

**ORDINANCE  
NO. 1423**

**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 Kurt J. LeVasseur, 1338 Pike Bay Rd, Brainerd, MN 56401, the fee owner of certain property in the County of Crow Wing, State of Minnesota, described as follows:

Lot 1 ex the NE'ly 100 ft of Lot 1 more particularly desc as: beg at the SE'ly cor of sd Lot 1 then S 51D 24' W 100 ft then N 38D 36' W to the shore of Rice Lk then NE'ly alg the shore to the NE'ly line of sd Lot 1 then S 38D 36' E alg sd line to the POB, Aud Subd of Part of NE1/4NW1/4 Sec 20-45-35, Crow Wing County, Minnesota.

P.I.N. # 81100000001A009  
Sect/Town/Range: 20/45/30

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 2.04 acres of land.

SECTION TWO: That said realty abuts the City of Brainerd and is less than 120 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 R-1 (Single Family 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, and 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 Municipal Boundary Adjustment Unit.

Adopted this 1<sup>st</sup> day of December, 2014



DALE A. PARKS  
President of the Council

Approved this 2<sup>nd</sup> day of December, 2014



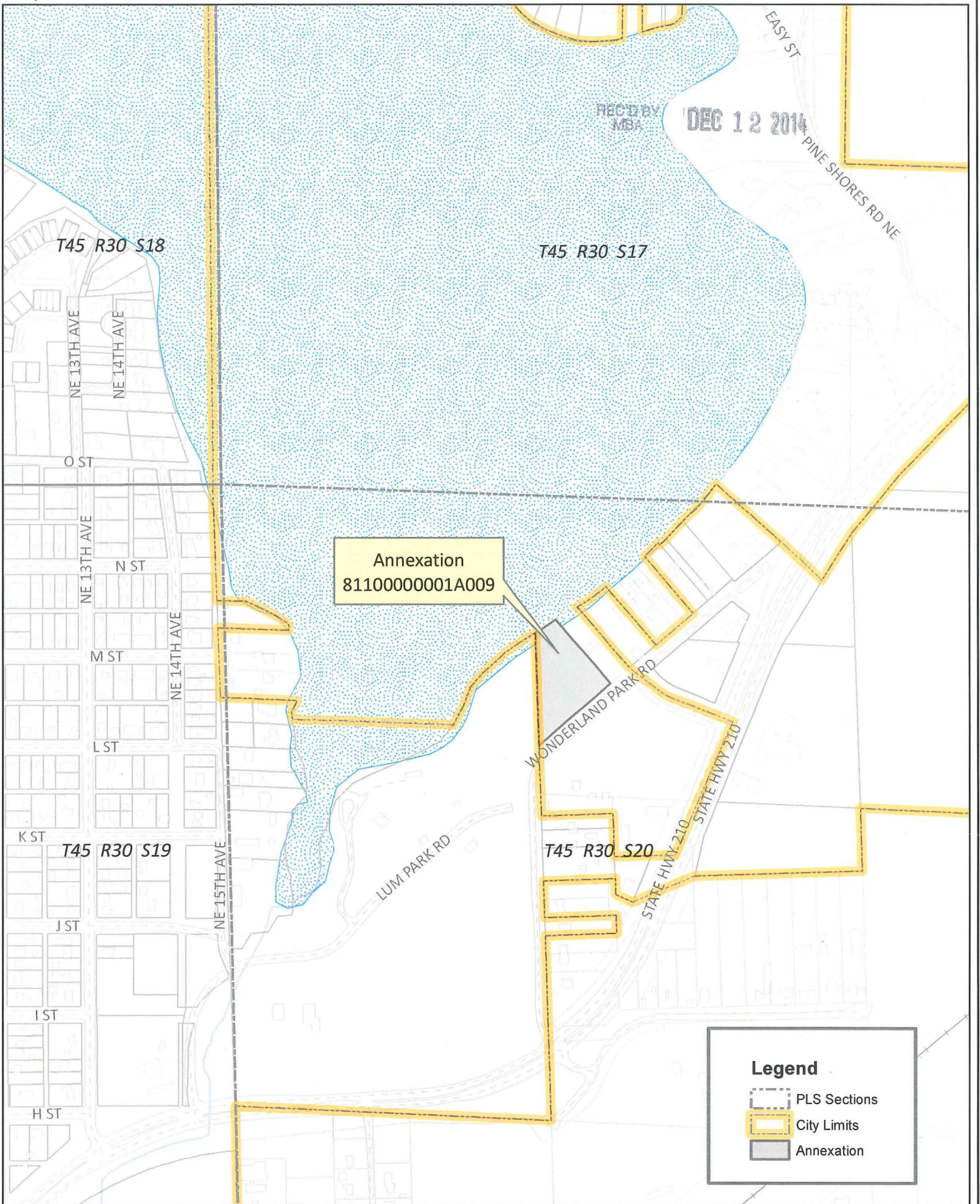
JAMES E. WALLIN  
Mayor

ATTEST:



PATRICK WUSSOW  
City Administrator

Published: One Time, December 5, 2014



Annexation  
81100000001A009

**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.*

