

**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**

Ordinance No.: 1091

THE CITY COUNCIL OF THE CITY OF BRAINERD DOES ORDAIN:

SECTION ONE: That Charles H. and June M. Elvig, the fee owners of certain property in the County of Crow Wing, State of Minnesota, described as follows:

The east 330 feet of the Northwest Quarter of the Southwest Quarter except Highway, Section 29, Township 45, Range 30, Crow Wing County, Minnesota, and, That certain tract of land lying within the following delineated metes and bounds to wit: starting at the quarter section post of corner between Section's 29 & 30 Twp 45-30 running east on the quarter section line of said Section 29 a distance of 630 feet to a point of beginning, then running south 2 Degrees 16 Minutes east a distance of 1335.8 feet then running north 88 Degrees 56 Minutes east a distance of 160 feet then running north 2 Degrees 16 Minutes west a distance of 1329.1 feet more or less to the quarter section line of said Section 29; then running west on said quarter section line a distance of 160 feet to the place of beginning except highway. That part of the Northwest Quarter of the Southwest Quarter beginning at the point on the north line of said quarter which is 629 feet east assumed bearing of the northwest corner of said quarter then east 9 feet along the north line of said quarter then south 2 Degrees 16 Minutes east to the south line of said quarter then westerly 9 feet along south line then north 2 Degrees 16 Minutes to the point of beginning, Section 29, Township 45, Range 30, Crow Wing County, Minnesota, and, part of the Northwest Quarter of the Southwest Quarter that said tract of land lying with the following delineated metes and bounds; to wit; starting at the quarter section post or corner between Section 29 & 30 in Township 45, Range 30, and running east on quarter section line of said Section 29, a distance of 798 feet to the point of beginning; thence running south, 2 Degrees, 16 Minutes east a distance of 1335.8 feet; then running north 88 Degrees 56 Minutes east a distance of 200 feet; then running north 2 Degrees 16 Minutes, west a distance of 1329.1 feet to the quarter section line then west on said quarter section line a distance of 200 feet to the point of beginning, except highway, Section 29, Township 45, Range 30, Crow Wing County, Minnesota, and, The east 726 feet of the Southwest Quarter of the Southwest Quarter, Section 29, Township 45, Range 30, Crow Wing County, Minnesota.

REC'D. BY MAY 26 2000
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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 43 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,

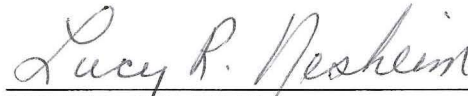
REC'D. BY MAY 26 2000
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property taxes on the annexed land shall be paid to the City. However the City shall make a cash payment to the town for the period and in accordance with the following schedule:

- 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 15th day of May, 2000.



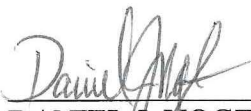
LUCY R. NESHEIM
President of the Council

Approved this 16th day of May, 2000.



JAMES E. WALLIN
Mayor

ATTEST:



DANIEL J. VOGT
City Administrator

Published One Time: 5/19/00

Existing Boundaries

