

A-2205(OA)-1 City of Victoria  
Town of Laketown

BEFORE THE MUNICIPAL COMMISSION  
OF THE STATE OF MINNESOTA

Thomas J. Simmons	Chairman
Robert W. Johnson	Vice Chairman
Gerald J. Isaacs	Member
Wayne E. Holtmeier	Ex-Officio Member
Earl F. Gnan	Ex-Officio Member

-----

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

-----

The Minnesota Municipal Commission having made and filed its decision in the above matter on December 9, 1974, the Township of Laketown thereafter petitioned said Commission for a vacation of said decision and proposed amended findings of fact, conclusions of law and order denying the annexation;

WHEREBY, objection having been made by the City of Victoria to said petition to vacate and the proposed amended findings of fact, conclusions of law and order, the Minnesota Municipal Commission, after reviewing said petition and the objection thereto, hereby confirms its original decision and makes and files the following additional findings of fact, conclusions of law and order.

ADDITIONAL FINDINGS OF FACT

9. That the land to be annexed is suitable for residential development and urban or suburban in nature or about to become so and the annexation would be in the best interests of the property to be annexed and the City of Victoria.

10. That the proposed area for annexation abuts the existing boundary line of the City of Victoria and would be suitable for annexation under the terms and conditions of the Joint Resolution

28154

for Orderly Annexation, dated March 27, 1972, and on file with the Minnesota Municipal Commission, said resolution having been agreed to and executed by the City of Victoria and Laketown Township.

11. The proposed annexation will not be detrimental to future urbanization plans of Laketown Township.

ADDITIONAL CONCLUSIONS OF LAW

4. That the annexation would not create a fiscal problem for Laketown Township, taking into consideration sewer assessments, annual sewer bills and the ability of Laketown Township to function as a legal entity and recover assessments already made.

5. That the Commission has the authority pursuant to M.S. 414.067 to order an equitable apportionment of the deferred reserve capacity sewer charges levied against Laketown Township, by the Metropolitan Sewer Board, at the time such charges become due and payable and whenever Laketown Township can ascertain the correct amount to be calculated according to the area to be annexed.

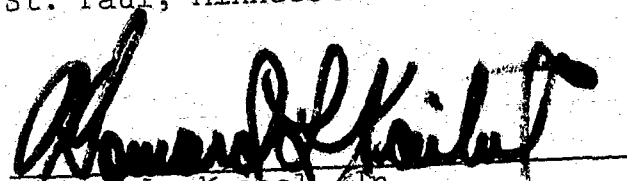
ORDER

IT IS HEREBY ORDERED that the Township of Laketown's Petition for Vacation, of the previous decision, is hereby denied, and the previous order of annexation herein is confirmed in all respects.

IT IS FURTHER ORDERED that jurisdiction is hereby retained for the purpose of apportioning reserve capacity sewer charges levied against Laketown Township, upon proper application and documentation submitted by the parties.

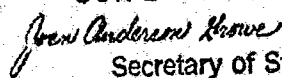
Dated this 19<sup>th</sup> day of June, 1975

MINNESOTA MUNICIPAL COMMISSION  
304 Capitol Square Building  
St. Paul, Minnesota 55101

  
Howard L. Kaibel, Jr.  
Executive Secretary

#28154  
STATE OF MINNESOTA  
DEPARTMENT OF STATE

FILED  
JUN 23 1975

  
Secretary of State