

REC'D. BY  
MME OCT 20 1997

ORDINANCE NO. 3125

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 123.3 ACRES OF LAND LOCATED IN THE EAST HALF OF SECTION 9, TOWNSHIP 106 NORTH, RANGE 14 WEST, OLNSTED 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 owners 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 the Rochester Township, Olmsted County, Minnesota, and is described as follows:

That part of the East Half of Section 9, Township 106 North, Range 14 West as described as follows:

Commencing at the Southwest corner of the East Half of the Northeast Quarter of said Section 9; thence North 89 degrees 48 minutes 07 seconds East, assumed bearing along the South line of said East Half of the Northeast Quarter, 696.16 feet; thence North 30 degrees 00 minutes 02 seconds West, 267.05 feet; thence Northwesterly along a tangential curve, concave southwesterly, radius of 1772.03 feet, and a delta angle of 12 degrees 08 minutes 04 seconds for a point of beginning; thence continue along said concave southwesterly curve, radius of 1772.03, and a delta angle of 10 degrees 39 minutes 02 seconds to the southeasterly line of the land described in a deed recorded in Book 393 of Deeds on page 881 in the office of the Olmsted County Recorder (the total chord of said curve described in the previous two courses bears North 41 degrees 23 minutes 35 seconds West); (the next two courses are along the southeasterly and southwesterly line of said land described in Book 393 of Deeds on page 881) thence South 46 degrees 13 minutes 23 seconds West, 8.55 feet; thence

Northwesterly 141.82 feet (previously described 143.00 feet) along a nontangential curve, concave southwesterly, radius of 1762.95 feet, delta angle of 15 degrees 21 minutes 25 seconds and the chord of said curve bears North 55 degrees 43 minutes 05 seconds West, 141.78 feet to the west line of said East Half of the Northeast Quarter; thence North along said West line to a point lying 573.68 feet South of the northeast corner of the West One-Half of the Northeast Quarter of Section 9; thence South 88 degrees 20 minutes 50 seconds West, 42.00 feet; thence North 46 degrees 17 minutes 43 seconds West, 217.46 feet (deed 214.3); thence North 03 degrees 50 minutes 15 seconds West, 248.77 feet; thence South 84 degrees 36 minutes 56 seconds East, 38.40 feet; thence North 01 degree 35 minutes 57 seconds West, 175.23 feet to a point on the north line 1150.40 feet East of the northwest corner of the Northeast Quarter of Section 9; thence South 89 degrees 36 minutes 50 seconds East along the north line of said Northeast Quarter, 351.70 feet; thence South 26 degrees 50 minutes 14 seconds East, 572.29; thence North 60 degrees 59 minutes 31 seconds East, 239.20 feet; thence South 36 degrees 51 minutes 08 seconds East, 379.96 feet; thence South 25 degrees 18 minutes 29 seconds East, 392.30 feet; thence South 14 degrees 48 minutes 23 seconds East, 263.65 feet to the northwest corner of Bell Oaks Subdivision; thence South 14 degrees 47 minutes 52 seconds East, 172.35 feet; thence South 01 degree 47 minutes 52 seconds East, 332.00 feet; thence South 87 degrees 52 minutes 08 seconds West, 66.72 feet; thence South 87 degrees 53 minutes 17 seconds West, 229.10 feet; thence North 88 degrees 40 minutes 56 seconds West, 180.00 feet; thence South 45 degrees 04 minutes 04 seconds West, 408.53 feet to the point of beginning.

Section 2. The total quantity of land included in said petition is approximately 123.3 acres in size.

Section 3. On September 3, 1997, the Common Council held a public hearing to consider this annexation petition after providing written notice of the hearing, by registered mail, to the property owner, the Rochester Township officers, and the adjacent property owners.

Section 4. Pursuant to Minn. Stat. §414.033, subd. 13, the City notified the petitioners that the cost of electric service may change if the land is annexed to the City of Rochester.

Section 5. Pursuant to Minn. Stat. §60.328, the City invokes the H Holding Zone district for the land described in section 1.

Section 6. Following the public hearing, the Common Council of the City of Rochester determined that the land is completely surrounded by land within the municipal limits and the land is or will soon become urban or suburban in character.

Section 7. Therefore, pursuant to Minn. Stat. §414.033, subd. 2(2), 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 8. 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 benefitted property all or a portion of the cost of any storm sewer, water tower, pumping station, and trunk line sanitary sewer construction, heretofore or hereafter undertaken to serve the area annexed.

Section 9. 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 6TH DAY OF OCTOBER, 1997.

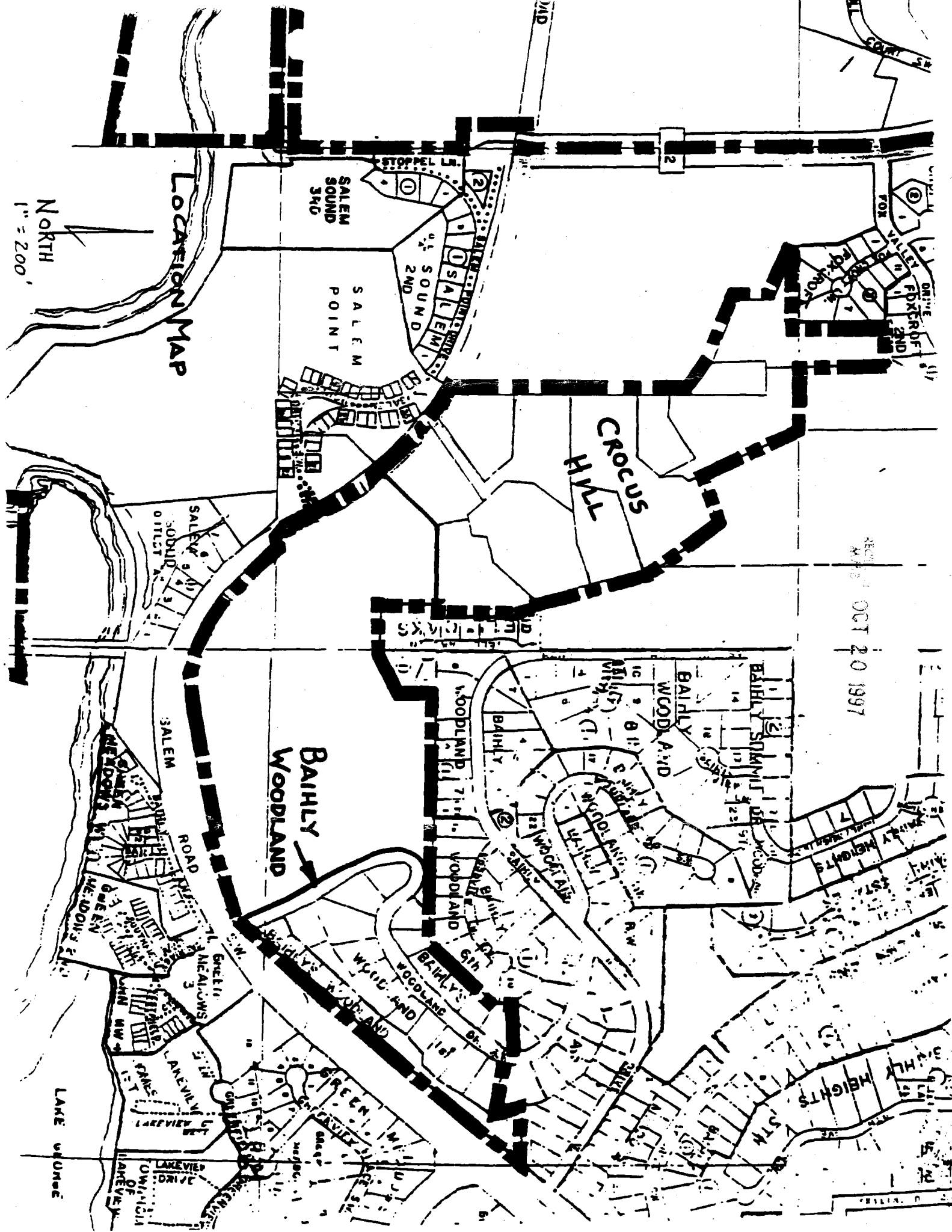
*John Thunzler*  
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: *Judy Key*  
CITY CLERK

APPROVED THIS 7th DAY OF OCTOBER, 1997.

*C. J. Confield*  
MAYOR OF SAID CITY

(Seal of the City of Rochester, Minnesota)



LOCATION MAP

North  
1" = 200'

OCT 20 1997

CROCUS HILL

BAILEY WOODLAND

LAKE VERNON