

REC'D BY
MMB

JUL 13 2004

O R D I N A N C E

No. 1229

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF CERTAIN
PROPERTIES LOCATED IN UNORGANIZED TERRITORY,
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 Ronald and Sharon Stolski, the Fee
owners of certain property in the County of Crow Wing, State of
Minnesota, described as follows:

PT of SESE Described as follows: Commencing at the SE
Corner of said SESE, then North 0 degrees 18 minutes
West 396.5 feet along the East line of said SESE to
the North right of way line of the county HWY; then
South 66 degrees 22 minutes West 235.9 feet along the
said tight of way line to the POB, then North 23
degrees 38 minutes West 200ft, then South 66 degrees 22
minutes West 100 feet, then South 23 degrees 38
minutes East 200 feet to the North ROW Line of the
County Highway, then North 66 degrees 22 minutes East
100 feet along said ROW line to the POB. Subject to
an easement of record for CSAH # 20, and adjacent road
way right of way.

Address: 15037 Riverside Drive
P.I.N. #970334400E00009
Section/Township/Range: 33 /134.0 / 28

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 Territory

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of Crow Wing County. This area contains approximately .46 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 **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.

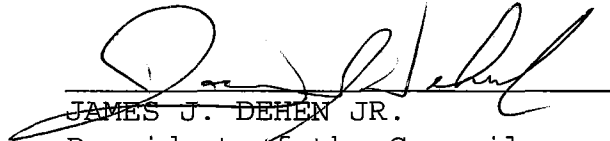
SECTION SIX: The property taxes payable on the annexed land shall continue to be paid to the affected town for the year in which the annexation becomes effective. If the annexation becomes effective on or before August 1, of a levy year, the City may levy on the annexed area beginning with that same 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:

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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 June, 2004.


JAMES J. DEHEN JR.
President of the Council

Approved this 22nd day of June, 2004.


JAMES E. WALLIN
Mayor

ATTEST:


DANIEL J. VOGT
City Administrator

Published: June 25, 2004

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NW1/4 - SW1/4

CURRENT CITY LIMITS

PROPOSED ANNEXATION

SE/4 - SE1/4

GOV'T LOT 5

2 RUSSELL RD

SCENIC ACRES

AT OF PART
VER HEIGHTS
GOV'T LOT
SECTION 3