

REC'D BY
MMB

FEB 27 2002

ORDINANCE NO. 3449

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER
APPROXIMATELY 37.22 ACRES OF LAND LOCATED IN A PART
OF THE SOUTHEAST QUARTER OF SECTION 31, 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 the petition for annexation is described as follows:

That part of the Southeast Quarter of Section 31, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the northeast corner of the Northeast Quarter of the Southeast Quarter of said Section 31; thence South 01 degree 15 minutes 57 seconds East, assumed bearing, along the east line thereof, 1303.97 feet to the southeast corner of the North Half of said Southeast Quarter; thence South 89 degrees 04 minutes 38 seconds West along the south line of said North Half of the Southeast Quarter, 1325.79 feet to the southeasterly corner of WESTCHESTER HILLS FIRST SUBDIVISION (the next three courses are along the easterly lines of said SUBDIVISION); thence North 01 degree 00 minutes 57 seconds West, 266.00 feet; thence North 89 degrees 04 minutes 27 seconds East, 101.84 feet; thence North 01 degree 00 minutes 57 seconds West,

1040.93 feet to the north line of said Southeast Quarter; thence North 89 degrees 13 minutes 04 seconds East, along said north line, 1218.27 feet to the point of beginning.

Said tract contains 37.22 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 37.22 acres in size.

Section 3. On January 23, 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 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 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 Cascade Town Clerk, the County Auditor, and the Secretary of State.

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FEB 27 2002

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 20TH DAY OF FEBRUARY, 2002.

John Hunziker
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Mick Kay Scherer
CITY CLERK

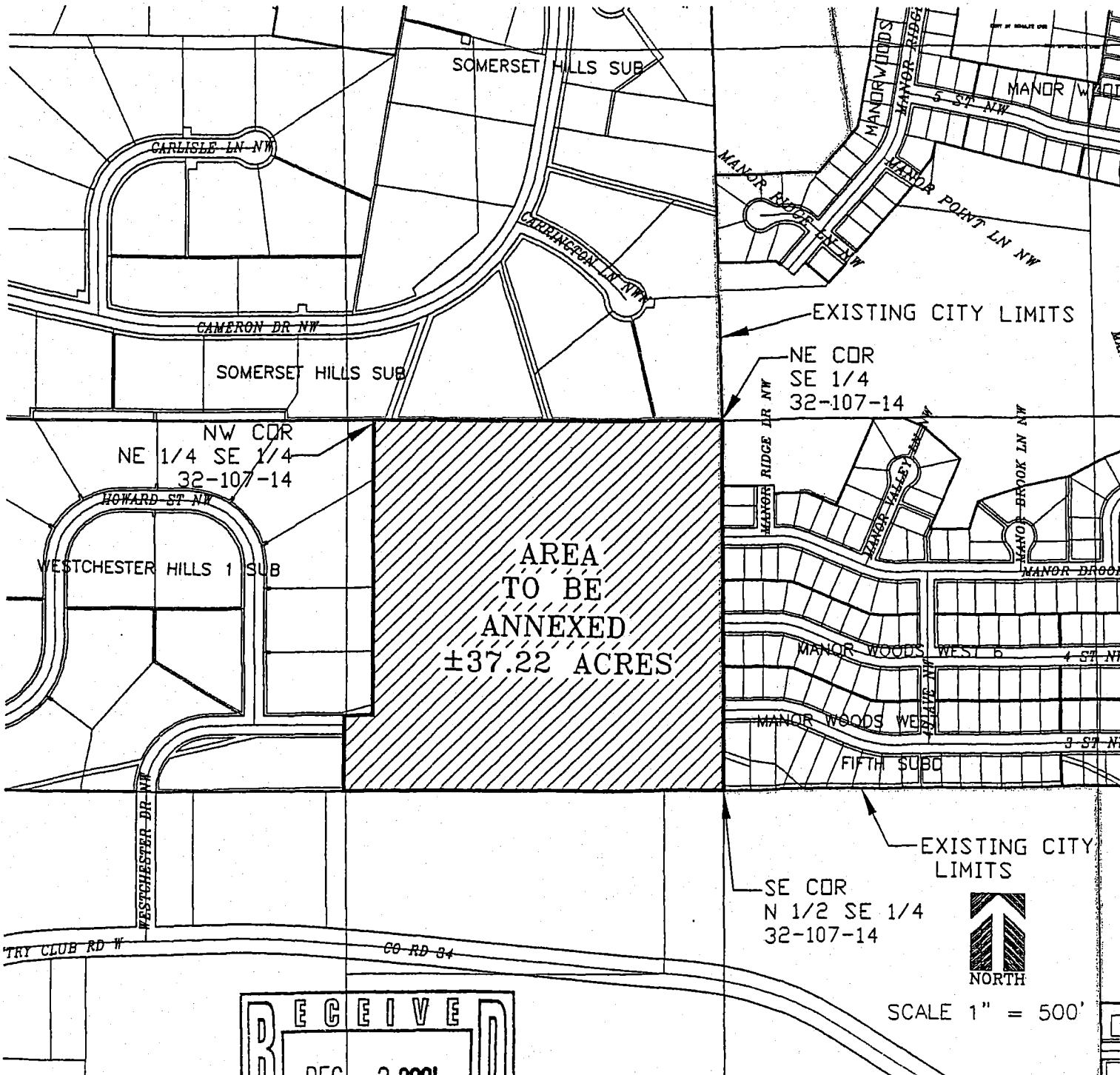
APPROVED THIS 21st DAY OF FEBRUARY, 2002.

Ed Confield
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)
Ord2000\Annex.0126

ANNEXATION EXHIBIT

DESCRIPTION:
SEE ATTACHED



RECEIVED
DEC - 3 2001

FOR :

B/S DEVELOPMENT
706 CTY RD 3 NW
BYRON, MN
55920

Land Surveying

ROCHESTER OLMP
PLANNING DEPT

1648 Third Avenue S.E.
Bloomington, MN 55904
Telephone 507.286.2916
Facsimile 507.286.7333

McGhie



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Architecture

email: mb@mcghebett.com

SCALE: 1" = 500'

DRAWN BY: JJJ

DATE: 11/15/01

ACCT. NO.: 10841/1543

Cadd No. 1543ANNE

FILE NO.: BK. PG.