

ORDINANCE NO. 3716

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER
APPROXIMATELY 40 ACRES OF LAND LOCATED IN A PART OF
THE NORTHEAST QUARTER OF SECTION 22, 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 Northeast Quarter of Section 22, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows: Commencing at the northwest corner of said Northeast Quarter; thence South 01 degree 04 minutes 48 seconds East, assumed bearing, along the west line of said Northeast Quarter, 1140.00 feet to the southwesterly corner of 32nd street southwest, as dedicated on GREYSTONE, a duly recorded plat on file and of record in the Office of the County Recorder, Olmsted County, Minnesota, said corner also being the point of beginning of the parcel to be described; thence North 88 degrees 55 minutes 12 seconds East, along the southerly boundary line of said GREYSTONE, 404.00 feet; thence North 01 degree 04 minutes 48 seconds West, along the southerly boundary line of said GREYSTONE, 33.00 feet; thence North 88 degrees 55 minutes 12 seconds East, along the southerly boundary line of said GREYSTONE, 33.00 feet; thence North 01 degree 04 minutes 48 seconds West, along the boundary line of said GREYSTONE, 274.21 feet to the southwest corner of Lot 2, Block 5, said GREYSTONE; thence North 88 degrees 55 minutes 12 seconds East, along the southerly boundary line of said GREYSTONE, 883.00 feet; thence South 01 degree 04 minutes 48 seconds East, along the boundary line of said GREYSTONE, 23.10 feet; thence North 88 degrees 55 minutes 12 seconds East, along the southerly boundary line of said GREYSTONE, 216.84 feet; thence South 21 degrees 29 minutes 24 seconds East, along the boundary line of said GREYSTONE, 324.47 feet; thence South 01 degree 04 minutes 48 seconds East,

along the boundary line of said GREYSTONE, 805.69 feet to the north line of a certain deed recorded in the Office of the County Recorder, Olmsted County, Minnesota; thence South 88 degrees 38 minutes 50 seconds West, along said north line, 443.82 feet to the northeast corner of the Steggman property; thence South 88 degrees 47 minutes 53 seconds West, along the north line of Steggman's property, 1200.33 feet to the west line of said Northeast Quarter; thence North 01 degree 04 minutes 48 seconds West, along said west line, 830.35 feet to the point of beginning.

Said tract contains 40 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 40 acres in size.

Section 3. On June 6, 2005, 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 Department of Administration – Municipal Boundary Adjustments, the Rochester Town Clerk, the County Auditor and the Secretary of State.

JUL 25 2005

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 6th DAY OF July, 2005.

Dennis L. Hanson
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Valori Gangseth
Deputy CITY CLERK

APPROVED THIS 7th DAY OF July, 2005.

Andre F. Breda
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

Ord05\Annex.0506

That part of the Northeast Quarter of Section 22, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows: Commencing at the northwest corner of said Northeast Quarter; thence South 01 degree 04 minutes 48 seconds East, assumed bearing, along the west line of said Northeast Quarter, 1140.46 feet to the southwesterly corner of 32ND street southwest, as dedicated on GREYSTONE, a duly recorded plat on file and of record in the Office of the County Recorder, Olmsted County, Minnesota, said corner also being the point of beginning of the parcel to be described; thence North 88 degrees 55 minutes 12 seconds East, along the southerly boundary line of said GREYSTONE, 404.00 feet; thence North 01 degree 04 minutes 48 seconds West, along the boundary line of said GREYSTONE, 33.00 feet; thence North 88 degrees 55 minutes 12 seconds East, along the boundary line of said GREYSTONE, 33.00 feet; thence North 01 degree 04 minutes 48 seconds West, along the boundary line of said GREYSTONE, 274.21 feet to the southwest corner of Lot 2, Block 5, said GREYSTONE; thence North 88 degrees 55 minutes 12 seconds East, along the southerly boundary line of said GREYSTONE, 883.00 feet; thence South 01 degree 04 minutes 48 seconds East, along the boundary line of said GREYSTONE, 23.10 feet; thence North 88 degrees 55 minutes 12 seconds East, along the boundary line of said GREYSTONE, 216.84 feet; thence South 21 degrees 29 minutes 24 seconds East, along the boundary line of said GREYSTONE, 324.47 feet; thence South 01 degree 04 minutes 48 seconds East, along the boundary line of said GREYSTONE, 805.69 feet to the north line Tract A described below; thence South 88 degrees 38 minutes 50 seconds West, along said north line, 443.82 feet to the northeast corner of Tract B described below; thence South 88 degrees 47 minutes 53 seconds West, along the north line of said Tract B, a distance of 1200.33 feet to the west line of said Northeast Quarter; thence North 01 degree 04 minutes 48 seconds West, along said west line, 830.35 feet to the point of beginning.

Tract A

A PART OF THE NORTHEAST QUARTER OF SECTION 22, TOWNSHIP 106 NORTH, RANGE 14 WEST, OLMSTED COUNTY, MINNESOTA, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHEAST QUARTER; THENCE DUE NORTH, ASSUMED BEARING, ALONG THE WEST LINE OF SAID NORTHEAST QUARTER 300.00 FEET FOR A POINT OF BEGINNING; THENCE NORTH 89 DEGREES 50 MINUTES 54 SECONDS EAST, PARALLEL WITH THE SOUTH LINE OF SAID NORTHEAST QUARTER, 800 FEET; THENCE DUE SOUTH, PARALLEL WITH THE WEST LINE OF SAID NORTHEAST QUARTER, 300.00 FEET TO THE SOUTH LINE OF SAID QUARTER SECTION; THENCE NORTH 89 DEGREES 50 MINUTES 54 SECONDS EAST ALONG SAID SOUTH LINE, 1830.44 FEET TO THE SOUTHEAST CORNER OF SAID QUARTER SECTION; THENCE NORTH 00 DEGREES 04 MINUTES 48 SECONDS EAST ALONG THE EAST LINE OF SAID QUARTER SECTION, 652.76 FEET; THENCE SOUTH 89 DEGREES

55 MINUTES 49 SECONDS WEST, 986.68 FEET; THENCE SOUTH 89 DEGREES 42 MINUTES 32 SECONDS WEST, 444.62 FEET; THENCE DUE SOUTH, PARALLEL WITH THE WEST LINE OF SAID QUARTER SECTION, 287.00 FEET; THENCE SOUTH 89 DEGREES 50 MINUTES 54 SECONDS WEST, PARALLEL WITH THE SOUTH LINE OF SAID QUARTER SECTION, 1200.00 FEET TO THE WEST LINE OF SAID NORTHEAST QUARTER; THENCE DUE SOUTH ALONG SAID WEST LINE, 66.00 FEET TO THE POINT OF BEGINNING.

Tract B

That part of the Northeast Quarter of Section 22, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows: Commencing at the Southwest corner of said Northeast Quarter; thence due North, assumed bearing, along the West line of said Northeast Quarter 366.00 feet for a point of beginning; thence continue due North along said West line 287.00 feet; thence North $89^{\circ}50'50''$ East, parallel with the South line of said Northeast Quarter 1200.00 feet; thence due South, parallel with the West line of said Northeast Quarter 287.00 feet; thence South $89^{\circ}50'50''$ West parallel with the South line of said Northeast Quarter, 1200.00 feet to the point of beginning.

**Notification Area of properties
within and contiguous to annexed area.
Property located in the
W 1/2 NE 1/4 Sec 22 Rochester TWP**

Annexation #05-06
by William Kolb

PINs: 64.22.13.060127 & 64.22.12.059343

Neighborhood Assoc: None
Council Ward 1 (Amy Blenker)

4/29/05

