

REC'D BY  
MMB

FEB 08 2002

ORDINANCE NO. 3446

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 41.93 ACRES OF LAND LOCATED IN A PART OF THE EAST HALF OF THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 106 NORTH, RANGE 13 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 the petition for annexation is described as follows:

The east  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 4, T106N-R13W, lying south of Trunk Highway 14 less the part described as follows: Commencing at the southeast corner of said SW  $\frac{1}{4}$ , then north along the east line thereof 1,273.60 feet for the point of beginning; then northwesterly 1,085.19 feet; then northeasterly 471.46 feet to the centerline of Trunk Highway 14; then southeasterly along said centerline 918.31 feet; then southeasterly along said centerline on a curve 142.16 feet to the east line of said SW  $\frac{1}{4}$ ; then southeasterly along said east line 429.25 feet to the point of beginning. Containing 41.93 acres, more or less.

Said tract contains 41.93 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 41.93 acres in size.

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Section 3. On January 7, 2002, 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 Marion 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.

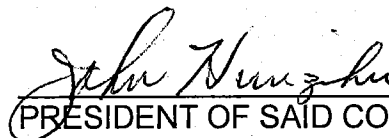
Section 5. Following the public hearing, the Common Council of the City of Rochester determined that the land abuts the municipal limits, is less than 60 acres in area, the annexation petition is signed by all property owners of the land described in Section 1, and the land is or will soon become urban 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.

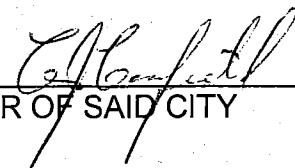
Section 8. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy hereof with the Minnesota State Planning Commission, the Marion Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF  
ROCHESTER, MINNESOTA, THIS 4th DAY OF FEBRUARY, 2002.

  
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PRESIDENT OF SAID COMMON COUNCIL

ATTEST:   
\_\_\_\_\_  
CITY CLERK

APPROVED THIS 5th DAY OF FEBRUARY, 2002.

  
\_\_\_\_\_  
MAYOR OF SAID CITY

(Seal of the City of  
Rochester, Minnesota)

Ord2000\Annex.0124

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SCALE:  
1" = 300'

