

Special
Levy Order

I-34m Rosemount

BEFORE THE MUNICIPAL COMMISSION

OF THE STATE OF MINNESOTA

Thomas J. Simmons	Chairman
Robert W. Johnson	Vice Chairman
Gerald J. Isaacs	Member
Patrick J. Scully	Ex-Officio Member
Gerald Hollenkamp	Ex-Officio Member

IN THE MATTER OF THE PETITION AND)
RESOLUTION FOR THE MERGER OF THE)
VILLAGE OF ROSEMOUNT, DAKOTA COUNTY,) <u>FINDINGS OF FACT,</u>
MINNESOTA WITH THE TOWN OF ROSEMOUNT,) <u>CONCLUSIONS OF LAW AND</u>
DAKOTA COUNTY, MINNESOTA) <u>ORDER FOR AUTHORIZATION</u>
) <u>OF SPECIAL LEVY</u>

The Minnesota Municipal Commission issued an order in the above-entitled matter on the 16th day of November, 1970, consolidating the Town of Rosemount and the Village of Rosemount to form a single new municipality to be known as the Village of Rosemount effective upon the election and qualification of new village officers. Said election was held on January 12, 1971.

On August 21, 1975 the Commission received a request from the City of Rosemount petitioning the Commission to schedule a hearing to grant a special levy. A public hearing was held on the 1st day of October, 1975, pursuant to Minnesota Statutes 414, as amended before the Minnesota Municipal Commission to determine whether the City of Rosemount should be granted a special levy pursuant to Minnesota Statutes 414.01, Subd. 15. Testimony was heard and records and exhibits were received.

After due and careful consideration of all of the evidence, together with all records, filed 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. The Municipal Commission received a request from the City of Rosemount petitioning the Commission to schedule a hearing to grant a special levy on August 21, 1975.

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2. A hearing was scheduled for October 1, 1975 and due, timely and adequate legal notice of the hearing was published, served, and filed.

3. The evidence at the hearing showed increased costs for such services as fire & police protection, road maintenance, recreation and administration as the result of the Minnesota Municipal Commission order merging the City of Rosemount with the Town of Rosemount in an amount beyond that which the Commission is allowed to grant.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Commission has jurisdiction to grant a special levy pursuant to Minnesota Statutes 414.01, Subd. 15.

2. The City of Rosemount has been required to provide additional services and bear the resultant increased costs because of the Commission order merging the City of Rosemount with the Town of Rosemount.

3. The Commission should issue an order authorizing the City of Rosemount to implement a special tax levy to the maximum of its authority of three years and 50% of the existing levy limit base. (Pursuant to Laws 1975, Chapter 437, Article IV, Section 1, Subd. 5 of the Omnibus Tax Bill.)

O R D E R

IT IS HEREBY ORDERED: that the City of Rosemount is granted and is hereby authorized to implement a special tax levy for increased costs for the taxes levied in 1974 any payable in 1975 in the amount \$103,040.92; for the taxes levied in 1975 and payable in 1976 in the amount of \$103,040.92; and for taxes levied in 1976 and payable in 1977 in the amount of \$103,040.92.

Dated this 19th day of November, 1975

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

William A. Neiman

William A. Neiman
Executive Secretary

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STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
NOV 25 1975
Ben Anderson Howe
Secretary of State