

ORDINANCE NO. 3299

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 5.04 ACRES OF LAND LEGALLY DESCRIBED AS A PART OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 15, AND A PART OF THE NORTHEAST QUARTER 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 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:

A part of the Southeast Quarter of the Southwest Quarter of Section 15, Township 106 North, Range 14 West, described by metes and bounds as follows:

Beginning at the Southwest corner of Lot 1, Block 1, Merrihills Second Subdivision; thence West on the section line a distance of 100.0 feet; thence North, parallel to the West line of said Lot 1, a distance of 100.0 feet; thence East parallel to the section line a distance of 80 feet; thence North parallel to the West line of said Lot 1 a distance of 220.0 feet; thence East parallel to the section line a distance of 20.0 feet; thence South along the West line of Lot 1 and said line extended a distance of 320.0 feet to the point of beginning.

AND ALSO, Lot 1, Block 1, Henke Heights Subdivision, Olmsted County, Minnesota, along with the right-of-way dedicated for 18th Avenue S.W. (Co. Rd. 147), as recorded on the plat of Henke Heights Subdivision.

Section 2. The total quantity of land included in the petition is approximately 5.04 acres in size.

Section 3. On November 1, 1999, 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 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.

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 State Planning Commission, the Rochester Town Clerk, the County Auditor, and the Secretary of State.

RECD. BY
MAINT. DEC 10 1999

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 10TH DAY OF DECEMBER, 1999.

John Hinz
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Judy Kay Sten
CITY CLERK

APPROVED THIS 7TH DAY OF DECEMBER, 1999.

Ed Confield
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

ord\ANNEX.9922

Nelson Property & City of Rochester Parcel for Annexation Request 9/23/99

REC'D. BY
M.M.B. DEC 14 1999

