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CA-101 Ely

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson
Thomas J. Simmons
Gerald J. Isaacs
Alvin S. Hall
Edwin H. Hoff

Chairman
Vice Chairman
Member
Ex-Officio Member
Ex-Officio Member

IN THE MATTER OF THE JOINT RESOLUTION)
BETWEEN THE CITY OF ELY AND THE TOWN)
OF MORSE FOR THE ORDERLY ANNEXATION)
OF CERTAIN LAND TO THE CITY OF ELY)

FINDINGS OF FACT
CONCLUSIONS OF LAW
AND ORDER

The above entitled matter came on for hearing before the Minnesota Municipal Commission pursuant to Minnesota Statutes 414, as amended, on January 11, 1974 at Ely City Hall, Ely, Minnesota. The City of Ely appeared by and through Mr. Fred Cina, City Attorney, and the Town of Morse appeared by and through Mr. William Ojala. The hearing was conducted by Howard L. Kaibel, Executive Secretary of the Minnesota Municipal Commission pursuant to Minnesota Statutes 414.01, Subdivision 12. Also in attendance were County Commissioners Alvin Hall and Edwin Hoff, 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. That due, timely and adequate legal notice of the hearing was published, served and filed.
2. That the area proposed to be annexed is characterized by residential development, or will experience development in the near future.

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3. That the City of Ely does now provide to the area proposed for annexation the following services:

- a. Library
- b. Parks and Recreation
- c. Water
- d. Municipal Electricity
- e. Sanitary sewers
- f. Dump
- g. Cemetery
- h. Gravel pits

4. That the City of Ely is capable of and it is practical for it to provide to the area proposed for annexation the following municipal services within the next five years:

- a. Police protection
- b. Street repair and maintenance
- c. Garbage Collection
- d. Dump at reduced rate
- e. Extension, repair and maintenance of water and sewer service
- f. Storm sewers

5. That the city and township have stipulated that the area proposed for annexation has become urban and suburban in character.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission duly acquired and now has jurisdiction of the within proceeding.

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

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

ORDER

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

Assuming the centerline of Central Avenue to lie North and South, and from the intersection of the centerline of Boundary Street and said centerline of Central Avenue, which is the point of beginning, run due South along said centerline of Central Avenue a distance of 1,368.35 feet to a point which lies on the South Boundary of Fortier's Plat; thence South 88 degrees 04'00" West a distance of 95.28 feet to the Northwest corner of the plat of Edwards Addition; thence South 01 degrees 54'00" East along the West boundary of plat of Edwards Addition a distance of 662.90'; thence North 88 degrees 11'00" East along the South boundary of plat of Edwards Addition prolonged a distance of 1,488.26 feet to a point which lies on the East boundary of Lots 1 through 10 prolonged South in the plat of Aching Acres; thence North 01 degrees 49'00" West along the East boundary of Lots 1 through 10 in plat of Aching Acres a distance of 1,143.23 feet to a point which lies on the South boundary of Outlot 5 of Whites Park Plat; thence North 89 degrees 09'00" East along the South boundary of Outlot 5 of Whites Park Plat prolonged a distance of 1,143.00 feet to a point which lies on the East boundary of Whites Park Plat; thence North 01 degrees 32'00" West along said East boundary of Whites Park Plat a distance of 846.05 feet to a point which lies on the centerline of Boundary Street; thence West along said centerline of Boundary Street a distance of 2,493.08 feet back to the point of beginning.

IT IS FURTHER ORDERED: That the mill levy of the City of Ely on the property herein ordered annexed shall be increased in substantially equal proportions over a period of five (5) years to equality with the mill levy of the property already within the City.

IT IS FURTHER ORDERED: That the commission retain jurisdiction for the limited purpose of ordering revision of population and tax records.

Dated this 5th day of February, 1974

MINNESOTA MUNICIPAL COMMISSION
304 Capitol Square Building
Saint Paul, Minnesota 55101




Howard L. Kaibel, Jr.
Executive Secretary

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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Secretary of State