

West Salem Sound
3rd Subd

ORDINANCE NO. 2992

REC'D. BY JUN 16 1995
M M R

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 10.66 ACRES OF LAND LOCATED IN A PORTION OF THE NORTH HALF OF SECTION 9, 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 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 Rochester Township, Olmsted County, Minnesota, and is described as follows:

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

Commencing at the northwest corner of the Northeast Quarter of said Section 9; thence South 01 degree 19 minutes 04 seconds East, assumed bearing along the west line of said Northeast Quarter, 1748.94 feet to the north line of SALEM SOUND THIRD for the point of beginning; thence South 88 degrees 40 minutes 56 seconds West, along said north line, 7.69 feet to the northwest corner of said SALEM SOUTH THIRD (the next 6 courses are along the west line of said SALEM SOUTH THIRD); thence southerly 108.58 feet along a nontangential curve concave westerly, central angle of 34 degrees 45 minutes 13 seconds, radius of 179.00 feet, and the chord of said curve bears South 18 degrees 41 minutes 40 seconds East, 106.92 feet; thence South 01 degree 19 minutes 04 seconds East, 212.03 feet; thence southerly 47.87 feet along a tangential curve concave northwesterly, central angle of 41 degrees 14 minutes 48 seconds, and radius of 66.50 feet; thence southerly and easterly 163.51 feet along a reverse curve concave northeasterly, central angle of 140 degrees 52 minutes 33 seconds, radius of 66.50 feet, and the chord of said curve bears South 30 degrees 30 minutes 33 seconds East, 125.32 feet; thence South 18 degrees 10 minutes 12 seconds West, 58.82 feet; thence South 01 degree 19 minutes 04 seconds East, 365.00 feet; thence South 89 degrees 17 minutes 19 seconds West, 302.06 feet; thence North 89 degrees 54 minutes 38 seconds West, 141.60 feet; thence North 01 degree 19 minutes 04 seconds West, 941.78 feet; thence South 84 degrees 06 minutes 14 seconds East, 110.00 feet; thence North 05 degrees 53 minutes 46 seconds East, 309.97 feet to the centerline of Old County Road No. 25; thence southeasterly 208.56 feet along said centerline and along a nontangential curve, concave southerly, radius of 5729.58 feet, central angle of 02 degrees 05 minutes 08 seconds, and the chord of said curve bears South 82 degrees 53 minutes 11 seconds East, 208.55 feet to the west line of SALEM SOUTH THIRD (the next 3 courses are along said

west line); thence South 01 degrees 19 minutes 04 seconds East, 179.00 feet; thence southeasterly 133.01 feet along a tangential curve, concave easterly, radius of 200.00 feet, central angle of 38 degrees 06 minutes 20 seconds, and the chord of said curve bears South 20 degrees 22 minutes 14 seconds East, 130.58 feet; thence southeasterly 25.93 feet along a reverse curve, concave westerly, radius of 200.00 feet, central angle of 07 degrees 25 minutes 44 seconds, and the chord of said curve bears South 35 degrees 42 minutes 32 seconds East, 25.91 feet to the north line of SALEM SOUTH THIRD; thence South 88 degrees 40 minutes 56 seconds West, along said north line, 17.25 feet to the point of beginning.

Containing 10.66 acres, more or less.

Section 2. The total quantity of land included in said petition is approximately 10.66 acres in size.

Section 3. On May 1, 1995, 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. 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 5. 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 6. 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 7. 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.

REC'D. BY JUN 16 1995
M M R

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 5 DAY OF June, 1995.

John Hanziker
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

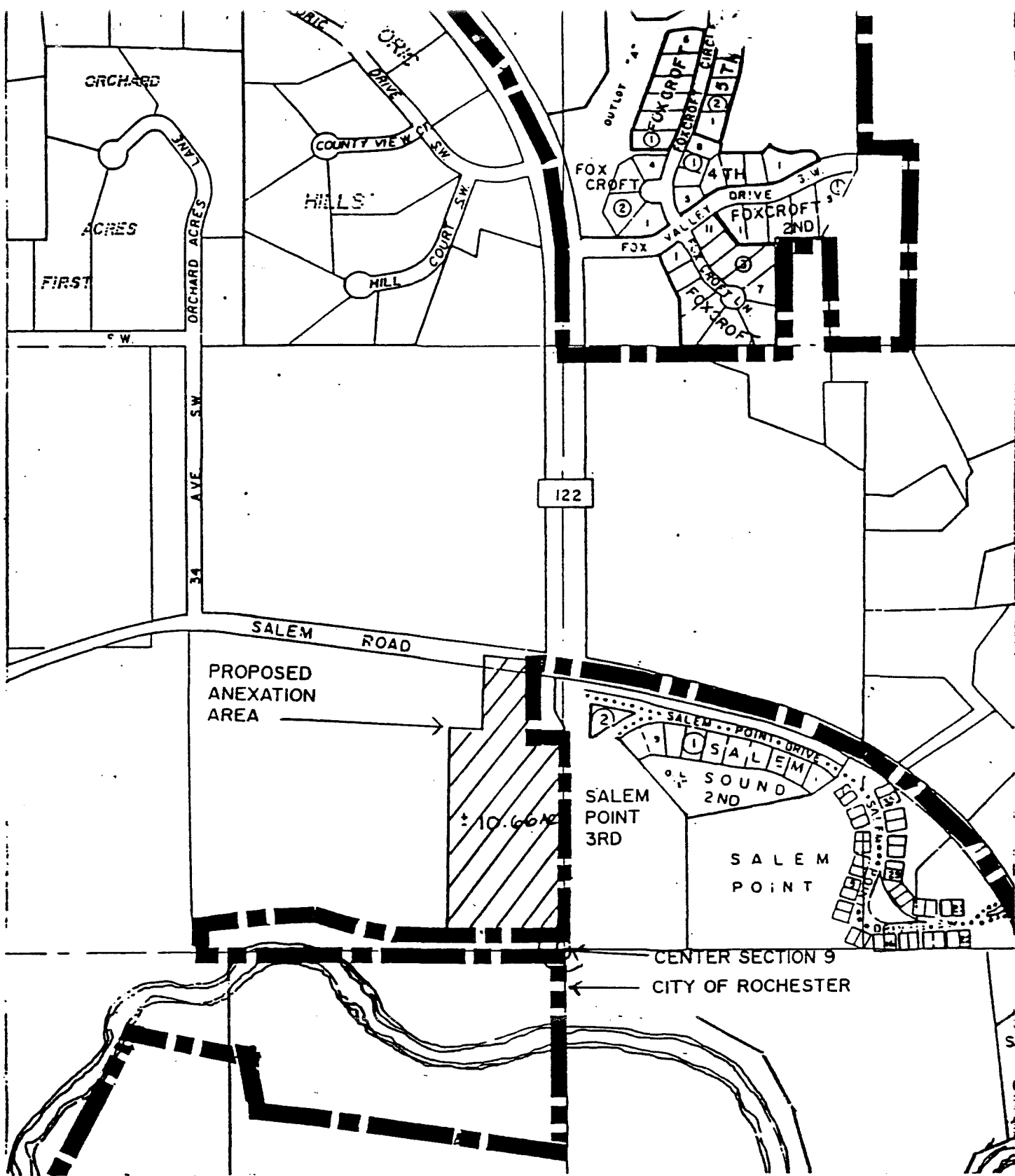
Carole A. Bunnin
CITY CLERK

APPROVED THIS 6 DAY OF June, 1995.

Charles H. Hanziker
MAYOR OF SAID CITY

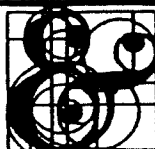
(Seal of the City of
Rochester, Minnesota)

ord\annex95.11



LOWELL PENZ

McGhie
Consulting Engineers



Betts, Inc.
Land Surveyors

ANNEXATION
EXHIBIT

1040 3rd Ave. S.E.

Rochester, MN 55904

507-288-3819

REC'D. BY
M.M.B. JUN 16 1995