

4155

E-11

REC'D BY
MBA

MAY 12 2014

ORDINANCE NO. _____

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 39.78 ACRES OF LAND LOCATED IN A PART OF THE NORTHWEST QUARTER OF SECTION 22, TOWNSHIP 106 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 City of Rochester requesting the Common Council to annex said land to the City of Rochester. The land described in the petition for annexation is described as follows:

That part of the Northwest Quarter of Section 22, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the northwest corner of the Northwest Quarter of said Section 22; thence North 88 degrees 51 minutes 12 seconds East, assumed bearing, along the north line of said Northwest Quarter, 1037.25 feet; thence South 01 degree 33 minutes 48 seconds East, 242.00 feet; thence North 88 degrees 51 minutes 12 seconds East, 753.23 feet to the southwest corner of HENKE HEIGHTS SUBDIVISION; thence North 88 degrees 51 minutes 12 seconds East, along the south line of HENKE HEIGHTS SUBDIVISION, 846.46 feet to the east line of said Northwest Quarter; thence South 01 degree 04 minutes 48 seconds East, along said east line, 563.46 feet to a point which is 1818.55 feet northerly of the southeast corner of said Northwest Quarter; thence South 88 degrees 55 minutes 12 seconds West, 2635.14 feet to the west line of said Northwest Quarter; thence North 01 degree 21 minutes 17 seconds West, along said west line, 802.39 feet to the point of beginning

Containing 39.78 acres, more or less.

Section 2. The total quantity of land included in the petition is approximately 39.78 acres in size.

Section 3. On May 5, 2014, the Common Council held a public hearing to consider this annexation petition after providing written notice of the hearing, by certified mail, to the property owners, the Rochester Township officers, and the adjacent property owners.

Section 4. The City provided notification to the petitioners pursuant to Minn. Stat. §414.033, subd. 2b, 11, 12 and 13 if applicable to this petitioned annexation.

Section 5. Following the public hearing, the Common Council of the City of Rochester determined that the land abuts the municipality and the area to be annexed is 120 acres or less, and the area to be annexed is not presently served by public wastewater facilities or public wastewater facilities are not otherwise available, and the municipality has received a petition for annexation from all the property owners of the land and, as such, the land is or will soon become urban or suburban in character.

Section 6. As provided in Minn. Stat. §414.036, the City shall pay the Township the equivalent of three years' taxes in two years (\$459.30 annually for two years). There are no township special assessments assigned to or portion of township debt attributable to the land described in Section 1.

Section 7. 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 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 benefited 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 Department of Administration – Municipal Boundary Adjustments, 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 5 DAY OF May, 2014.

Randy Sliver
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Ann S. Ream
CITY CLERK

APPROVED THIS 6 DAY OF May, 2014.

Walter F. Boen
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

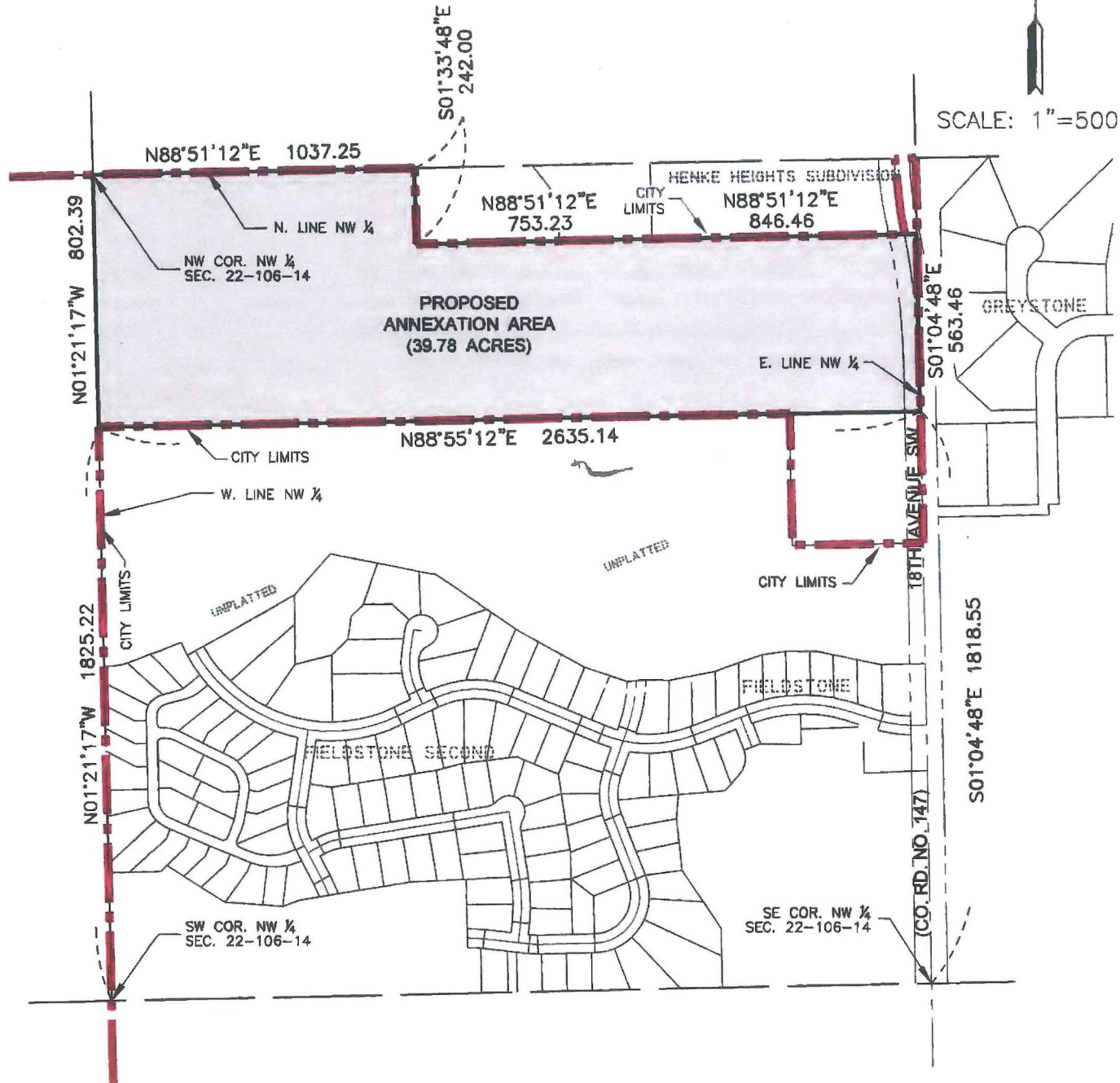
ANNEXATION EXHIBIT

ANNEXATION DESCRIPTION:
(SEE ATTACHED)

REC'D BY
MBA MAY 12 2014



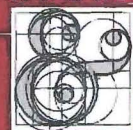
SCALE: 1"=500'



CLIENT: GENE PETERS	
SCALE: 1" = 500'	DRAWN BY: JJR
DATE : 03/26/14	ACCT. NO. : 02405-010
DWG: 02405-010 ANNEX	
FILE NUMBER:	BK. PG.

Land Surveying
Urban-Land Planning
Consulting - Civil
Engineering
Geotechnical Engineering
Construction Material
Testing
Landscape
Architecture
1648 Third Avenue S.E.
Rochester, MN 55904
Telephone 507.285.3919
Facsimile 507.289.7333

McGhie



Betts



email:
mbi@mcgriebetts.com