

BEFORE THE MUNICIPAL COMMISSION
OF THE STATE OF MINNESOTA

Robert W. Johnson	Chairman
Robert J. Ford	Vice-Chairman
Arthur R. Swan	Member
Edwin H. Thalman	Ex-Officio Member
Bernard F. Schneider	Ex-Officio Member

IN THE MATTER OF THE PETITION OF CERTAIN FREEHOLDERS
TO ANNEX ADJOINING UNINCORPORATED TERRITORY TO THE
VILLAGE OF CHANHASSEN, CARVER AND HENNEPIN COUNTIES,
MINNESOTA

Certain owners of land located in the Town of Chaska and abutting on the boundaries of the Village of Chanhassen have petitioned the Minnesota Municipal Commission to order the land described in their petition annexed to the Village of Chanhassen pursuant to Minnesota Statute 414.03, Subdivisions 1, 2, and 3.

The Commission has satisfied itself that the facts alleged in such petition are true and correct and that there has been compliance with all procedures prescribed by law. Therefore, upon all the files and records, the Commission makes and enters the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

I.

The area proposed for annexation to the Village of Chanhassen is described in the Order herein.

II.

The area of land described is approximately 377.65 acres. The number of residents within the area is approximately 14. The number and character of existing buildings are 2 residences, 1 barn, 1 granary, 1 corncrib and 2 machine sheds.

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III.

That there are no existing municipal water, sewage collection, treatment or disposal facilities serving said area. Sewage disposal is by means of private cesspools and septic tanks. Water is supplied by individual wells.

The Township of Chaska has no zoning, platting or subdivision ordinances. Police protection is provided by the Sheriff of Carver County. Fire protection for said area is furnished under contract between individual owners and adjoining municipalities. Chaska Township does not maintain fire fighting equipment. The Township has one constable.

IV.

That the area involved herein is the terminus of a major drainage district extending northerly and draining a substantial portion of the Village of Chanhassen. Annexation to said Village will provide the most reasonable and efficient governmental services to the area involved and the said Village; and further, said area will enhance and provide for the orderly growth and development of said Village.

V.

That a substantial portion of the area constitutes a flood plain of the Minnesota River, which when considered with the interests of the area in view and the northerly extending drainage district with its potential utilization as a major facility for municipal services benefitting an already large and ever-expanding urban population, compels the comprehensive and integrated zoning and control provided only by municipal government.

VI.

The interests of the area described in the petition for annexation to the Village of Chanhassen will be better served by annexation to the Village of Chanhassen; and that municipal government is essential for said area to protect the public health, welfare and safety in reference to present and future developments.

VII.

The Village of Chanhassen has not requested that the Minnesota Municipal Commission order the distribution of any portion of the assets of the Township of Chaska to the Village of Chanhassen. That it is just and equitable in view of the value of the township property and the assessed value of all of the taxable property in the Township, both within and without the area to be annexed, that all of the town property remain with the Town of Chaska.

CONCLUSIONS OF LAW

I.

The petition has been initialed by all of the landowners in area and number. No hearing or election is necessary under the provisions of Minnesota Statutes 414.03, Subdivision 3.

II.

The property to be annexed is now, or is about to become, urban or suburban in character.

III.

Municipal government of the area is required to protect the public health, safety and welfare in reference to plat control or land development and construction which may be reasonably expected to occur within a reasonable time.

IV.

Annexation to the Village of Chanhassen is to the best interest of the area proposed for annexation and of the Village of Chanhassen based upon all findings by the Commission in all proceedings relating to such area.

V.

The interests of the area described in the petition for annexation to the Village of Chanhassen will be better served by annexation to the Village of Chanhassen.

VI.

That it is just and equitable in view of the value of the township property and the assessed value of all of the taxable property in the Township, both within and without the area to be annexed, that all of the town property remain with the Town of Chaska.

ORDER

Upon the foregoing Findings of Fact and Conclusions of Law, and upon the petition and all the files and records, the Commission being fully advised in the premises,

IT IS ORDERED: That the following described land be, and the same is hereby annexed to the Village of Chanhassen, the same as if it had originally been a part thereof:

All that part of Section 2, Township 115 North, Range 23 West lying North of the centerline of the main channel of the Minnesota River;

All of the Northeast Quarter (NE 1/4) of the Northeast Quarter (NE 1/4) of Section 3, Township 115 North, Range 23 West;

All that part of Government Lot 1, Section 3, Township 115 North, Range 23 West lying North of the centerline of the main channel of the Minnesota River;

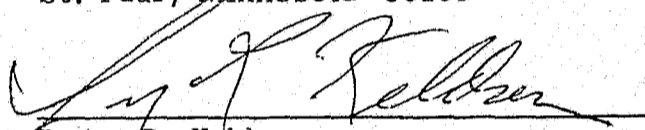
All that part of the Northwest Quarter of the Northeast Quarter (NW 1/4 of NE 1/4) of Section 3, Township 115, Range 23 lying Northwesterly of a line drawn parallel with and distant 350 feet Southeasterly, measured at right angles thereto from the centerline of Old Shakopee Road as now constructed, except the Westerly 310 feet thereof, as measured at right angles to the West line of said Northwest Quarter of the Northeast Quarter, Carver County, Minnesota,

all according to the United States Government Survey thereof, Carver County, Minnesota.

IT IS FURTHER ORDERED, that all of the property and obligations of the Town of Chaska shall remain with the Town of Chaska.

Dated this 7th day of December, 1967.

MINNESOTA MUNICIPAL COMMISSION
459 Rice Street
St. Paul, Minnesota 55103


Irving R. Keldsen
Secretary

19536
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC 13 1967


Joseph P. Larson
Secretary of State