

ORDINANCE NO. 3511

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 2.98 ACRES OF LAND LOCATED IN A PART OF THE NORTHWEST QUARTER OF SECTION 9 AND A PART OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 106 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 Northwest Quarter of Section 9, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 9; thence South 01 degrees 09 minutes 03 seconds East, assumed bearing, along the west line of said Northwest Quarter, 1582.88 feet to the northerly right-of-way line of C.S.A.H. No. 25 for the point of beginning; thence continue South 01 degree 09 minutes 03 seconds East, along said west line, 69.49 feet to the centerline of old Rochester to Salem Road (also formerly referred to as S.A.R. #3 and presently known as C.S.A.H. No. 25); thence northeasterly 236.36 feet along said centerline and along a non-tangential curve, concave southeasterly, central angle of 02 degrees 21 minutes 49 seconds, radius of 5729.58 feet, and the chord of said curve bears North 68 degrees 19 minutes 21 seconds East, 236.35 feet; thence North 69 degrees 30 minutes 16

seconds East, along said centerline and tangent to said curve, 522.43 feet; thence northeasterly 13.58 feet along said centerline and along a tangential curve, concave southeasterly, central angle of 00 degrees 24 minutes 27 seconds, radius of 1909.86 feet, and the chord of said curve bears North 69 degrees 42 minutes 29 seconds East, 13.58 feet to the east line of the West 727.10 feet of said Northwest Quarter; thence North 01 degrees 09 minutes 03 seconds West, along said east line and not tangent to said curve, 67.79 feet to the northerly right-of-way line of C.S.A.H. No. 25; thence southwesterly 30.13 feet along said right-of-way line and along a non-tangential curve, concave southeasterly, central angle of 00 degrees 52 minutes 25 seconds, radius of 1975.86 feet, and the chord of said curve bears South 69 degrees 58 minutes 10 seconds West, 30.13 feet; thence South 69 degrees 31 minutes 58 seconds West, along said right-of-way line and tangent to said curve, 531.00 feet; thence southwesterly 210.65 feet along said right-of-way line and along a tangential curve, concave southeasterly, central angle of 02 degrees 04 minutes 57 seconds, radius of 5795.58 feet, and the chord of said curve bears South 68 degrees 29 minutes 29 seconds West, 210.64 feet to the point of beginning.

Containing 1.14 acres more or less.

And

That part of the Northeast Quarter of Section 8, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 8; thence South 01 degrees 09 minutes 03 seconds East, assumed bearing, along the east line of said Northeast Quarter, 1528.88 feet to the northerly right-of-way line of C.S.A.H. No. 25 for the point of beginning; thence continue South 01 degree 09 minutes 03 seconds East, along said east line, 69.49 feet to the centerline of the old Rochester to Salem Road (also formerly referred to as S.A.R. #3 and presently known as C.S.A.H. No. 25); thence southwesterly 290.58 feet along said centerline and along a non-tangential curve, concave southeasterly, central angle of 02 degrees 54 minutes 21 seconds, radius 5729.58 feet, and the chord of said curve bears South 65 degrees 41 minutes 16 seconds West, 290.55 feet; thence South 64 degrees 14 minutes 06 seconds West, along said centerline and tangent to said curve, 613.51 feet to the west line of the East 824.90 feet of said Northeast Quarter; thence North 01 degree 09 minutes 03 seconds West, along said west line and not tangent to said curve, 71.42 feet to the northerly right-of-way line of C.S.A.H. No. 25; thence North 64 degrees 14 minutes 06 seconds East, along said right-of-way line, 578.11 feet; thence northeasterly 325.22 feet along said right-of-way line and along a tangential curve, concave southeasterly, central angle of 03 degrees 12 minutes 55 seconds, radius of 5795.58 feet, and the chord of said curve bears North 65 degrees 50 minutes 33 seconds East, 325.18 feet to the point of beginning.

Containing 1.35 acres more or less.

And

That part of the Northwest Quarter of Section 9, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 9; thence North 89 degrees 01 minutes 30 seconds East, assumed bearing, along the north line of said Northwest Quarter, 727.10 feet to the east line of the West 727.10 feet of said Northwest Quarter; thence South 01 degrees 09 minutes 03 seconds East, along said east line, 1321.97 feet to the northerly right-of-way line of C.S.A.H. No. 25 for the point of beginning; thence continue South 01 degree 09 minutes 03 seconds East, along said east line, 67.79 feet to the centerline of the old Rochester to Salem Road (also formerly referred to as S.A.R. #3 and presently known as C.S.A.H. No. 25); thence easterly 333.22 feet along said centerline and along a non-tangential curve, concave southerly, central angle of 09 degrees 59 minutes 48 seconds, radius of 1909.86 feet, and the chord of said curve bears North 74 degrees 54 minutes 37 seconds East, 332.80 feet to the east line of the West 1050.10 feet of said Northwest Quarter; thence North 01 degrees 09 minutes 03 seconds West, along said east line, 65.87 feet to the northerly right-of-way line of C.S.A.H. No. 25; thence westerly 332.74 feet along said right-of-way line and along a non-tangential curve, concave southerly, central angle of 09 degrees 38 minutes 55 seconds, radius of 1975.86 feet, and the chord of said curve bears South 75 degrees 13 minutes 50 seconds West, 332.34 feet to the point of beginning.

Containing 0.49 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 2.98 acres in size.

Section 3. On August 5, 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 Rochester 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 Rochester 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 SEPTEMBER, 2002.

John Hunziker
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Tudy Kay Schen
CITY CLERK

APPROVED THIS 5th DAY OF SEPTEMBER, 2002.

G. J. Confield
MAYOR OF SAID CITY

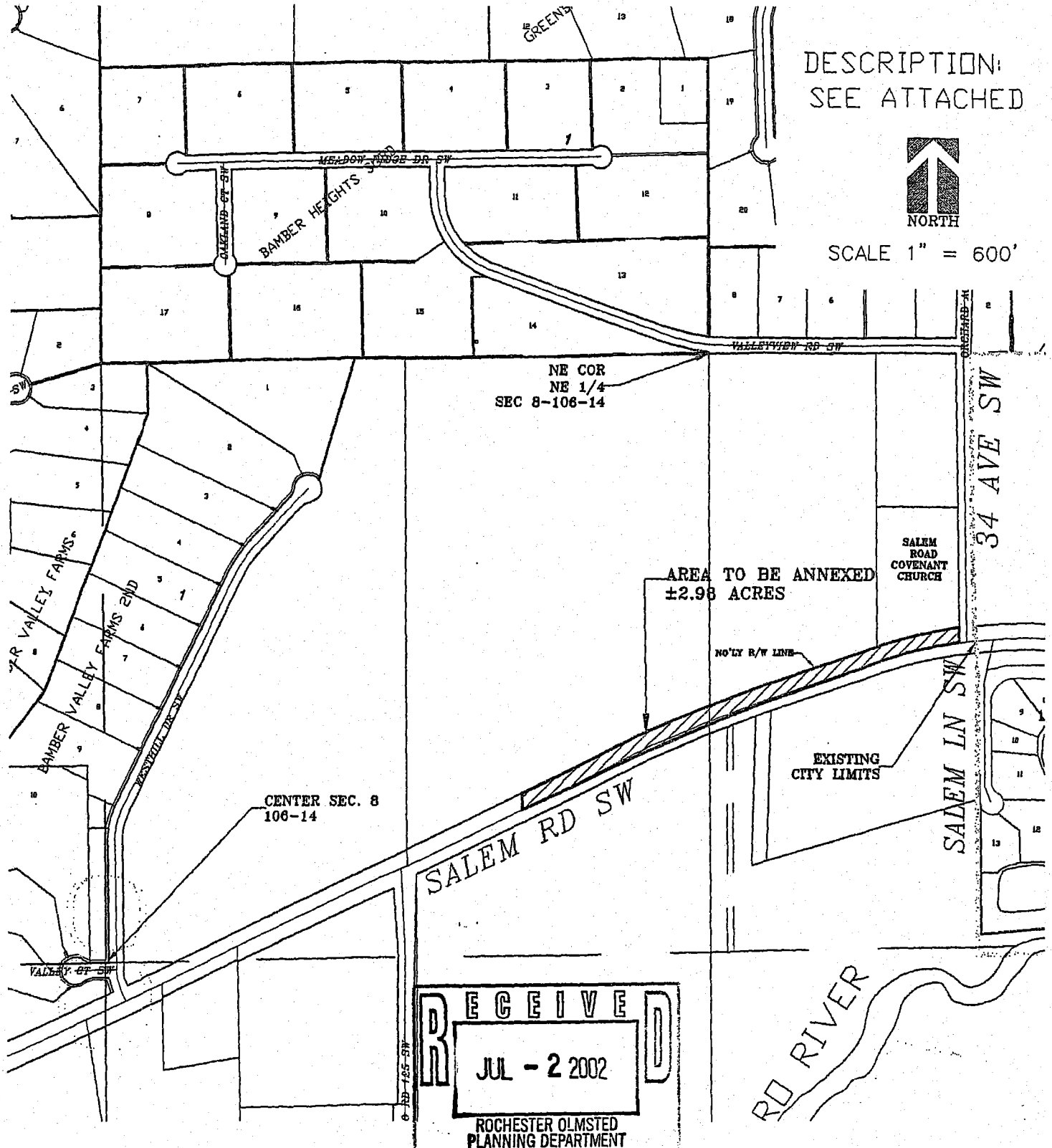
(Seal of the City of
Rochester, Minnesota)

ANNEXATION EXHIBIT

DESCRIPTION:
SEE ATTACHED

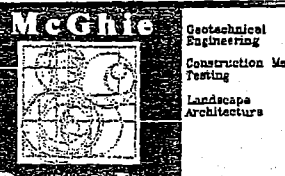


SCALE 1" = 600'



FOR :
SALEM ROAD COVENANT CHURCH
&
FIRST BAPTIST CHURCH

Land Surveying
Urban-Land
Planning
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Geotechnical
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Testing
Landscape
Architecture

SCALE: 1" = 600'

DRAWN BY: JJJ

DATE: 05/10/02

ACCT. NO.: 1112A/2009 Cadd No. 2009ANNE