

ORDINANCE NO. 3241

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER AND ASSIGN THE H ZONING DISTRICT TO APPROXIMATELY 25.95 ACRES OF LAND LEGALLY DESCRIBED AS A PART OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 24, 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 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 described as follows:

That part of the Northwest Quarter of the Northwest Quarter of Section 24, Township 106, Range 14, Olmsted County, Minnesota, lying northerly of the northerly right of way line of Trunk Highway Number 52 as denoted in State Highway Right of Way Plat No. 55-2; except described as follows: Beginning at the Northwest corner of said Section 24; thence South 01 degree 07 minutes 11 seconds East, assumed bearing, along the West line thereof, 382.39 feet; thence North 89 degrees 33 minutes 29 seconds East, 100.01 feet; thence North 01 degree 07 minutes 11 seconds West, 383.51 feet to the North line of said Section 24; thence South 88 degrees 55 minutes 12 seconds West, along said North line, 100.01 feet to the point of beginning; containing 25.95 acres, more or less. Above tract contains City of Rochester real property (3.00 acres, Doc. #740643).

REC'D BY MAY 13 1999
M.M.D.

Section 2. The total quantity of land included in said petition is approximately 25.95 acres in size.

Section 3. On April 5, 1999, 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. 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 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 if it had originally been a part thereof. Furthermore, the land is assigned the H zoning district as described in R.C.O. §60.328.

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 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 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 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 3rd DAY OF MAY, 1999.

ATTEST: Judy Kay Shorn
CITY CLERK

John H. Hinz
PRESIDENT OF SAID COMMON COUNCIL

APPROVED THIS 4th DAY OF MAY, 1999.

Ed Confield
MAYOR OF SAID CITY

(Seal of the City of

REC'D BY
MAB MAY 13 1990

Rochester, Minnesota)

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**Location Annexation #99-4
Leitzen - City
1,950' Notification Distance
02/11/99**

