

RECEIVED OCT 16 1994

ORDINANCE NO. 3269

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER
APPROXIMATELY 89.38 ACRES OF LAND LEGALLY DESCRIBED
AS A PART OF THE NORTHEAST QUARTER AND THE
SOUTHEAST QUARTER OF SECTION 7, 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 described as follows:

Commencing on a point on the East line of Section seven (7) in Township one hundred and seven (107) North of Range fourteen (14) West six hundred nineteen (619) feet south of the North East corner of the South half (1/2) of the North east quarter (1/4) of said Section seven (7); thence running West parallel with the North line of said Section to the right-of-way of the Chicago and Northwestern Railway Company as now located across said land, thence running South East along said right of way to the South line of the NE 1/4 of the SE 1/4; thence East to the Section line; thence running North along the East line of said Section to the place of beginning, containing eighty-one and forty-six one hundredths (81 46/100) acres more or less.

A strip of land one hundred (100) feet wide comprising all that part of the South half of the Southeast quarter of the Northwest Quarter, and of the South half of the

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Southwest quarter of the Northeast quarter and of the North half of the Southeast quarter of Section seven (7), Township One Hundred Seven (107) North, Range Fourteen (14) West which is included between two parallel lines, one of which is distant fifty (50) feet at right angles, Northeasterly and the other being distant fifty (50) feet, at right angles, Southwesterly from the center line of the original main track of the Chicago and North Western Railway Company (formerly Rochester and Northern Minnesota Railway Company) as said main track was originally located and constructed. Containing seven and Ninety-two hundredths (7.92) acres more or less.

Containing 89.38 acres more or less.

Section 2. The total quantity of land included in said petition is approximately 89.38 acres in size.

Section 3. On August 16, 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 Cascade 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 200 acres in area, the annexation petition is signed by all property owners of the land described in Section 1, there have been no written objections filed by the Cascade Township within 90 days of the date of service of the petition for annexation, and the land is or will soon become urban or suburban in character.

Section 6. Therefore, pursuant to Minn. Stat. §414.033, subd. 5, 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 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 Cascade Town Clerk, the County Auditor, and the Secretary of State.

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PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 20TH DAY OF SEPTEMBER, 1999.

John Hanziker
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Judy Kay Sherrill
CITY CLERK

APPROVED THIS 21ST DAY OF SEPTEMBER, 1999.

Tom Confield
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

NORTHEAST CORNER —
NE1/4, SEC 7-107-14

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55TH ST NW

CADD NO. : 8387EX01

1648 3rd AVE. S.E. Rochester, MN. 55904 507-289-3918

07/13/99

65 ST NW

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