

ORDINANCE NO. 3718

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 4.91 ACRES OF LAND LOCATED IN A PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 13, TOWNSHIP 107 NORTH, RANGE 14 WEST, OLMSTED COUNTY, MINNESOTA, AND APPROXIMATELY 52.60 ACRES OF LAND LOCATED IN A PART OF THE SOUTHWEST QUARTER OF SECTION 18, TOWNSHIP 107 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:

Tract A (Cascade Township)

That part of the Southeast Quarter of the Southeast Quarter of Section 13, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Beginning at the southeast corner of the Southeast Quarter of said Section 13; thence westerly on a Minnesota State Plane Grid Azimuth from north of 270 degrees 38 minutes 09 seconds along the south line of said Southeast Quarter 242.35 feet; thence northerly 00 degrees 00 minutes 00 seconds azimuth 261.82 feet; thence northeasterly 27 degrees 05 minutes 43 seconds azimuth 180.00 feet; thence northerly 359 degrees 16 minutes 47 seconds azimuth 704.59 feet; thence northeasterly 50 degrees 47 minutes 35 seconds azimuth 198.02 feet to the east line of said Southeast Quarter; thence southerly 179 degrees 16 minutes 47 seconds azimuth along said east line 1254.56 feet to the point of beginning.

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Said tract containing 4.91 acres more or less.

Tract B (Haverhill Township)

The west 1151.50 feet of the Southwest Quarter of Section 18, Township 107, Range 13, Olmsted County, Minnesota, except the following:

Beginning at the northwest corner of said Southwest Quarter; thence south along the west line of said Southwest Quarter 1364.80 feet; thence east parallel to the north line of said Southwest Quarter 191.50 feet; thence north parallel to the west line of said Southwest Quarter 172.60 feet; thence east parallel to the north line of said Southwest Quarter 300.00 feet; thence north parallel to the west line of said Southwest Quarter 1192.20 feet to the north line of said Southwest Quarter; thence west along the north line of said Southwest Quarter 491.50 feet to the place of beginning.

Also except the following:

Beginning at a point on the north line of said Southwest Quarter Section 18, which is 491.50 feet easterly of the northwest corner of said Southwest Quarter (for the purposes of this description bearing of said north line is assume South 89 degrees 20 minutes 50 seconds East); thence continuing along said north line South 89 degrees 20 minutes 50 seconds East, a distance of 245.50 feet; thence South 0 degrees 00 minutes 00 seconds East, parallel with the west line of said Southwest Quarter, a distance of 443.58 feet; thence North 89 degrees 20 minutes 50 seconds West, parallel with the north line of said Southwest Quarter, a distance of 245.50 feet; thence North 0 degrees 00 minutes 00 seconds West, parallel with the west line of said Southwest Quarter, a distance of 443.58 feet to the point of beginning, containing 2.5 acres.

Said tract contains 52.60 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 57.51 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 Cascade and Haverhill 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 Cascade and Haverhill Town Clerks, the County Auditor and the Secretary of State.

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

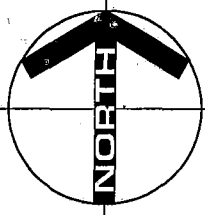
ATTEST: Judy Kay Strom
CITY CLERK

APPROVED THIS 7TH DAY OF July, 2005.

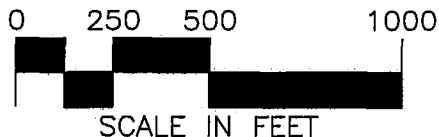
Arnell F. Bieda
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

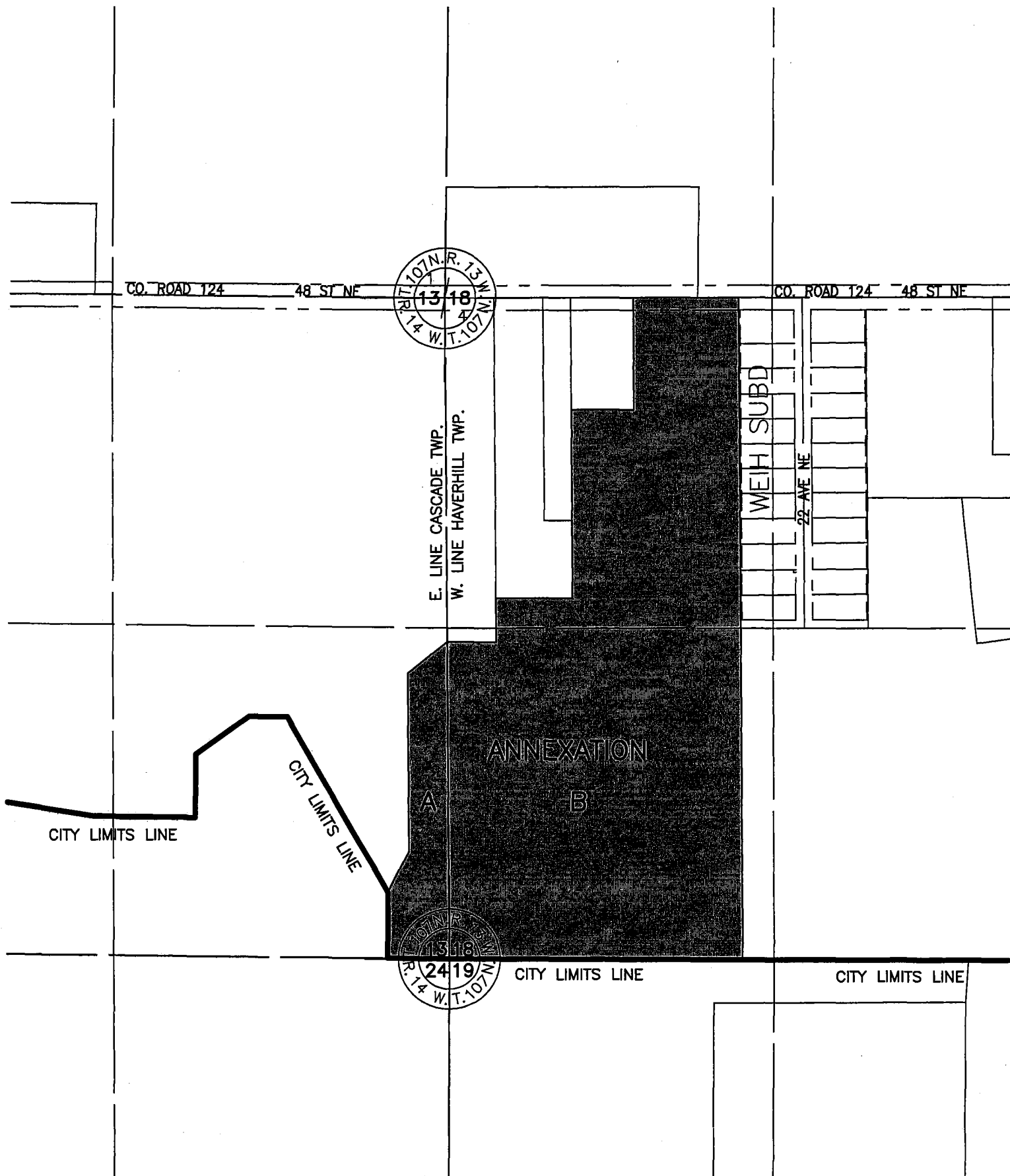
Ord05\Annex.0505



ANNEXATION CERTIFICATE
PART OF W1/2 OF SW1/4, SEC.18, T107N, R13W
PART OF SE1/4 OF SE1/4, SEC.13, T107N, R14W
OLMSTED COUNTY, MINNESOTA



REC'D BY
MMB JUL 25 2005



PROJECT NUMBER 8541
8541Annexation Cert.DWG
DATE OF SURVEY 02/09/05
DRAFTED BY JRP
SURVEYED BY YCA
SURVEYED FOR DICK ARGUE

I HEREBY CERTIFY THAT THIS SURVEY, PLAN OR
REPORT WAS PREPARED BY ME OR UNDER MY
DIRECT SUPERVISION AND THAT I AM A DULY
LICENSED LAND SURVEYOR UNDER THE LAWS
OF THE STATE OF MINNESOTA.
PETER G. OETLIKER LICENSE EXPIRES 6/30/06
41887
DATE NUMBER

ENGINEERS • ARCHITECTS
SURVEYORS • PLANNERS
LANDSCAPE ARCHITECTS
717 THIRD AVE. S.E.
ROCHESTER, MN
507-288-6464
FAX: 507-288-5058
E-MAIL: INFO@YAGGY.COM

