

An Equal Opportunity Employer



Phone: 296-2428

STATE OF MINNESOTA
MUNICIPAL BOARD

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

Mr. Mark Winkler
Deputy Secretary of State
State Office Building
Saint Paul, Minnesota

Re: Municipal Board Docket Number

Dear Mr. Winkler:

The subject order of the Minnesota Municipal Board makes the following changes in the population of the named units of government:

The population of the City of Marshall
is increased by (no change)

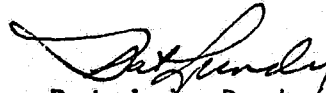
The population of the Township of Lake Marshall
is decreased by (no change)

A new municipality named _____
has been created with a population of _____

The _____
has been dissolved.

Official date of the Order June 28, 1978. Effective date: June 28, 1978.

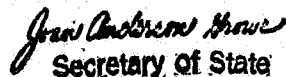
C.C. Mr. Wallace O. Dahl
Director
Tax Research Division
205 Centennial Bldg.


Patricia D. Lyndy
Assistant Executive Secretary

Hazel Reinhardt
State Demographer
101 Capitol Square Bldg.

Mr. Arthur C. Roemer
Department of Revenue
201 Centennial Bldg.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG - 4 1978


Joan Anderson Howe
Secretary of State

431602
O.D.

BEFORE THE MUNICIPAL BOARD

OF THE STATE OF MINNESOTA

Gerald J. Isaacs	Chairman
Robert W. Johnson	Vice Chairman
Thomas J. Simmons	Member
Chet Rewerts	Ex-Officio Member
William Merritt	Ex-Officio Member

IN THE MATTER OF THE JOINT RESOLUTION)
 BETWEEN THE CITY OF MARSHALL AND THE)
 TOWNSHIP OF LAKE MARSHALL FOR THE)
 ORDERLY ANNEXATION OF CERTAIN LAND)
 TO THE CITY OF MARSHALL)

FINDINGS OF FACT,
CONCLUSIONS OF LAW,
AND ORDER

The above-entitled matter came on for hearing before the Minnesota Municipal Board pursuant to Minnesota Statutes 414, as amended, on June 1, 1978, at Marshall, Minnesota. The hearing was conducted by William A. Neiman, Executive Director, pursuant to Minnesota Statutes 414.01, Subd. 12. Also in attendance were County Commissioners Chet Rewerts and Dr. William Merritt, ex-officio members of the board. The City of Marshall appeared by and through Joseph Bott, and Lake Marshall Township was represented by Carl Fuhrmann. Testimony was heard, and records and exhibits were received.

After due and careful consideration of all evidence, together with all records, files and proceedings, the Minnesota Municipal Board hereby makes and files the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. That a joint resolution for orderly annexation was adopted by the City of Marshall and the Township of Lake Marshall and duly filed with the Minnesota Municipal Board.
2. A resolution was filed by one of the signatories to the joint resolution, the City of Marshall, on March 16, 1978, requesting annexation of certain properties within the orderly annexation area. The resolution contained all the information required by statute including a description of the territory subject to annexation which is as follows:

The East Half of the Southwest Quarter of the Southwest Quarter of Section 3, T 111N, R 41W, Lyon County, Minnesota.

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

4. Geographic Features

- a. The area subject to annexation is unincorporated and abuts the City of Marshall.
- b. The total area of the City of Marshall is 4,164 acres. The total area of the territory subject to annexation is 20 acres.
- c. The degree of contiguity of the boundaries between the annexing municipality and the proposed annexed property is as follows: 50%.
- d. The natural terrain of the area, including general topography, major watersheds, soil conditions, rivers, lakes and major bluffs is as follows: flat agricultural land with clay-loam type soils.

5. Population Data

- a. The City of Marshall
 - 1) Past population growth: 9,886 (1970)
 - 2) Present population: 10,215
 - 3) Projected population: 14,880 by 2000
- b. The area subject to annexation
 - 1) Past population growth: 0
 - 2) Present population: 0
 - 3) Projected population: Upon complete development, 270 persons.

6. Development Issues

- a. What, if any, are the comprehensive plans for the development of the property proposed for annexation and/or the annexing municipality, including development projected by the State Planning Agency? Marshall's Comprehensive Plan calls for residential development.
- b. What land use controls are presently being employed.
 - 1) In the City of Marshall:
 - a) Zoning - Yes
 - b) Subdivision regulations - Yes
 - c) Housing and building codes - Yes
 - 2) In the area to be annexed:
 - a) Zoning - Yes
 - b) Subdivision regulations - Yes
- c. Does the City require future growth space? Yes. If so, will the area subject to annexation provide the City of Marshall with necessary growth space? Yes.
- d. The present pattern of physical development is:
 - 1) In the City of Marshall:
 - a) Residential - Yes
 - b) Industrial - Yes
 - c) Commercial - Yes
 - d) Institutional - Yes
 - 2) In the area subject to annexation:
 - a) Residential - Yes
 - b) Industrial - No
 - c) Commercial - No
 - d) Institutional - No

7. Governmental Services

- a. Presently, the Township of Lake Marshall provides the area subject to annexation with the following services:
- | | |
|---|-----------------------------|
| 1) Water - No | 5) Street Improvements - No |
| 2) Sewer - No | 6) Street Maintenance - Yes |
| 3) Fire Protection - Yes,
by contract. | 7) Recreational - No |
| 4) Police Protection - No | |
- b. Presently, the City of Marshall provides its citizens with the following services:
- | | |
|----------------------------|------------------------------|
| 1) Water - Yes | 5) Street Improvements - Yes |
| 2) Sewer - Yes | 6) Street Maintenance - Yes |
| 3) Fire Protection - Yes | 7) Recreational - Yes |
| 4) Police Protection - Yes | |
- c. Presently, the City of Marshall provides the area subject to annexation with the following services:
- | | |
|---|-----------------------------|
| 1) Water - No | 5) Street Improvements - No |
| 2) Sewer - No | 6) Street Maintenance - No |
| 3) Fire Protection - Yes,
by contract. | 7) Recreational - No |
| 4) Police Protection - No | |
- d. Plans to extend municipal services to the area subject to annexation include the following: All services can be extended within a reasonable time.
- e. There are no existing or potential pollution problems.
- f. The City of Marshall is capable of and it is practical for it to provide to the area proposed for annexation the listed municipal services within the next 3 years.

8. Fiscal Data

- a. In the City of Marshall, the assessed valuation is \$30,727,605, the mill rate is 22.48, and the present bonded indebtedness is \$14,080,000.
- b. In the area subject to annexation, the assessed valuation is \$80,000.
- c. The mill rates in the following units of government are:
- | | |
|-------------------|-----------------------------|
| 1) County - 19.73 | 2) School Districts - 47.12 |
|-------------------|-----------------------------|
- d. Will the annexation have any effect upon area school districts? No.

CONCLUSIONS OF LAW

1. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.
2. The area subject to annexation is now or is about to become urban or suburban in nature.
3. The City of Marshall is capable of providing the services required by the area described herein within a reasonable time.
4. The mill levy of the annexing municipality on the area proposed for annexation should be increased in substantially equal proportions

over a three-year period.

5. An order should be issued by the Minnesota Municipal Board annexing the area described herein.

ORDER

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

The East Half of the Southwest Quarter of the Southwest Quarter of Section 3, T 111N, R 41W, Lyon County, Minnesota.

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

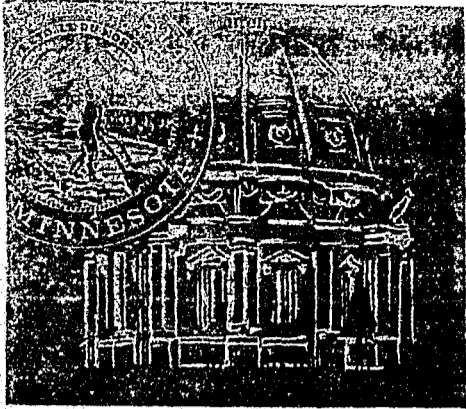
IT IS FURTHER ORDERED: That the effective date of this order is June 28, 1978.

Dated this 28th day of June, 1978.

MINNESOTA MUNICIPAL BOARD
Suite 165 Metro Square
St. Paul, Minnesota 55101

William A. Neiman
William A. Neiman
Executive Director

1316007
0.12



Proclamation

WHEREAS: sixteen-year-old Patty Wilson will dramatically demonstrate the ease of living with the physical disorder called Epilepsy by running 2,000 miles from Minnesota to Washington, D.C.; and

WHEREAS: Patty Wilson can inspire individuals who have Epilepsy, as well as educate the general public; and

WHEREAS: many Minnesota citizens are uninformed about the nature of Epilepsy, a disorder shared by approximately 80,000 fellow citizens of this State; and

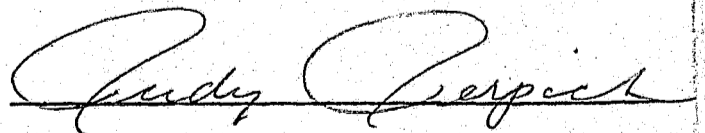
WHEREAS: the Minnesota Epilepsy League and its affiliated chapters support Patty Wilson's effort;

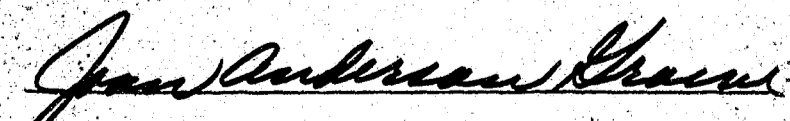
NOW, THEREFORE, I, Rudy Perpich, Governor of the State of Minnesota, do hereby proclaim Saturday, August 5, 1978 to be

PATTY WILSON DAY

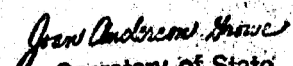
in Minnesota, and urge all citizens to become acquainted about the disorder of Epilepsy.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol this third day of August in the year of our Lord one thousand nine hundred seventy-eight and of the State the one hundred twentieth.


GOVERNOR


SECRETARY OF STATE

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG - 4 1978


Secretary of State

#31602
O.D.