

ORDINANCE NO. 3540

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 35.44 ACRES OF LAND LOCATED IN A PART OF THE NORTHWEST QUARTER OF SECTION 4, 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 Northwest Quarter of Section 4, Township 107 North, Range 14 West, Olmsted County, Minnesota, lying easterly of the centerline of the Township Road (formerly Old Trunk Highway No. 52 and also formerly St. Paul Road), EXCEPT the South 1720.00 feet thereof.

Containing 35.44 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 35.44 acres in size.

Section 3. On January 22, 2003, 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 19TH DAY OF FEBRUARY, 2003.

John Nunphun
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Teddy Kay Shum
CITY CLERK

APPROVED THIS 20TH DAY OF FEBRUARY, 2003.

Andrew F. Brede
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

Ord2000\Annex.0226

[illegible]

CADD NO : ANNEX-EXHIBIT

ROCHESTER OLIMSTED
PLANNING DEPARTMENT