

ORDINANCE NO. 3095

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 24.39 ACRES OF LAND LOCATED IN THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 20, 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 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 Cascade Township, Olmsted County, Minnesota, and is described as follows:

Northeast Quarter of Southeast Quarter of Section 20, Township 107 North, Range 14 West, Olmsted County, Minnesota, except the East 330.86 feet thereof, Also excepting from the above described parcel that part thereof located in a tract of land condemned by the County of Olmsted as evidenced by a Final Certificate recorded in the Olmsted County Recorder's Office on September 25, 1995, as Document No. 712376, which tract is described as follows:

Parcel 3 as shown on Olmsted County Right of Way Plat #79, recorded in the office of the Olmsted County Recorder on January 22, 1993, in Book L-5 Miscellaneous Records, page 192 as Document #645749. Being 5.61 acres, more or less, which includes 0.74 acres of existing right-of-way within the said Parcel 3. Together with any and all streets and alleys adjacent thereto, vacated or to be vacated, and together with any and all appurtenant easements.

Together with all easements and rights benefitting or appurtenant thereto, and subject to an easement for C.S.A.H. #4 across the North Boundary thereof.

Section 2. The total quantity of land included in said petition is approximately 24.39 acres in size.

Section 3. On June 2, 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 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 2ND DAY OF JUNE, 1997.

John H. Hartz
PRESIDENT OF SAID COMMON COUNCIL

ATTEST:

Nicky Kay Sten
CITY CLERK

APPROVED THIS 3rd DAY OF JUNE, 1997.

T. A. Campbell
MAYOR OF SAID CITY

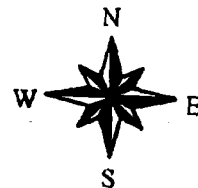
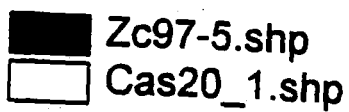
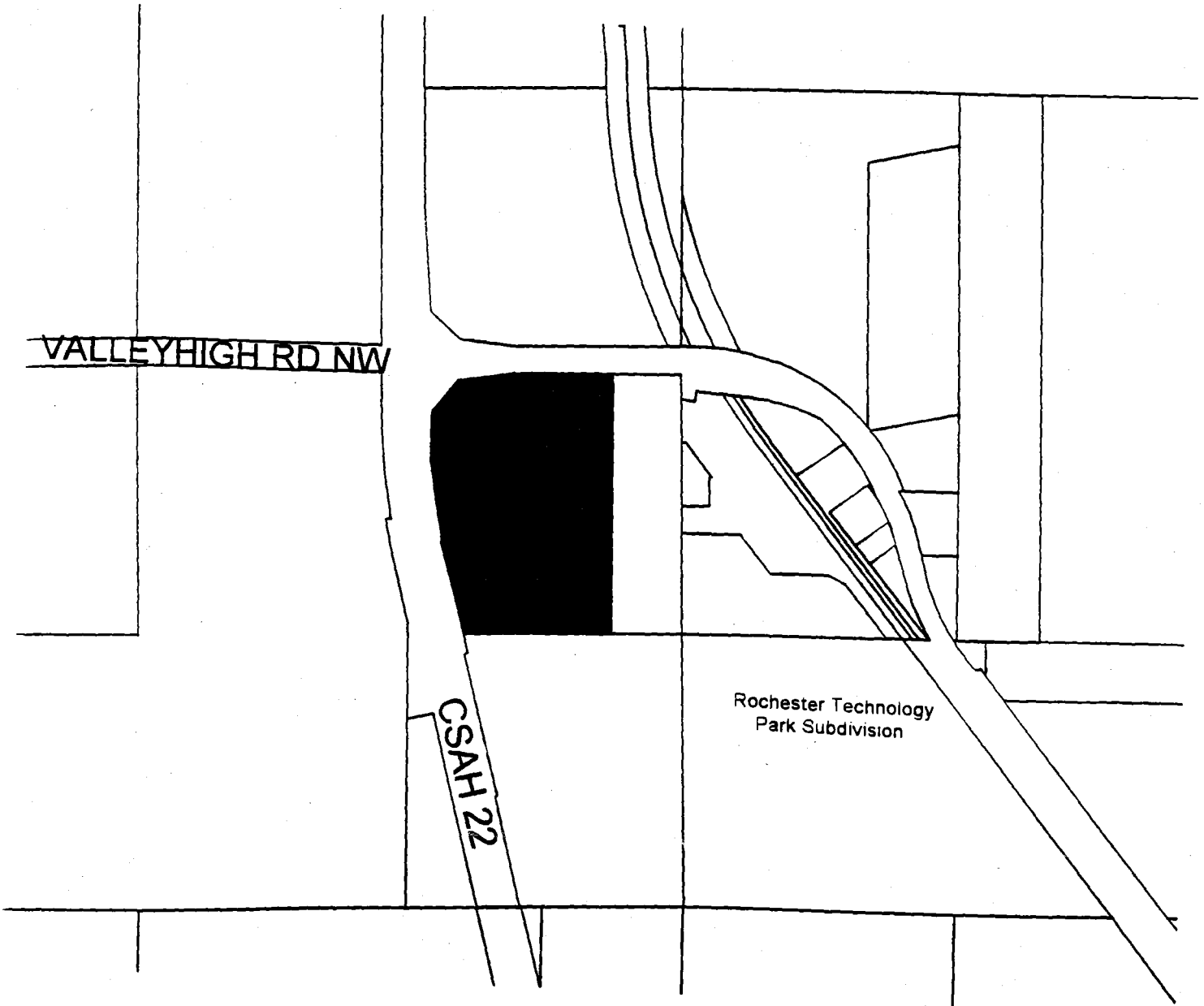
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Rochester, Minnesota)

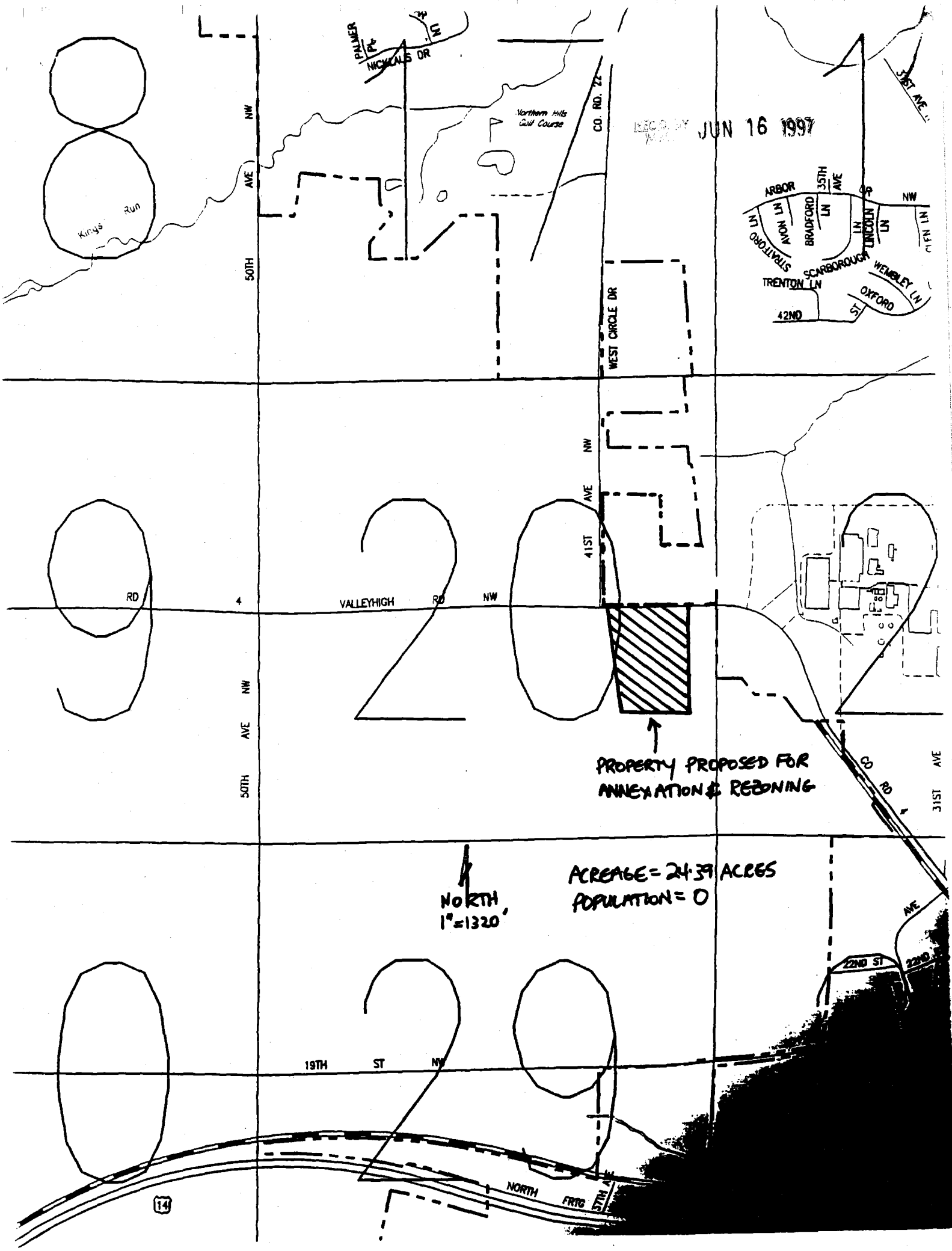
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LOCATION MAP

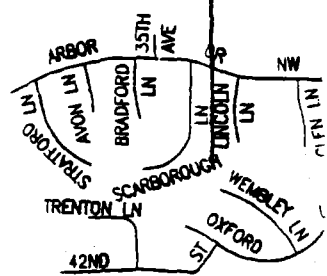
Annex 97-9 & ZC 97-5

REC'D. BY JUN 16 1997
MAB





RECORDED JUN 16 1997



PROPERTY PROPOSED FOR
ANNEXATION & REBONING

NORTH
1"=1320'

ACREAGE=24.39 ACRES
POPULATION=0

14

NORTH
FRTC