

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Concurrent
Detachment and Annexation of Certain
Real Property from the City of Baxter to
the City of Brainerd (MBAU D-580/A-8078)

NOTICE OF HEARING

Notice is hereby given that a public hearing will **commence at 9:00 a.m. on November 3, 2017**, in the Land Services Building, Meeting Room 1, 322 Laurel Street, Brainerd, Minnesota 56401, before Administrative Law Judge James E. LaFave.

The parties to this proceeding to date are the City of Brainerd and the City of Baxter.

The City of Brainerd has petitioned the state for authority to concurrently detach certain real property (Property) from the City of Baxter and annex said Property to the City of Brainerd. The hearing will be conducted pursuant to the procedures set out in Minn. R. ch. 6000 (2017) as supplemented by Minn. R. 1400.5010-.8400 (2017).

The Property proposed for annexation described as follows:

Parcel 1

The N½ of the NE¼, Section 17, Twp. 133, Range 28 West,

Except that portion of the above described tract lying North and West of County Highway Number 48, and;

Except the West 66 feet of the above described tract lying South of the Southeasterly Right of Way line of County Highway Number 48, and;

Except the East 33 feet lying North of a line described as follows: Commencing on the East line of the N½ of the NE¼ at a point 871.91 feet south of the Northeast corner, then on a bearing of North 66 degrees 17 minutes 50 seconds West a distance of 36.27 feet more or less to a point on a line 33 feet West of and parallel to the East line of the N½ of the NE¼ and there ending, and;

Except that portion of the above described tract lying southeasterly of a line described as follows: Commencing on the east line of the N½ of the NE¼ at a point 74.33 feet North of the Southeast corner, then on a bearing of South 61 degrees 48 minutes 18 seconds West a distance of 161.63 feet more or less to a point on the South line of the N½ of the NE¼ located 143.52 feet West of the Southeast

corner, and there ending.

Parcels 2 and 3

That part of Government Lot 1 and Government Lot 2, Section 17, Township 133, North, Range 28 West, Crow Wing County, Minnesota, described as follows:

Commencing at the northeast corner of said Government Lot 1; thence South 87 degrees 17 minutes 01 seconds West, bearings are based on the City of Baxter Coordinate system, 1762.89 feet along the north line of said Government Lot 1 and along the north line of said Government Lot 2 to an iron monument, on the westerly line of the tract described in Document Number 402922 on record in the Crow Wing County Recorder's Office; thence South 39 degrees 54 minutes 55 seconds East, a distance of 171.04 feet along said westerly line of the tract described Document Number 402922 to an iron monument, said point being the point of beginning; thence reversing course North 39 degrees 54 minutes 55 seconds West, a distance of 171.04 feet, along said westerly line of the tract described Document Number 402922 to an iron monument on the north line of said Government Lot 2; thence North 87 degrees 17 minutes 01 seconds East, along the north line of said Government Lot 2 and along the north line of said Government Lot 1, a distance of 1576.88 feet; thence South 61 degrees 48 minutes 18 seconds West, a distance of 43.81 feet; thence southwesterly 199.14 feet along a tangential curve concave to the southeast, said curve having a radius of 430.00 feet and a central angle of 26 degrees 32 minutes 05 seconds; thence westerly and southerly 234.94 feet along a non-tangential curve concave to the southeast, said curve having a radius of 80.00 feet, a central angle of 168 degrees 15 minutes 54 seconds and a chord bearing of South 35 degrees 48 minutes 00 seconds West; thence South 34 degrees 11 minutes 30 seconds West, not tangent to the last described curve, a distance of 346.79 feet; thence South 31 degrees 22 minutes 34 seconds East, a distance of 544 feet, more or less, to the northwesterly bank of the Mississippi River; thence southerly, westerly and northwesterly along said bank of the Mississippi River to the intersection with a line that bears South 03 degrees 05 minutes 05 seconds West from the point of beginning; thence North 03 degrees 05 minutes 05 seconds East, a distance of 929 feet more or less to the point of beginning. Said tract contains 42.3 acres, more or less, and is subject to all restrictions, reservation and easements of record, if any.

Parcels 4, 5, and 6

Lots 11, 12, and 13, Block 1 of Wildwood Addition, Section 17, Township 133, North, Range 28 West, Crow Wing County, Minnesota.


Parcel 7

Outlot A, Norway Hills, City of Baxter, Minnesota Section 17, Township 133, North, Range 28 West, Crow Wing County, Minnesota.

Following the close of the hearing, the Administrative Law Judge will issue a written final decision pursuant to Minn. Stat. § 414.09 (2016).

Any questions concerning the proposed annexation, or requests for accommodation for a disability in order to participate in this hearing, should be directed to Star Holman, State Program Administrator Senior, at *star.holman@state.mn.us* or (651) 361-7909.

Dated: October 16, 2017


JAMES E. LAFAVE
Administrative Law Judge