

ORDINANCE NO. 3719

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 34.98 ACRES OF LAND LOCATED IN A PART OF THE SOUTHEAST QUARTER OF SECTION 13, 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 Southeast Quarter of Section 13, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southwest corner of said Southeast Quarter; thence northerly on a Minnesota State Plane Grid Azimuth from north of 359 degrees 02 minutes 15 seconds along the west line of said Southeast Quarter 390.00 feet to the point of beginning; thence continue northerly 359 degrees 02 minutes 15 seconds azimuth along said west line 762.68 feet to the easterly right-of-way line of Trunk Highway No. 63, according to MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55-28; thence northerly 608.28 feet along said easterly right-of-way line on a nontangential curve concave westerly, having a radius of 2937.76 feet, a central angle of 11 degrees 51 minutes 48 seconds and a chord azimuth of 11 degrees 04 minutes 51 seconds; thence easterly 89 degrees 46 minutes 12 seconds azimuth along said easterly right-of-way line 114.66; thence northerly 359 degrees 46 minutes 12 seconds azimuth along said easterly right-of-way line 33.04 feet to the south line of BROADWAY NORTH, according to the plat thereof on file at the County Recorder's Office, Olmsted County, Minnesota; thence easterly 89 degrees 46 minutes 19 seconds azimuth along said south line 1078.22 feet; thence southerly 179 degrees 02 minutes 15 seconds azimuth 1233.41 feet; thence westerly 269 degrees 54

minutes 18 seconds azimuth 80.72 feet; thence westerly 278 degrees 24 minutes 18 seconds azimuth 877.00 feet; thence southwesterly 231 degrees 44 minutes 18 seconds azimuth 470.00 feet to the point of beginning.

Said tract contains 34.98 acres more or less.

Section 2. The total quantity of land included in the petition is approximately 34.98 acres in size.

Section 3. On June 20, 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 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 Town Clerk, the County Auditor and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF  
ROCHESTER, MINNESOTA, THIS 18th DAY OF JULY, 2005.

*Dennis L. Hanson*  
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: *Judy Kay Stewart*  
CITY CLERK

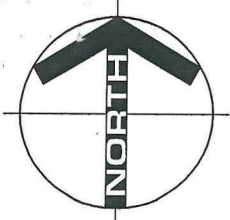
APPROVED THIS 19th DAY OF JULY, 2005.

*Arnell F. Breda*  
MAYOR OF SAID CITY

(Seal of the City of  
Rochester, Minnesota)

Ord05\Annex.0507





# ANNEXATION MAP

PART OF SE 1/4  
SEC.13, T107N, R14W  
OLMSTED COUNTY, MINNESOTA

REC'D BY  
MME

JUL 25 2005

0 250 500 1000

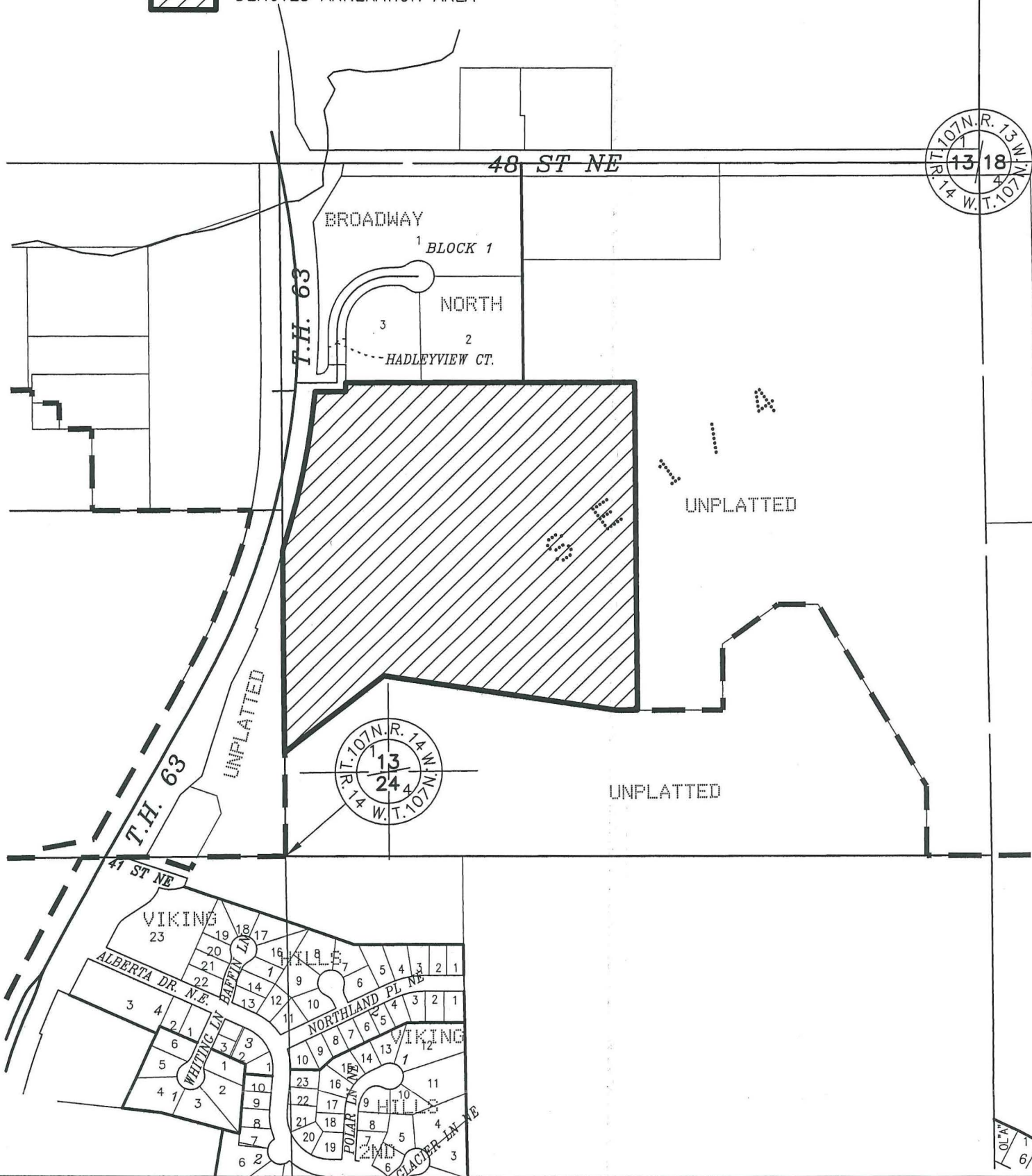


SCALE IN FEET

--- DENOTES ROCHESTER CITY LIMIT AS OF 12/01/2004



DENOTES ANNEXATION AREA



PROJECT NUMBER 8857  
8857AnnexMap02.dwg

DATE OF SURVEY 04/21/05

DRAFTED BY MJH

SURVEYED BY YCA

SURVEYED FOR ARCON

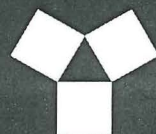
I HEREBY CERTIFY THAT THIS SURVEY, PLAN OR REPORT WAS PREPARED BY ME OR UNDER MY DIRECT SUPERVISION AND THAT I AM A DULY LICENSED LAND SURVEYOR UNDER THE LAWS OF THE STATE OF MINNESOTA.

PETER G. OETLIKER LICENSE EXPIRES 6/30/06

DATE 41887 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



**YAGGY  
COLBY  
ASSOCIATES**