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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 OA-130, Owatonna

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 City of Owatonna  
is increased by (no change)

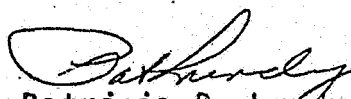
The population of Town of Owatonna  
is decreased by (no change)

A new municipality named \_\_\_\_\_  
has been created with a population of \_\_\_\_\_

The \_\_\_\_\_  
has been dissolved.

Official date of the Order September 11, 1978

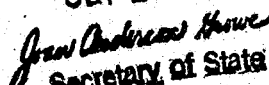
C.C. Mr. Wallace O. Dahl  
Director,  
Tax Research Division  
205 Centennial Bldg.

  
Patricia D. Luddy  
Assistant Executive Director

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  
SEP 20 1978

  
James Anderson Howe  
Secretary of State

#31687  
O.D.

BEFORE THE MUNICIPAL BOARD

OF THE STATE OF MINNESOTA

|                   |                   |
|-------------------|-------------------|
| Gerald J. Isaacs  | Chairman          |
| Robert W. Johnson | Vice Chairman     |
| Thomas J. Simmons | Member            |
| James Karaus      | Ex-Officio Member |
| Thomas Peterson   | Ex-Officio Member |

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IN THE MATTER OF THE JOINT RESOLUTION)  
BETWEEN THE CITY OF OWATONNA AND THE )  
TOWNSHIP OF OWATONNA FOR THE ORDERLY )  
ANNEXATION OF CERTAIN LAND TO THE )  
CITY OF OWATONNA )  
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FINDINGS OF FACT,  
CONCLUSIONS OF LAW,  
AND ORDER

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The above-entitled matter came on for hearing before the Minnesota Municipal Board pursuant to Minnesota Statutes 414, as amended, on August 14, 1978 at Owatonna, 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 Jim Karaus and Tom Peterson, ex-officio members of the Board. The City of Owatonna appeared by and through Mark Walbran, and the Township of Owatonna appeared by and through Bruce Rasmussen. 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

I. That a joint resolution for orderly annexation was adopted by the City of Owatonna and the Township of Owatonna on May 8, 1978 and duly accepted by the Minnesota Municipal Board.

II. A resolution was filed by both the signatories to the joint resolution on May 8, 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:

**All that part of the W $\frac{1}{4}$  of the NW $\frac{1}{4}$  of Section 23, T 107 N, R 20 W, Steele County, Minnesota, described by:**

Beginning at the northwest corner of said NW $\frac{1}{4}$ ; thence N 89° 27' 52" E, assumed bearing, 602.29 feet along the north line of said NW $\frac{1}{4}$ ; thence S 2° 28' 49" E 102.56 feet; thence S 87° 31' 11" W 120 feet; thence S 2° 28' 49" E 5.04 feet; thence S 89° 53' 15" W 123.82 feet; thence S 0° 06' 45" E 85.26 feet; thence southerly along a tangential curve concave to the east, central angle 31° 00' 00", radius 217 feet, arc length 117.41 feet; thence S 31° 06' 45" E 204.26 feet; thence southerly along a tangential curve

concave to the west, central angle  $31^{\circ} 00' 00''$ , radius 433 feet, arc length 234.28 feet; thence  $S 0^{\circ} 06' 45'' E$  275.38 feet; thence southerly along a tangential curve concave to the west, central angle  $4^{\circ} 45' 00''$ , radius 2533 feet, arc length 209.99 feet; thence  $S 4^{\circ} 38' 15'' W$  168.11 feet; thence southwesterly along a tangential curve concave to the northwest, central angle  $81^{\circ} 15' 00''$ , radius 313 feet, arc length 443.86 feet; thence southwesterly along a tangential curve concave to the southeast, central angle  $86^{\circ} 00' 00''$ , radius 67 feet, arc length 100.57 feet; thence  $S 89^{\circ} 53' 15'' W$  66 feet; thence northerly along a nontangential curve concave to the east, central angle  $4^{\circ} 51' 49''$ , radius 133 feet, chord  $N 2^{\circ} 19' 10'' E$  11.29 feet, arc length 11.29 feet; thence  $N 85^{\circ} 14' 56'' W$  120.91 feet to the west line of said NW $\frac{1}{4}$ ; thence  $N 0^{\circ} 06' 45'' W$  1687.43 feet along the west line of said NW $\frac{1}{4}$  to beginning;

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

IV. Geographic Features

- A. The area subject to annexation is unincorporated and abuts the City of Owatonna.
- B. The total area of the territory subject to annexation is 19.40 acres.
- C. The natural terrain of the area, including general topography, major watersheds, soil conditions, rivers, lakes and major bluffs is:  
Suitable for development.

V. Population Data

- A. The City of Owatonna:
  - 1. In 1960, there were 13,409 residents.
  - 2. The present estimated population is 17,800.
  - 3. By 1985, the projected population is continued growth.
- B. The area subject to annexation:
  - 1. The present estimated population is 10.
  - 2. By 1985, the projected population is 140.

VI. Development Issues

- A. The pattern of physical development:
  - 1. In the City of Owatonna: development of all types is occurring.
- B. Land use controls and planning, including comprehensive plans, in the city and the area subject to annexation:
  - 1. In the City of Owatonna:
    - a. Zoning: Yes
    - b. Subdivision regulations: Yes
    - c. Comprehensive Plan: Yes
    - d. Planning Commission: Yes
  - 2. In the Township of Owatonna:
    - a. Zoning: Yes
    - b. Subdivision regulations: Yes
  - 3. The Metropolitan Council provides the following planning and land use services: Not applicable.

4. If there is an inconsistency between the proposed development and the planning and land use controls for the area, what is the reason for said inconsistency? There is none.

VII. Governmental services

- A. Existing or potential environmental problems and the need for additional services to resolve these problems: None.
- B. Plans and programs by the annexing municipality to provide needed governmental services for the area proposed for annexation include: All services, including utilities, can be extended upon annexation.

VIII. Tax Data

- A. In the City of Owatonna:
  1. Mill rate as of January 1, 1978 was 22.26.
  2. Bonded indebtedness in 1978 is \$4,657,263.
- B. In the area subject to annexation:
  1. Mill rate in 1978 is 2.82.
  2. Bonded indebtedness in 1978 is 0.
- C. Mill rate:
  1. County in 1978 is 22.16.
  2. School district in 1978 is 51.86.
  3. Township in 1978 is 2.82.

IX. Is annexation to the City of Owatonna the best alternative?

- A. Relationship and effect if the proposed annexation on area school districts and on adjacent communities: None.
- B. Adequacy of town government to deliver services to the area proposed for annexation: No utility service.
- C. Could necessary governmental services best be provided by incorporation or annexation to an adjacent municipality? No.
- D. Present assessed valuation of proposed annexation area: \$6,004.
- E. Can Owatonna Township continue to function without the area subject to annexation? Yes

X. The annexation is consistent with the joint agreement.

CONCLUSIONS OF LAW

- I. The Minnesota Municipal Board duly acquired and now has jurisdiction of the within proceeding.
- II. The area subject to annexation is now or is about to become urban or suburban in nature and the annexing municipality is capable of providing the services required by the area within a reasonable time.
- III. The existing township form of government is not adequate to protect the public health, safety, and welfare.
- IV. The annexation would be in the best interests of the area proposed for annexation.
- V. The annexation does not conflict with a term of the joint agreement.
- VI. An order should be issued by the Minnesota Municipal Board annexing the area described herein.

O R D E R

I. IT IS HEREBY ORDERED: That the property described herein situated in the County of Steele, State of Minnesota, be and the same is hereby annexed to the City of Owatonna, Minnesota, the same as if it had been originally made a part thereof:

All that part of the W $\frac{1}{2}$  of the NW $\frac{1}{4}$  of Section 23, T 107 N, R 20 W, Steele County, Minnesota, described by:

Beginning at the northwest corner of said NW $\frac{1}{4}$ ; thence N 89° 27' 52" E, assumed bearing, 602.29 feet along the north line of said NW $\frac{1}{4}$ ; thence S 2° 28' 49" E 102.56 feet; thence S 87° 31' 11" W 120 feet; thence S 2° 28' 49" E 5.04 feet; thence S 89° 53' 15" W 123.82 feet; thence S 0° 06' 45" E 85.26 feet; thence southerly along a tangential curve concave to the east, central angle 31° 00' 00", radius 217 feet, arc length 117.41 feet; thence S 31° 06' 45" E 204.26 feet; thence southerly along a tangential curve concave to the west, central angle 31° 00' 00", radius 433 feet, arc length 234.28 feet; thence S 0° 06' 45" E 275.38 feet; thence southerly along a tangential curve concave to the west, central angle 4° 45' 00", radius 2533 feet, arc length 209.99 feet; thence S 4° 38' 15" W 168.11 feet; thence southwesterly along a tangential curve concave to the northwest, central angle 81° 15' 00", radius 313 feet, arc length 443.86 feet; thence southwesterly along a tangential curve concave to the southeast, central angle 86° 00' 00", radius 67 feet, arc length 100.57 feet; thence S 89° 53' 15" W 66 feet; thence northerly along a nontangential curve concave to the east, central angle 4° 51' 49", radius 133 feet, chord N 2° 19' 10" E 11.29 feet, arc length 11.29 feet; thence N 85° 14' 56" W 120.91 feet to the west line of said NW $\frac{1}{4}$ ; thence N 0° 06' 45" W 1687.43 feet along the west line of said NW $\frac{1}{4}$  to beginning;

#31487  
O.D.

II. IT IS FURTHER ORDERED: That the effective date of this order is September 11, 1978.

Dated this 11th day of September, 1978

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

*William A. Neiman*

William A. Neiman  
Executive Director

STATE OF MINNESOTA  
DEPARTMENT OF STATE  
FILED  
SEP 20 1978  
*John Andrew Brune*  
Secretary of State