

O R D I N A N C E

NO. 1104

AN ORDINANCE PROVIDING FOR  
THE ANNEXATION OF CERTAIN  
PROPERTIES LOCATED IN OAK LAWN TOWNSHIP,  
CROW WING COUNTY, TO THE CITY OF BRAINERD,  
CROW WING COUNTY MINNESOTA, PURSUANT  
TO MINNESOTA STATUTE 414.033

THE CITY COUNCIL OF THE CITY OF BRAINERD DOES ORDAIN:

SECTION ONE: That Anderson Brothers Construction Company and James A. Anderson, the fee owners of certain property in the County of Crow Wing, State of Minnesota, described as follows:

The east half of the Northeast Quarter of the Southeast Quarter Section 17, Township 45, Range 30, Crow Wing County, Minnesota except Highway.

Also

The Northwest Quarter of the Southwest Quarter, Section 16, Township 45, Range 30, Crow Wing County, Minnesota except that part described as follows; commencing at the west quarter corner of said Section 16, then south 01 Degrees 05 Minutes 53 Seconds west, assumed bearing along the west line of said Northwest Quarter of the Southwest Quarter, 484 feet to the point of beginning, then south 01 Degrees 05 Minutes 53 Seconds west 300 feet continued along the west line of said Northwest Quarter of the Southwest Quarter, then south 88 Degrees 54 Minutes 07 Seconds east 290.4 feet, then north 01 Degrees 05 Minutes 53 Seconds east 300 feet, then north 88 Degrees 54 Minutes 07 Seconds west 290.4 feet to the point of beginning and except that part of the Northwest Quarter of the Southwest Quarter described as follows; commencing at said west quarter corner of Section 16, then south 01 Degrees 05 Minutes 53 Seconds west assumed bearing, along said west line of the Northwest Quarter of the Southwest Quarter, 884 feet to the point of beginning of the exception to be described, then south 88 Degrees 54 Minutes 07 Seconds east 387.37 feet, then south 01 Degrees 05 Minutes 53 Seconds west 438.13 feet to the south line of said Northwest Quarter of the Southwest Quarter, then southwesterly along said south

line of the Northwest Quarter of the Southwest Quarter to said west line of the Northwest Quarter of the Southwest Quarter, then north 01 Degrees 05 Minutes 53 Seconds east along said west line of the Northwest Quarter of the Southwest Quarter to the point of beginning.

filed a petition with the City Council of the City of Brainerd pursuant to Section 414.033, Subdivision 2 (3) of the Minnesota Statutes. This property is located within Oak Lawn Township of Crow Wing County. This area contains approximately 53 acres of land.

SECTION TWO: That said realty abuts the City of Brainerd and is less than 60 acres in size.

SECTION THREE: That pursuant to Minnesota Statutes Section 414.033, Subdivision 13, the petitioner will see no change in their electric utility service at this time.

SECTION FOUR: That pursuant to Minnesota Statutes Section 414.033, Subdivision 2b, the City of Brainerd has held the required public hearing and notified the town along with all landowners within and contiguous to the area being annexed.

SECTION FIVE: That Council of the City of Brainerd deems the annexation of said realty to the City of Brainerd to be in the best interest of the City of Brainerd and the territory affected and accordingly, said realty is hereby annexed to the City of Brainerd as a R-F (Rural Residential) District so as to become and be part of the City of Brainerd and included within its corporate limits and boundaries thereof.

SECTION SIX: The property taxes payable on the annexed land shall continue to be paid to the affected town for the year in which the annexation becomes effective. If the annexation becomes effective on or before August 1 of a levy year, the City may levy on the annexed area beginning with that same levy year. If the annexation becomes effective after August 1 of a levy year, the town may continue to levy on the annexed area for that levy year, and the City may not levy on the annexed area until the following levy year. The first year following the year when the City could first levy on the annexed area, property taxes on the annexed land shall be paid to the City. However the City shall make a cash payment to the town for the period and in accordance with the following schedule:

- i. In the first year following the year the City could first levy on the annexed area, an amount equal to 90% of the property taxes distributed to the town in regard to the annexed area in the last year the property taxes from the annexed area were payable to the town;
- ii. In the second year, an amount equal to 70%;
- iii. In the third year, an amount equal to 50%;
- iv. In the fourth year, an amount equal to 30%; and
- v. In the fifth year, an amount equal to 10%.

SECTION SEVEN: This Ordinance shall take effect and be in force one week from and after its publication and is further subject to final approval of Minnesota Planning Municipal Boundary Adjustments.

Adopted this 21st day of August, 2000.



LUCY R. NESHEIM

President of the Council

Approved this 22nd day of August, 2000.



JAMES E. WALLIN

Mayor

ATTEST:



DANIEL J. VOGT

City Administrator

Published One Time: August 25, 2000



REC'D, BY AUG 28 2000  
AM 8



REC'D. BY AUG 28 2000  
MMB



Existing  
Limits



REC'D. BY  
MMB  
AUG 28 2000



Proposed  
Limits

Oak Lawn

Brainerd

Oak  
Lawn

Oak  
Lawn

Oak  
Lawn  
Township

Oak  
Lawn

