

FEB 27 2002

ORDINANCE NO. 3451

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 36.93 ACRES OF LAND LOCATED IN A PART OF THE NORTHWEST 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:

That part of the Northwest Quarter of Section 4, Township 106 North, Range 13 West, Olmsted County, Minnesota, which lies southerly of County State Aid Highway No. 9, being described as follows:

Commencing at the southwest corner of said Northwest Quarter; thence North 89 degrees 09 minutes 52 seconds East, assumed bearing, along the south line thereof, 41.91 feet to the southwest corner of Lot 1, Block 1, EAST RIDGE SUBDIVISION, for the point of beginning; thence continue North 89 degrees 09 minutes 52 seconds East, along said south line, 250.00 feet; thence North 00 degrees 50 minutes 08 seconds West, 300.00 feet; thence North 89 degrees 09 minutes 52 seconds East, 300.00 feet; thence South 00 degrees 50 minutes 08 seconds East, 300.00 feet to the south line of said Northwest Quarter; thence North 89 degrees 09 minutes 52 seconds East, along said south line, 465.43 feet; thence North 05 degrees 03 minutes 31 seconds West, 950.00 feet; thence North 34 degrees 47 minutes 09 seconds West, 1635.99 feet more or less to the southerly right of way line of C.S.A.H. No. 9; thence westerly along said

southerly right of way line, 96.30 feet more or less to the west line of said Northwest Quarter; thence South 01 degree 18 minutes 57 seconds East, along said west line, 1961.85 feet to the easterly line of SUNNYDALE NO. TWO; thence South 20 degrees 04 minutes 52 seconds East, along said easterly line, 145.89 feet; thence South 00 degrees 27 minutes 58 seconds East, along said east line.78.12 feet to the northeast corner of Lot 1, Block 1, EAST RIDGE SUBDIVISION; thence South 00 degrees 09 minutes 07 seconds West, along the east line thereof, 150.93 feet to the point of beginning.

Said tract contains 36.93 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 36.93 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 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. Upon annexation, this land shall be assigned to the H zoning district.

Section 9. 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.

FEB 27 2002

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

John Hengeman
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Teddy Kay Shepard
CITY CLERK

APPROVED THIS 21st DAY OF FEBRUARY, 2002.

Ed Confield
MAYOR OF SAID CITY

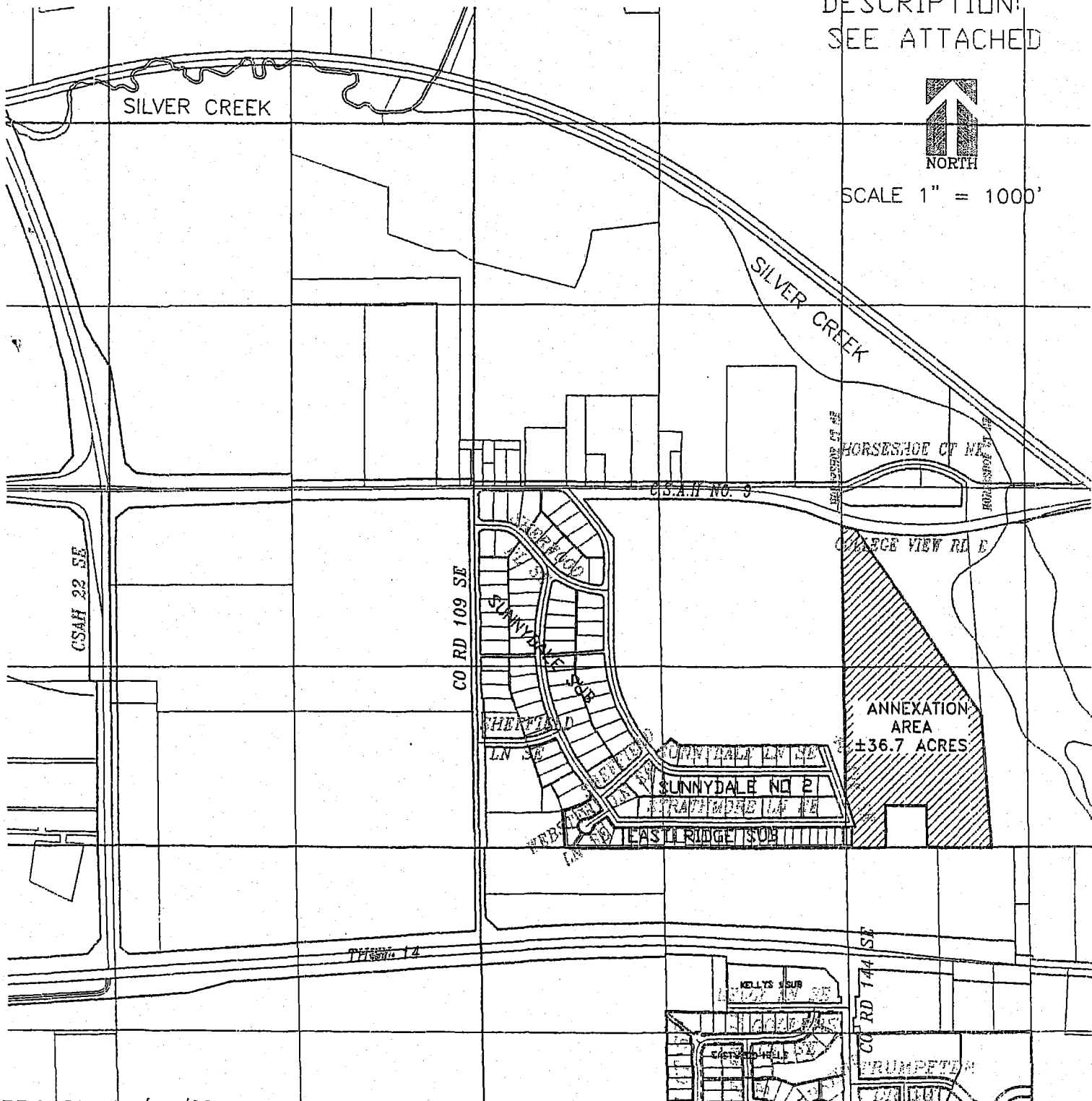
(Seal of the City of
Rochester, Minnesota)
Ord2000\Annex.0128

ANNEXATION EXHIBIT

DESCRIPTION:
SEE ATTACHED



SCALE 1" = 1000'



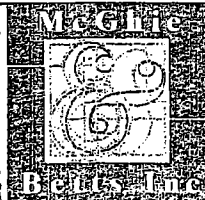
REVISED: 01/07/02

FOR :

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SCALE: 1" = 1000'

DRAWN BY: JJJ

DATE: 12/03/01

ACCT. NO.: 7106/0119

Cont'd No. 0113A/11E

FILE NO.: BK. PG