

ORDINANCE NO. 2652

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER, MINNESOTA, APPROXIMATELY 18.83 ACRES OF LAND IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 9, AND THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 10, ROCHESTER TOWNSHIP, OLMSTED COUNTY, MINNESOTA.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. A petition has been filed with the Common Council of the City of Rochester, signed by the owner of land described herein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Rochester Township, Olmsted County, Minnesota, and is described as follows:

That part of the Southeast Quarter of the Southwest Quarter of Section 3, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the southeast corner of said Southwest Quarter; thence westerly on a Minnesota State Plane Grid Azimuth from north of 268 degrees 37 minutes 49 seconds azimuth along the south line of said Southwest Quarter 427.60 feet; thence northwesterly 326 degrees 48 minutes 49 seconds azimuth 153.54 feet; thence northerly 341 degrees 42 minutes 27 seconds azimuth 683.41 feet to the southerly corner of Baihly Heights Third Subdivision, according to the plat thereof on file in the County Recorder's Office, Olmsted County, Minnesota; thence northeasterly 43 degrees 10 minutes 38 seconds azimuth along the southeasterly line of said Baihly Heights Third Subdivision 350.00 feet to the southwesterly corner of Baihly Heights Fourth Subdivision, according to the plat thereof on file in the County Recorder's Office, Olmsted County, Minnesota; thence easterly 89 degrees 00 minutes 33 seconds azimuth along the southerly line of said Baihly Heights Fourth Subdivision 309.38 feet to the westerly line of Owen's Re-Subdivision, according to the plat thereof on file in the County Recorder's Office, Olmsted County, Minnesota; thence southerly 179 degrees 00 minutes 33 seconds azimuth 503.54 feet to the southwesterly corner of said Owen's Re-Subdivision; thence easterly 89 degrees 00 minutes 33 seconds azimuth along the southerly line of said Owen's Re-Subdivision 159.40 feet to the east line of said Southwest Quarter, also being the northwesterly corner of Lot 11 of "Sunny Slopes", according to the plat thereof on file in the County Recorder's Office, Olmsted County, Minnesota; thence southerly 179 degrees 00 minutes 33 seconds azimuth along said east line, also being the west line of said "Sunny Slopes" 527.10 feet to the southwesterly corner of said "Sunny Slopes" and the point of beginning.

Said tract contains 12.10 acres more or less.

TOGETHER WITH that part of the Northwest Quarter of the Northeast Quarter and of the Northeast Quarter of the Northwest Quarter of Section 10, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the northwest corner of said Northwest Quarter of the Northeast Quarter, also being the southwest corner "Sunny Slopes" according to the plat thereof on file in the County Recorder's Office, Olmsted County, Minnesota; thence easterly 89 degrees 07 minutes 13 seconds azimuth along the north line of said Northwest Quarter of the Northeast Quarter, also being the south line of said "Sunny Slopes" 268.83 feet to the southeast corner of Lot 13 of said "Sunny Slopes"; thence southerly 179 degrees 07 minutes 13 seconds azimuth 205.00 feet; thence easterly 89 degrees 07 minutes 13 seconds azimuth 165.00 feet; thence southerly 179 degrees 07 minutes 13 seconds azimuth 194.24 feet; thence southwesterly 214 degrees 53 minutes 44 seconds azimuth 268.74 feet; thence westerly 107.66 feet on a nontangential curve concave northerly, having a radius of 262.50 feet, a central angle of 23 degrees 30 minutes 00 seconds and a chord azimuth of 288 degrees 38 minutes 44 seconds; thence northwesterly 300 degrees 23 minutes 44 seconds azimuth 102.52 feet; thence northwesterly 123.99 feet on a tangential curve concave southwesterly, having a radius of 637.50 feet and a central angle of 11 degrees 08 minutes 37 seconds; thence westerly 289 degrees 15 minutes 07 seconds azimuth 54.85 feet; thence northeasterly 26 degrees 07 minutes 13 seconds azimuth 149.99 feet; thence northwesterly 296 degrees 07 minutes 13 seconds azimuth 363.63 feet; thence northwesterly 326 degrees 48 minutes 49 seconds azimuth 181.45 feet to the north line of said Northeast Quarter of the Northwest Quarter; thence easterly 88 degrees 37 minutes 49 seconds azimuth 427.60 feet along said north line to the point of beginning.

Said tract contains 6.73 acres more or less.

Total combined tracts contain 18.83 acres more or less.

Said petition has also been filed with the Town Board of Rochester Township, with the County Board of the County of Olmsted, and with the Minnesota Municipal Board, and the Town Board of Rochester Township has notified the City that it has no objections to the annexation of the above-described land.

Section 2. The quantity of land included in said petition is approximately 18.83 acres in size.

Section 3. The Common Council of the City of Rochester does hereby determine that the land described in Section 1 abuts upon the present territorial limits of the City of Rochester, is so conditioned as to be properly subjected to municipal government, and the annexation of said

land will be in the best interest of the City of Rochester and the land described.

Section 4. Therefore, the land described in Section 1 above is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as effectually as if it had originally been a part thereof.

Section 5. Present and future owners of the lands annexed by this ordinance are hereby notified that in addition to the usual assessments, it is the intention of the Common Council to assess against benefited property all or a portion of the cost of any storm sewer, water tower, and trunk line sanitary sewer construction, heretofore or hereafter undertaken to serve the area annexed.

Section 6. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy hereof with the Minnesota Municipal board, the Rochester Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 18 DAY OF Sept, 1989.

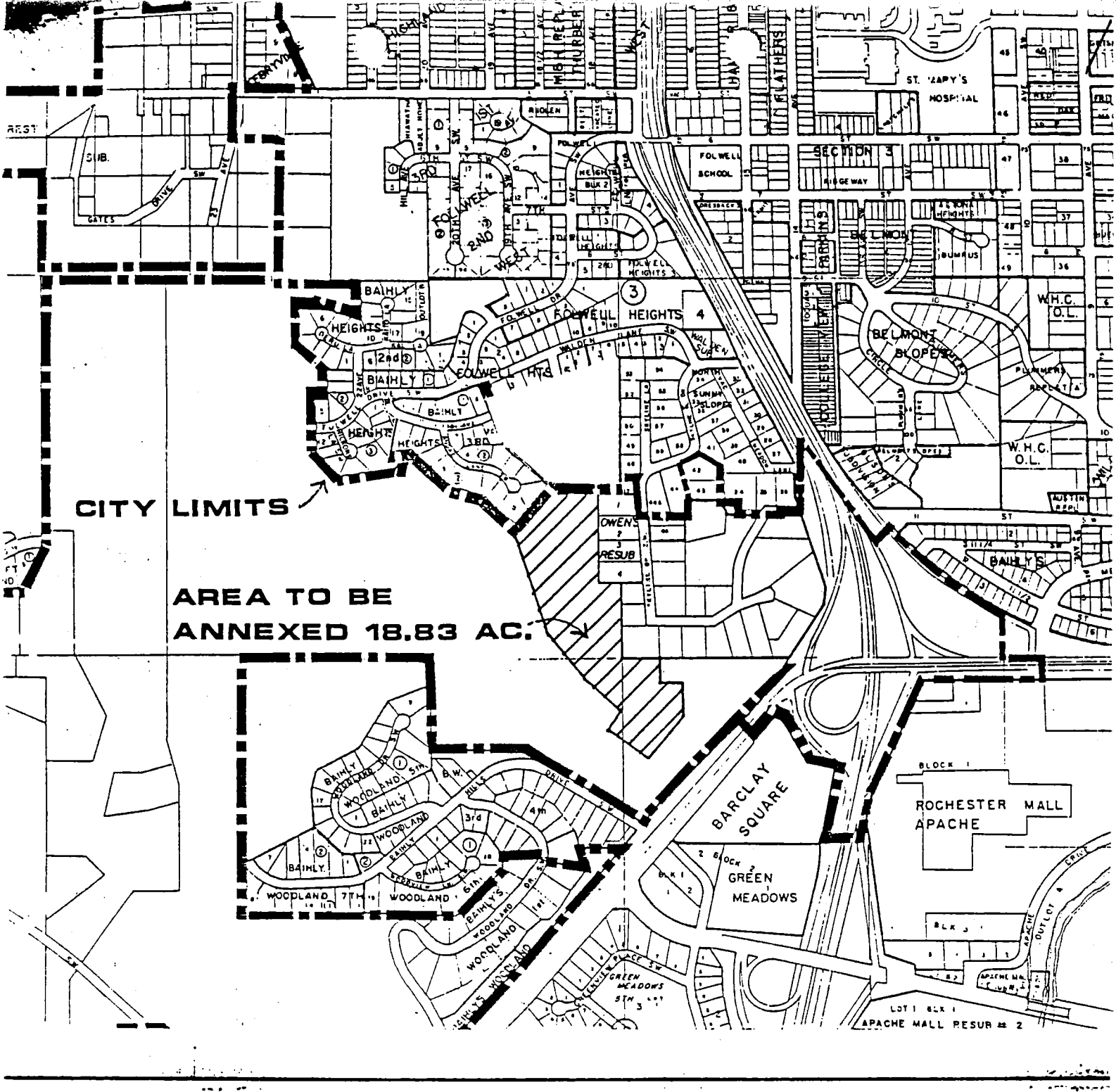
Janey B. Selby
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Carolee A. Groom
CITY CLERK

APPROVED THIS 19 DAY OF Sept, 1989.

Chuck Lyzalko
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)



ROCHESTER, MN

REC'D. BY SEP 22 1989
 MMB