

ORDINANCE NO. 3478

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 52.10 ACRES OF LAND LOCATED IN THE SOUTH HALF OF THE NORTHWEST QUARTER OF SECTION 18, 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 South Half of the Northwest Quarter of Section 18, Township 107 North, Range 14 West, Olmsted County, Minnesota described as follows:

Beginning at the southwest corner of the Northwest Quarter of said Section 18; thence North 00 degrees 08 minutes 21 seconds East, assumed bearing, along the west line thereof, 838.80 feet; thence South 89 degrees 45 minutes 24 seconds East, 929.93 feet; thence North 00 degrees 14 minutes 36 seconds East, 180.00 feet; thence South 89 degrees 45 minutes 24 seconds East, 259.00 feet; thence North 00 degrees 04 minutes 05 seconds East, 300.00 feet to the southwest corner of KINGSBURY HILLS SECOND; thence South 89 degrees 45 minutes 24 seconds East, along the south line of KINGSBURY HILLS SECOND and KINGSBURY HILLS, 1316.61 feet to the east line of said Northwest Quarter; thence South 00 degrees 08 minutes 13 seconds East, along said east line, 924.45 feet; thence South 89 degrees 51 minutes 47 seconds West, 1319.92 feet; thence South 00 degrees 04 minutes 05 seconds West, 385.95 feet to the south line of said Northwest Quarter; thence North 89 degrees 44 minutes 26 seconds West, along said south line, 1190.52 feet to the point of beginning.

Said tract contains 52.10 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 52.10 acres in size.

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Section 3. On April 1, 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.

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

John Hunsicker
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Valori Langseth
CITY CLERK

APPROVED THIS 4th DAY OF May, 2002.

Tom Campbell
MAYOR OF SAID CITY

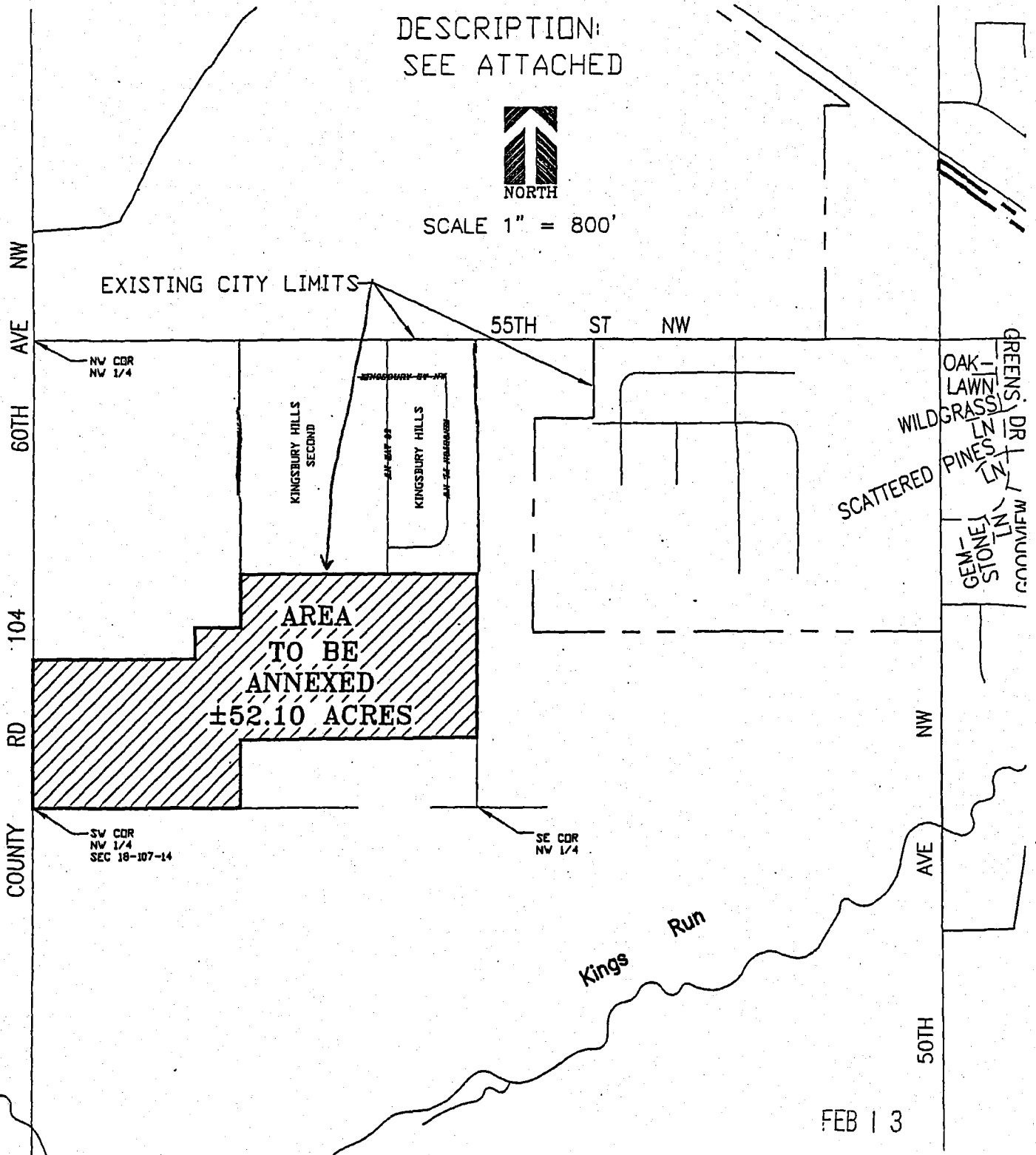
(Seal of the City of
Rochester, Minnesota)

ANNEXATION EXHIBIT

DESCRIPTION:
SEE ATTACHED



SCALE 1" = 800'



FDR :
BIGELOW ENTERPRISES
706 CTY RD 3 NW
BYRON, MN
55920

Land Surveying
Urban-Land
Planning
Consulting - Civil
Engineering

McGhie



Betts, Inc.

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Rochester, MN 55904
Telephone 507.288.3919
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Geotechnical
Engineering
Construction Material
Testing
Landscape
Architecture

email: mbl@mcghiebetts.com

SCALE: 1" = 800'

DRAWN BY: JJJ

DATE: 02/13/02

ACCT. NO.: 1084/1594

Cadd No. 1594ANNE

FILE NO.: BK. PG.