

**ORDINANCE  
NO. 1419****AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN  
PROPERTY LOCATED IN UNORGANIZED – 1<sup>ST</sup> ASSESSMENT,  
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 the City of Brainerd, the fee owner of certain property in the County of Crow Wing, State of Minnesota, described as follows:

That part of Government Lot Two (2), Section Thirty-four (34), Township One Hundred Thirty-four (134), Range Twenty-eight (28), lying Easterly of Gilbert View Estates, AND Government Lot One (1), Section Thirty-Four (34), Township One Hundred Thirty-four (134), Range Twenty-eight (28), and that part of said Section 34 that lies East of the southerly extension of the west line of said Government Lot 1.

EXCEPT that part thereof described as follows: That part of Government Lot 1, Section 34 and Government Lot 1, Section 35, all in Township 134, Range 28, that lies Northwesterly of the following described line: Beginning at the intersection of the West line of said Government Lot 1, Section 34 and the centerline of Riverside Drive according to the recorded plat of Gilbert View Estates and assuming the West line of said Government Lot 1, Section 34 bears North 00 degrees 05 minutes 58 seconds East; thence North 35 degrees 58 minutes 18 seconds East 453.16 feet; thence 427.83 feet Northeasterly along a curve, tangent to the last described course, concave Southeasterly, having a radius of 1600.00 feet and a central angle of 15 degrees 19 minutes 14 seconds; thence North 51 degrees 17 minutes 32 seconds East, tangent to the last described curve, 298.53 feet; thence 209.92 feet Northeasterly, along a curve, tangent to the last described course, concave Northwesterly, having a radius of 475.00 feet and a central angle of 25 degrees 19 minutes 14 seconds; thence North 25 degrees 58 minutes 18 seconds East, tangent to the last described curve, 988.28 feet; thence 114.20 feet Northeasterly along a curve, tangent to the last described course, concave Southeasterly, having a radius of 350.00 feet and a central angle of 18 degrees 41 minutes 42 seconds; thence North 44 degrees 40 minutes 00 seconds East, tangent to the last described curve, 57.79 feet to the North line of said Government lot 1, Section 35 and said line there terminating.

AND

Government Lot One (1), Section Thirty-five (35), Township One Hundred Thirty-four (134), Range Twenty-eight (28).

EXCEPT that part thereof described as follows: That part of Government Lot 1, Section 34 and Government Lot 1, Section 35, all in Township 134, Range 28, that lies Northwesterly of the following described line: Beginning at the intersection of the West line of said Government Lot 1, Section 34 and the centerline of Riverside Drive according to the recorded plat of Gilbert View Estates and assuming the West line of said Government Lot 1, Section 34 bears North 00 degrees 05 minutes 58 seconds East; thence North 35 degrees 58 minutes 18 seconds East 453.16 feet; thence 427.83 feet Northeasterly along a curve, tangent to the last described course, concave Southeasterly, having a radius of 1600.00 feet and a central angle of 15 degrees 19 minutes 14 seconds; thence North 51 degrees 17 minutes 32 seconds East, tangent to the last described curve, 298.53 feet; thence 209.92 feet Northeasterly, along a curve, tangent to the last described course, concave Northwesterly, having a radius of 475.00 feet and a central angle of 25 degrees 19 minutes 14 seconds; thence North 25 degrees 58

minutes 18 seconds East, tangent to the last described curve, 988.28 feet; thence 114.20 feet Northeasterly along a curve, tangent to the last described course, concave Southeasterly, having a radius of 350.00 feet and a central angle of 18 degrees 41 minutes 42 seconds; thence North 44 degrees 40 minutes 00 seconds East, tangent to the last described curve, 57.79 feet to the North line of said Government lot 1, Section 35 and said line there terminating.

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 Unorganized – 1<sup>st</sup> Assessment of Crow Wing County. This area contains approximately 36.73 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 I-2 (General Industry) District so as to become and be part of the City of Brainerd and included within its corporate limits and boundaries thereof.

SECTION SIX: No property tax reimbursement is required for this Unorganized Territory annexation based on State Statute 414.036 **CITY REIMBURSEMENT TO TOWN TO ANNEX TAXABLE PROPERTY**, which reads as follows:

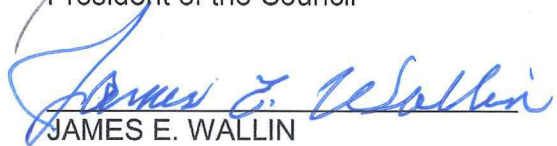
Unless otherwise agreed to by the annexing municipality and the affected town, when an order or other approval under this Chapter annexes part of a town to a municipality, the order or other approval must provide a reimbursement from the municipality to the town for all or part of the taxable property annexed as part of the order.

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 2<sup>nd</sup> day of September, 2014

  
DALE A. PARKS  
President of the Council

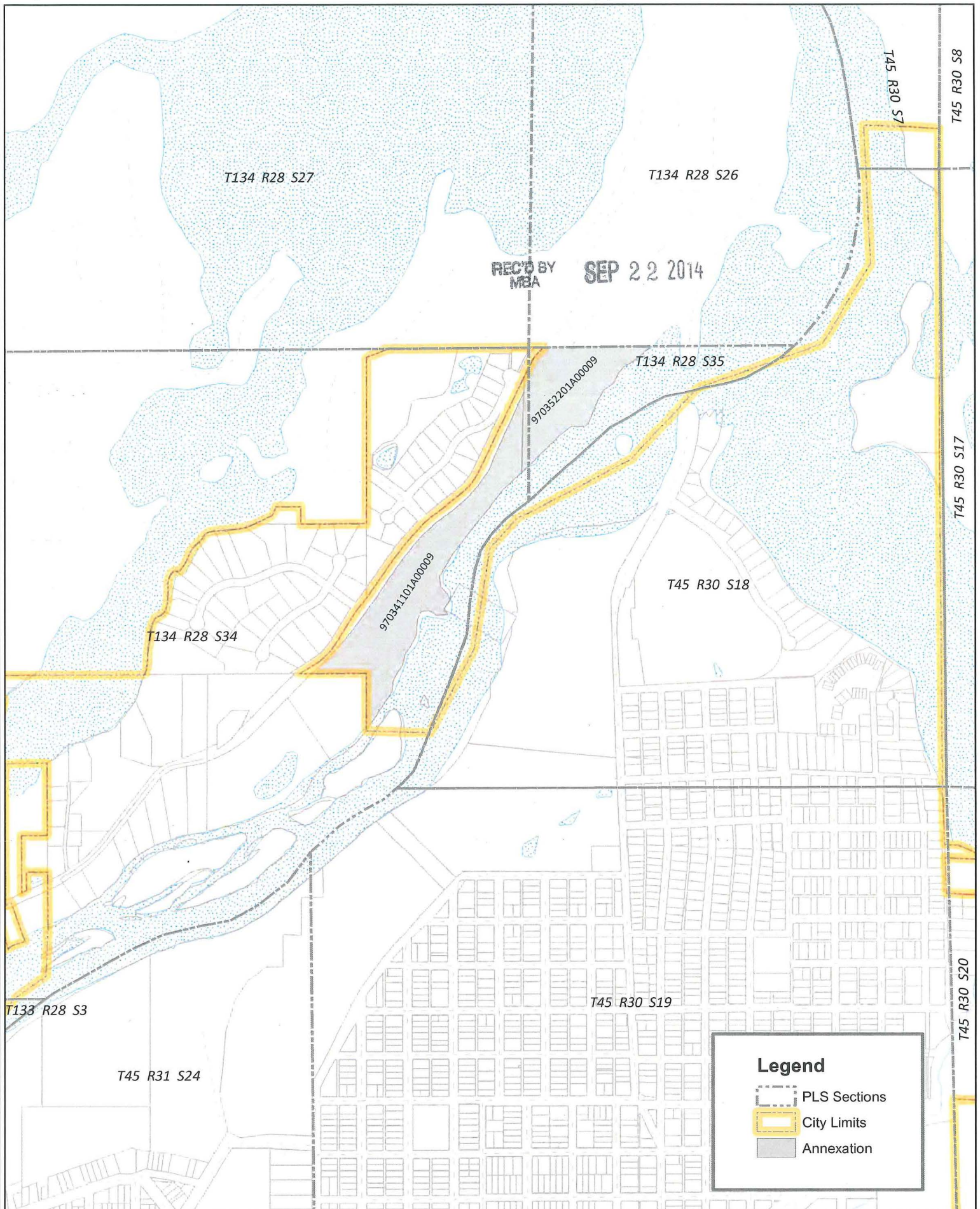
Approved this 3<sup>rd</sup> day of September, 2014

  
JAMES E. WALLIN  
Mayor

ATTEST:




  
PATRICK WUSSOW  
City Administrator

Published: One Time, September 12, 2014



REC'D BY MBA SEP 22 2014

**Legend**

-  PLS Sections
-  City Limits
-  Annexation



*This map is intended for reference purposes only and is not a legally recorded map nor survey. The City of Brainerd shall not be liable for any damages or claims that arise due to accuracy, availability, use, or misuse of the information herein pursuant to MN Statutes 466.03 Subd 21.*

