



Dan Vogt
Brainerd City Administrator
Brainerd City Hall
510 Laurel Street .
Brainerd, MN 56401

September 18, 2000

0003223

Docket Number: A-6359

City of Brainerd
M.S. 414.033, Subd. 2(3)
Ordinance No. 1103

Dear Mr. Vogt:

The Director of the Office of Strategic and Long Range Planning has approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

The law requires that a copy of the annexation ordinance must be delivered immediately by the governing body of the municipality to the appropriate county auditor or auditors, and filed with the township. We recommend that you also file the annexation ordinance with the County Recorder. **This office will file a copy of the ordinance with the Secretary of State.** If you have population in the affected area, please contact the State Demographer's Office at (651) 296-9036 for forms.

The annexation is final upon the date the ordinance is approved by the Director, which is the date of this letter.

Sincerely,

Office of Strategic and Long Range Planning

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

658 Cedar St.
St. Paul, MN 55155

Telephone:
651-284-3383

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state.mn.us

CMS:ry

cc: Crow Wing County Auditor
Al Cottingham, City Planner
State Demographer's Office
Secretary of State

AUG 28 2000

ORDINANCE

NO. 1103

COPY

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 Anderson Brothers Construction Company and James A. Anderson, the fee owners of certain property in the County of Crow Wing, State of Minnesota, described as follows:

The Northwest Quarter of the Southeast Quarter, Section 17, Township 45, Range 30, Crow Wing County, Minnesota except Highway.

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 39.5 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, 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%.

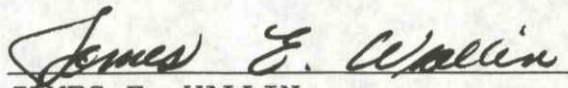
SECTION SEVEN: This Ordinance shall take effect and be in force one week from and after its publication and is further subject to final approval of Minnesota Planning Municipal Boundary Adjustments.

Adopted this 21st day of August, 2000.

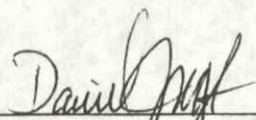


 LUCY R. MESHEIM
 President of the Council

Approved this 22nd day of 2000.



 JAMES E. WALLIN
 Mayor

ATTEST: 

 DANIEL J. VOGT
 City Administrator