

ORDINANCE NO. 3596

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 2.15 ACRES OF LAND LOCATED IN A PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST 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:

All that part of the East half of the Northwest Quarter of the Southwest Quarter of Section 4, Township 106, Range 13, described as follows:

Commencing for a place of beginning at a point in the South line of said Northwest Quarter which is 1052.33 feet East of the SW corner thereof, running thence Northerly at a deflection to the left of  $90^{\circ}32'40''$  from the East a distance of 481.36 feet to the center of Trunk Highway No. 14 payment, running thence deflect to the right  $94^{\circ}02'$  along the center of said Trust Highway a distance of 270.22 feet, more or less to the east line of said Northwest Quarter, running thence South along the East line of said Northwest Quarter a distance of 473.52 feet, more or less, to the Southeast corner of said Northwest Quarter, running thence West along the South line of said Northwest Quarter a distance of 269.82 feet to the place of beginning, Olmsted County, Minnesota.

Containing 2.15 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 2.15 acres in size.

Section 3. On August 18, 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 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.

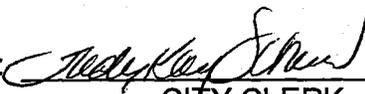
Section 6. Therefore, pursuant to Minn. Stat. §414.033, subd. 2(3), the land described in Section 1 above is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as if it had originally been a part thereof.

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, the property described in Section 1 shall be assigned to the "I" Interim Zoning District.

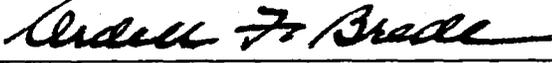
Section 9. This ordinance shall take effect and be in force from and after its official publication and from and after the filing of a certified copy hereof with the Minnesota State Planning Commission, the Marion Town Clerk, the County Auditor, and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF  
ROCHESTER, MINNESOTA, THIS 15th DAY OF SEPTEMBER, 2003.

ATTEST:   
CITY CLERK

  
PRESIDENT OF SAID COMMON COUNCIL

APPROVED THIS 11th DAY OF SEPTEMBER, 2003.

  
MAYOR OF SAID CITY



