

REC'D BY  
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FEB 27 2002

ORDINANCE NO. 3452

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 59.99 ACRES OF LAND LOCATED IN A PART OF THE WEST HALF OF THE NORTHWEST QUARTER AND THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 30, THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 29, THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 30, THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 31, AND THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 32, TOWNSHIP 107 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 West Half of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of Section 29, and the Southeast Quarter of the Northeast Quarter of Section 30, all in Township 107 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Commencing at the northeast corner of said Northeast Quarter; thence southerly on a Minnesota Sate Plane Grid Azimuth from north of 179 degrees 03 minutes 15 seconds along the east line of said Northeast Quarter 1998.48 feet to the southeasterly line of

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Century Hills First Subdivision, according to the plat thereof on file at the County Recorder's office, Olmsted County, Minnesota; thence northeasterly 43 degrees 58 minutes 31 seconds azimuth along said southeasterly line 113.29 feet to the east line of said Century Hills First Subdivision; thence northerly 359 degrees 03 minutes 15 seconds azimuth along said east line 265.28 feet; thence westerly 269 degrees 03 minutes 15 seconds azimuth along said east line 47.00 feet; thence northerly 359 degrees 03 minutes 15 seconds azimuth along said east line 140.22 feet to the south right-of-way line of 21<sup>st</sup> Street NE; thence easterly 89 degrees 19 minutes 32 seconds azimuth along said south right-of-way line 52.35 feet; thence easterly 84.23 feet along said south right-of-way line on a tangential curve concave northerly, having a radius of 330.00 feet and a central angle of 14 degrees 37 minutes 27 seconds; thence easterly 74 degrees 42 minutes 05 seconds azimuth along said south right-of-way line and its easterly extension thereof 259.38 feet; thence southerly 164 degrees 42 minutes 05 seconds azimuth 10.00 feet; thence easterly 191.28 feet on a nontangential curve concave southerly, having a radius of 260.00 feet, a central angle of 42 degrees 09 minutes 05 seconds, and a chord azimuth of 95 degrees 46 minutes 38 seconds; thence southeasterly 116 degrees 51 minutes 10 seconds azimuth 170.21 feet; thence easterly 165.53 feet on a tangential curve concave northerly, having a radius of 340.00 feet and a central angle of 27 degrees 53 minutes 40 seconds; thence southerly 179 degrees 03 minutes 18 seconds azimuth 72.10 feet; thence southwesterly 224 degrees 03 minutes 18 seconds azimuth 166.69 feet; thence southerly 179 degrees 03 minutes 18 seconds azimuth 790.42 feet; thence southwesterly 224 degrees 03 minutes 18 seconds azimuth 565.03 feet; thence southerly 178 degrees 58 minutes 31 seconds azimuth 718.55 feet to the north line of Century Hills Fifth Subdivision, according to the plat thereof on file at the County Recorder's office, Olmsted County, Minnesota; thence westerly 268 degrees 58 minutes 31 seconds azimuth along said north line 140.00 feet; thence northerly 358 degrees 57 minutes 55 seconds azimuth along said north line 37.61 feet; thence westerly 269 degrees 34 minutes 24 seconds azimuth 200.00 feet to the east line of Century Hills Fourth Subdivision, according to the plat thereof on file at the County Recorder's Office, Olmsted County, Minnesota; thence northerly 358 degrees 58 minutes 31 seconds azimuth along said east line 1142.67 feet to the northeast corner of said Century Hills Fourth Subdivision; thence westerly 268 degrees 58 minutes 31 seconds azimuth along the north line of said Century Hills Fourth Subdivision 330.00 feet to the east line of Century Hills Second Subdivision, according to the plat thereof on file at the County Recorder's office, Olmsted County, Minnesota; thence northerly 358 degrees 58 minutes 31 seconds azimuth along said east line 230.91 feet; thence northeasterly 40 degrees 10 minutes 52 seconds azimuth along said easterly line 53.35 feet to the most southerly corner of said Century Hills First Subdivision; thence northeasterly 43 degrees 58 minutes 31 seconds azimuth along the easterly line of said Century Hills First Subdivision 333.37 feet to the point of beginning.

Said tract contains 32.20 acres more or less.

TOGETHER with that part of the Southwest Quarter of the Southwest Quarter of Section 29, the Southeast Quarter of the Southeast Quarter of Section 30, the Northeast Quarter of the Northeast Quarter of Section 31 and the Northwest Quarter of

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the Northwest Quarter of Section 32, all in Township 107 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Commencing at the northwest corner of said Northwest Quarter; thence southerly on a Minnesota State Plane Grid Azimuth from north of 179 degrees 15 minutes 32 seconds along the west line of said Northwest Quarter 200.00 feet to the point of beginning; thence easterly 89 degrees 07 minutes 54 seconds azimuth 250.00 feet; thence northerly 359 degrees 15 minutes 32 seconds azimuth 200.00 feet to the north line of said Northwest Quarter of Section 32; thence northerly 358 degrees 58 minutes 31 seconds azimuth 220.57 feet; thence westerly 269 degrees 07 minutes 54 seconds azimuth 175.00 feet; thence northerly 358 degrees 58 minutes 31 seconds azimuth 330.00 feet; thence northeasterly 49 degrees 52 minutes 15 seconds azimuth 418.82 feet; thence northerly 358 degrees 58 minutes 31 seconds azimuth 450.00 feet to the southeast corner of Century Hills Fifth Subdivision, according to the plat thereof on file at the County Recorder's office, Olmsted County, Minnesota; thence westerly 269 degrees 34 minutes 24 seconds azimuth along the south line of said Century Hills Fifth Subdivision 118.01 feet; thence southerly 178 degrees 58 minutes 31 seconds azimuth 658.29 feet; thence easterly 89 degrees 34 minutes 24 seconds azimuth 268.00 feet; thence southerly 178 degrees 58 minutes 31 seconds azimuth 609.75 feet to the south line of said Southeast Quarter of Section 30; thence southerly 179 degrees 15 minutes 32 seconds azimuth 200.00 feet; thence easterly 89 degrees 39 minutes 30 seconds azimuth 450.00 feet to the point of beginning.

Said tract contains 19.22 acres more or less.

Total area of said tracts contain 59.99 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 59.99 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 Haverhill 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.

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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 Haverhill Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF

ROCHESTER, MINNESOTA, THIS 20TH DAY OF FEBRUARY, 2002.

John Hamzich  
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Judy Kay Spaul  
CITY CLERK

APPROVED THIS 21ST DAY OF February, 2002.

Ed Confield  
MAYOR OF SAID CITY

(Seal of the City of  
Rochester, Minnesota)

Ord2000Annex.0130

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MMB

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NE

VIOLA ROAD

632090

632090

632090

632070

632070

57642

33647

Annexation #01-30  
Payne Company  
500' Notification Distance  
Ward 5 Evans  
12/14/01

WEST CIRCLE DRIVE