

BEFORE THE OFFICE OF STRATEGIC  
AND LONG RANGE PLANNING  
OF THE STATE OF MINNESOTA



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IN THE MATTER OF THE PETITION FOR	)	<u>NOTICE OF</u>
THE ANNEXATION OF CERTAIN LAND	)	<u>HEARING CANCELLATION</u>
TO THE CITY OF BAXTER PURSUANT	)	<u>AND</u>
TO MINNESOTA STATUTES 414	)	<u>ORDER TO DISMISS</u>

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WHEREAS, a resolution requesting the annexation of certain property to the City of Baxter was filed with the Office of Strategic and Long-Range Planning pursuant to Minnesota Statutes 414.031, Subd. 1(a) on April 17, 2000 (MBA Docket A-6279); and

WHEREAS, on May 4, 2000, a resolution requesting the annexation of certain property to the City of Brainerd, which included the area proposed for annexation to the City of Baxter, was filed with the Office of Strategic and Long-Range Planning pursuant to Minnesota Statutes 414.031, Subd. 1(a) (MBA Docket A-6285); and

WHEREAS, on May 12, 2000, the Director of the Office of Strategic and Long-Range Planning combined the two files for purposes of hearing pursuant to Minnesota Statutes 414.01, Subd. 5; and pursuant to Minnesota Statutes 414.01, Subd. 16, ordered the City of Baxter and the City of Brainerd to meet up to three times over a period of sixty days to address resolution of contested issues; and

WHEREAS, after due and appropriate legal notice, a hearing was convened on the petitions on June 12, 2000 and was continued to an indefinite date to allow the parties time to complete the directed meetings; and

WHEREAS, on July 14, 2000, the Director of the Office of Strategic and Long-Range Planning granted the parties' request for additional time to finalize a settlement

agreement; and

WHEREAS, the Office of Strategic and Long-Range Planning received the Annexation Agreement between the City of Baxter and the City of Brainerd representing settlement of their underlying dispute; and

WHEREAS, on July 17, 2000, the Office of Strategic and Long Range Planning received a request from petitioner City of Baxter that its petition for annexation be withdrawn pursuant to the terms of the Annexation Agreement executed as between the parties; and

WHEREAS, on July 28, 2000, the Director of the Office of Strategic and Long-Range Planning granted petitioner City of Baxter's request to withdraw its petition and canceled the continued hearing;

IT IS HEREBY ORDERED: That the petition for annexation of certain property to the City of Baxter (MBA Docket No. A-6279) described as:

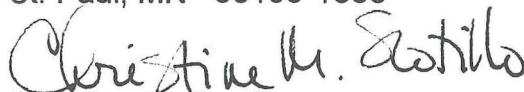
All of the lands described as the North half of Section 32 Township 134N and Range 28W. The East half of the Southeast quarter of Section 32, Township 134N and Range 28W. The South quarter of Section 29. Total acreage of the petition is 560 acres, which includes the road CSAH 49 and that part of the Paul Bunyan Trail.

is withdrawn, the continued hearing is canceled, and the file is closed without prejudice.

IT IS FURTHER ORDERED: That the effective date of this order is July 28, 2000.

Dated this 16<sup>th</sup> day of August, 2000.

Office of Strategic and Long Range Planning  
658 Cedar Street - Room 300  
St. Paul, MN 55155-1603



Christine M. Scotillo  
Executive Director  
Municipal Boundary Adjustments

REC'D. BY  
MMB APR 17 2000

RESOLUTION UNDER MINNESOTA  
STATUTES SECTION 414.031, SUBD. 1(a)

TO: THE EXECUTIVE DIRECTOR OF MINNESOTA PLANNING, STATE OF MINNESOTA, AND THE CROW WING COUNTY BOARD, C/O ROY LUKKONNEN, CROW WING COUNTY AUDITOR:

THE CITY OF BAXTER, MINNESOTA, HEREBY RESOLVES:

1. That for those reasons set forth in the attached Memorandum marked Exhibit "A", which is incorporated herein by reference, this resolution to annex is hereby initiated pursuant to Minnesota Statutes Section 414.031, Subd. 1(a).

2. That the boundaries proposed for annexation are set forth in the map attached hereto as Exhibit "B", which is incorporated herein by reference.

3. That the names of all parties entitled to notice under Minnesota Statutes Section 414.09 are the Executive Director of Minnesota Planning for the State of Minnesota and the Crow Wing County Board on behalf of its Unorganized Territory, due to the fact that no city or township abuts the affected territory other than said Unorganized Territory and the City of Baxter, and no planning agency has jurisdiction over the affected area other than that of Crow Wing County.

Dated: April 17, 2000.

CITY OF BAXTER

By Larry Muchshansen  
Its Mayor

ATTEST:

Larry R. Kruse  
City Clerk