

ORDINANCE NO. 3165

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 10.96 ACRES OF LAND LOCATED IN A PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF SECTION 32, TOWNSHIP 107 NORTH, RANGE 14 WEST, 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 Cascade Township, Olmsted County, Minnesota, and is described as follows:

PARCEL A

That part of the Northwest Quarter of Section 32, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the northwest corner of said Northwest Quarter; thence South 02 degrees 29 minutes 44 seconds East, assumed bearing, along the west line thereof, 706.90 feet to the centerline of 7th Street NW; thence South 81 degrees 49 minutes 28 seconds East along said centerline, 658.00 feet; thence South 08 degrees 10 minutes 32 seconds West, 785.00 feet; thence South 39 degrees 10 minutes 32 seconds West, 35.13 feet for the point of beginning (said point being the westerly edge of the Rochester City Limits as described in Ordinance No. 3021 recorded on March 27, 1996, as Document No. 723837 in the Olmsted County Recorder's Office); thence continue South 39 degrees 10 minutes 32 seconds West, 174.87 feet; thence South 88 degrees 13 minutes 08 seconds West, 361.67 feet to the west line of said Northwest Quarter; thence

South 02 degrees 29 minutes 44 seconds East along said west line, 410.00 feet; thence North 87 degrees 30 minutes 57 seconds East, 375.51 feet; thence North 39 degrees 10 minutes 32 seconds East, 456.14 feet to the southerly edge of said Rochester City Limits (the next 2 courses are along said southerly and westerly edges of the City limits); thence North 81 degrees 49 minutes 28 seconds West, 185.69 feet; thence North 09 degrees 00 minutes 37 seconds West, 162.13 feet to the point of beginning.

Containing 5.15 acres more or less

PARCEL B

That part of the Southeast Quarter of the Northwest Quarter of Section 32, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southeast corner of MANOR WOODS WEST SEVENTH SUBDIVISION; thence South 83 degrees 51 minutes 28 seconds West, assumed bearing, along the southerly line of said MANOR WOODS WEST SEVENTH SUBDIVISION, 11.59 feet for the point of beginning (said point of beginning being on a line which is 620.00 feet westerly of, and parallel with, the west line of COUNTRY CLUB MANOR TENTH SUBDIVISION and its prolongation) (the next 4 courses are along the southerly line of said MANOR WOODS WEST SEVENTH SUBDIVISION); thence continue South 83 degrees 51 minutes 28 seconds West, 188.41 feet; thence North 68 degrees 52 minutes 35 seconds West, 246.13 feet; thence North 61 degrees 34 minutes 54 seconds East, 69.82 feet; thence North 80 degrees 37 minutes 40 seconds West, 284.00 feet to the southeast corner of Lot 5, Block 2, MANOR WOODS WEST SEVENTH SUBDIVISION; thence South 09 degrees 22 minutes 20 seconds West, 60.75 feet; thence South 39 degrees 23 minutes 50 seconds East, 768.97 feet; thence North 47 degrees 31 minutes 51 seconds East, 382.90 feet to the westerly line of MANOR WOODS WEST FOURTH SUBDIVISION; (said westerly line being 620.00 feet westerly of, and parallel with, the west line of COUNTRY CLUB MANOR TENTH SUBDIVISION); thence North 00 degrees 28 minutes 42 seconds West, along said parallel line, 247.63 feet to the point of beginning.

Containing 5.81 acres, more or less.

Section 2. The total quantity of land included in said petition is approximately 10.96 acres in size.

Section 3. On March 16, 1998, 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 Cascade 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. Following the public hearing, the Common Council of the City of Rochester determined that the land abuts the municipal limits, is less than 60 acres in area, the annexation petition is signed by all property owners of the land described in Section 1, and the land is or will soon become urban or suburban in character.

Section 6. Therefore, pursuant to Minn. Stat. §414.033, subd. 2(3), 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 7. 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 8. 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 Cascade Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 20TH DAY OF APRIL, 1998.



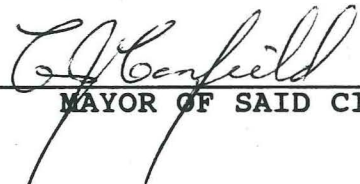
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:



CITY CLERK

APPROVED THIS 21ST DAY OF APRIL, 1998.



MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

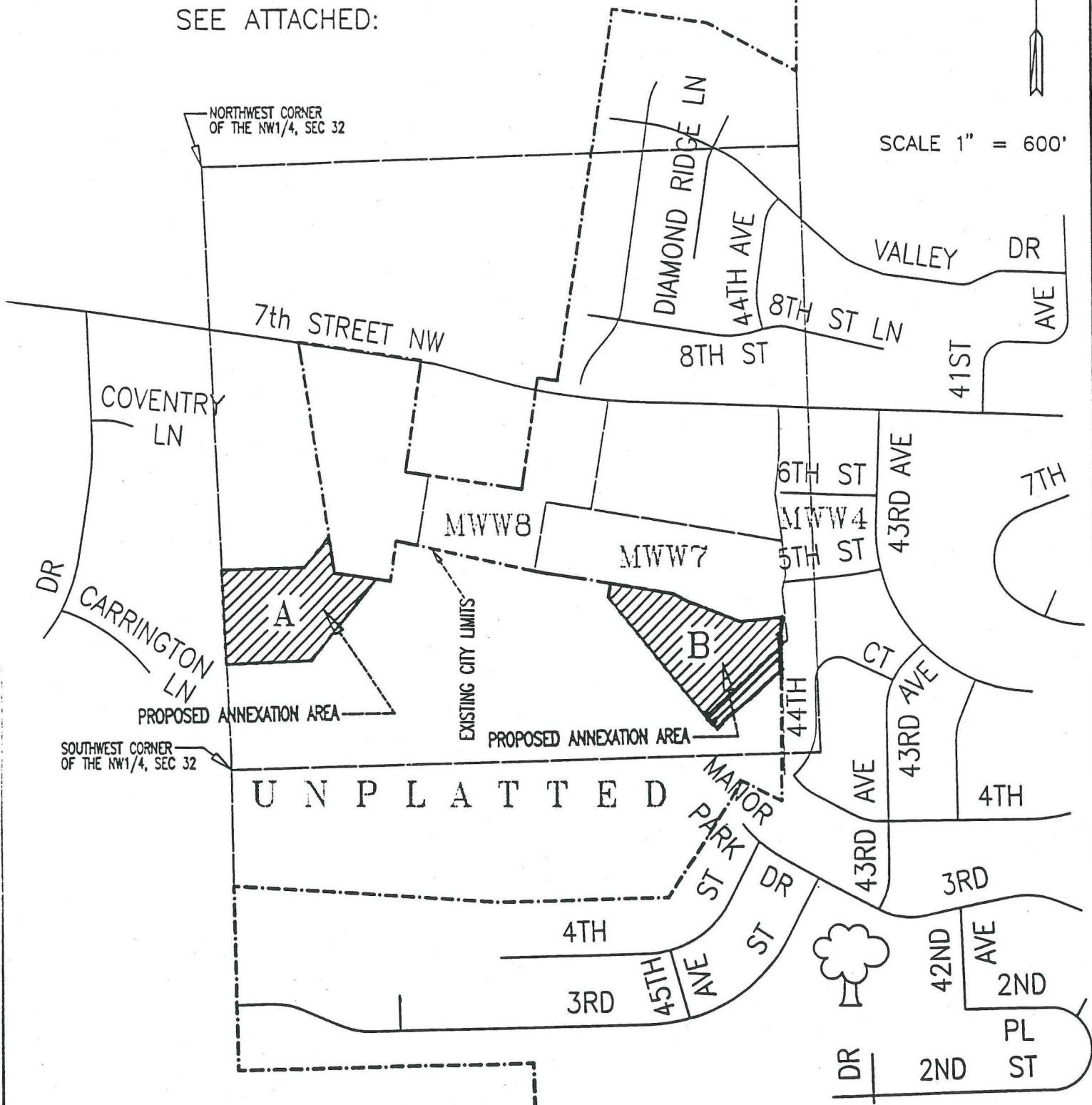
ANNEXATION EXHIBIT

REC'D. BY APR 22 1998
MAM B

DESCRIPTION:
SEE ATTACHED:



SCALE 1" = 600'



FOR :
FORBROOK-BIGELOW DEVELOPMENT
PO BOX 1373
BYRON, MINNESOTA
55920

McGhie
Consulting Engineers



Betts, Inc.
Land Surveyors

1648 3rd AVE. S.E.

Rochester, MN 55904

507-289-3818

SCALE: 1" = 600'

DRAWN BY: BWC

DATE: 01/30/98 / 2/11/98

ACCT. NO.: 1121A\7593

CADD NO.: 7593