generally similar and compatible. The type of control exercised over development in that part of Brooklyn Park that abuts the Township of Champlin is not compatible with the existing development control regulations in the Township.

X.

The Town and Village of Champlin through their Planning Commissions, elected officials, professional engineering firm (the same firm represents both) legal counsel (The same firm represents both) and other appointed officials have worked, with a good deal of cooperation, together on matters of planning for the future of the area.

XI.

The Township and Village of Champlin are both presently served with adequate fire service by the City of Anoka. Brooklyn Park has its own fire department, but there is no firehouse North of 85th Avenue. The Township is most efficiently served by the City of Anoka service in terms of fire run time and distance.

XII.

The Village of Champlin and Brooklyn Park have full time police departments. The Township does not have a full time police department. Adequate service for the Township could be provided through the existing Village Police Department.

XIII.

The Village of Champlin serves 85% of its houses and 70% of its

area with Sanitary Sewer Service. Effluent is discharged through a crossing under the Mississippi River to a disposal plant at Anoka. Brooklyn Park provides Sanitary Sewer Service in an area that lies generally South of 85th Avenue North. The Town of Champlin is not presently served with sanitary sewer collection and treatment. Sanitary sewer service in the Township of Champlin area will be available when a proposed Metropolitan Sewer Board interceptor is constructed that will serve North Brooklyn Park, the Township of Champlin, and part of Maple Grove.

XIV.

Brooklyn Park and the Village of Champlin have existing park systems that provide recreation facilities. The Township of Champlin has segregated park funds and has recently purchased a large park site. Citizens appointed by the governing bodies of the Township and Village have been recently engaged in the development of a joint park plan.

XV.

The Metropolitan Sewer Board has jurisdiction over the entire area herein in matters relating to sanitary sewer.

XVI.

Assessed Valuation for 1970 is as follows:

Brooklyn Park	\$12,105,955.00
Township of Champlin	1,086,478.00
Village of Champlin	1,094,778.00

The trend of assessed valuation in the three municipalities, has been one of rapid and steady growth.

XVII.

The local mill rate for 1970 is as follows:

Brooklyn Park	47.95
Champlin Township	35.60
Champlin Village	42.94

XVIII.

The Village of Champlin and substantially all of the Township of Champlin and a part of Brooklyn Park lie in Anoka-Hennepin Independent School District No. 11. This suburban school district has experienced a rapid increase in mill rates in recent years.

XIX.

The bonded indebtedness of the three municipalities is as follows:

Village of Champlin	\$ 991,000.00
Brooklyn Park	8,223,000.00
Township of Champlin	None

XX.

There is a strong community of interest between citizens of the Township of Champlin and Village of Champlin as demonstrated in part by their common church memberships, common club memberships, use of common library facilities, similar shopping habits, similar traffic patterns, and common use of schools in the area. There is not a strong community of interest between the citizens of the Township of Champlin and Brooklyn Park.

XXI.

The Township of Champlin has special statutory powers granted to urban towns. Neither this form, nor any other form of township Government is adequate to deal with the future problems of the Township area. The Village form of Government will be adequate to deal with future problems in the Township area.

XXII.

Needed governmental services within the Township area can best be provided through consolidation of the Village and Township of Champlin.

XXIII.

Annexation of the Township by Brooklyn Park would prevent expansion of the existing Village of Champlin. This Village needs a larger base so as to provide more efficient and less costly needed governmental services such as a full time administrator.

XXIV.

The division of the Township and Village of Champlin into four wards for the election of councilmen is necessary to accord proper representation in a new consolidated municipality because of uneven population density in different parts of the area. The proposed ward boundaries as shown on Champlin's Exhibit H are reasonable and will accord proper representation.

CONCLUSIONS OF LAW

I.

The Minnesota Municipal Commission has properly acquired and now has jurisdiction of these proceedings.

II.

The Champlin Township area is now or is about to become urban or suburban in character.

III.

The Township form of government is not adequate to provide needed government services in Champlin Township

IV.

It is in the public interest that all of the Village of Champlin and all of the Township of Champlin be consolidated to a new, single municipality to be known as Champlin.

V.

It is not in the public interest that the City of Brooklyn Park

be empowered to annex the Township of Champlin, nor any portion thereof.

O R D E R

Based upon the written instruments contained in this file and upon the evidence adduced at the time of hearing, the exhibits received in evidence, the Findings of Fact and Conclusions of Law, the Commission being fully advised in the premises and pursuant to Minnesota Statutes 1969, Chapter 414;

IT IS HEREBY ORDERED:

1. That the petition of the City of Brooklyn Park to annex the Township of Champlin be and hereby is in all respects denied.
2. That all of the Township of Champlin and all of the Village of Champlin, Hennepin County, Minnesota, be consolidated into a new municipality to be named Champlin.
3. That the first election of officers in the new Village shall be held on the 3rd day of November, 1970.
4. That the polling place for the first election of officers shall be the gymnasium in the elementary school for the voters residing in the old Village of Champlin, and the Township Hall for the voters residing in the old Township of Champlin.
5. That Doris Kemp shall be the acting Clerk for election purposes and shall conduct the election in accordance with Minnesota Statutes 1969, Section 414.09, Subdivision 3.
6. That Bernice Smith, Evelyn Dejarlais and Jennie Birdziak be the election judges for the first election of Village officers.
7. That the new Village for the purpose of election of councilmen, shall be divided into four Wards and the boundaries shall be as shown on the Township of Champlin's exhibit h on file herein;