

**RECEIVED**

by OAH on September 26, 2017

ORDINANCE NO. 4318

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER  
APPROXIMATELY 38.98 ACRES OF LAND LOCATED IN THE  
SOUTHEAST QUARTER OF SECTION 5, 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 applicant 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:

The North 1025 feet of the West 1700 feet of the Southeast Quarter and the South 307.5 feet of the North 1332.5 feet of the West 850 feet of the Southeast Quarter, all in Section 5, Township 106 North, Range 14 West:

Less

The North 200 feet of the East 800 feet of the West 1700 feet and the North 66 feet of the East 700 feet of the West 900 feet all in the Southeast Quarter of Section 5, Township 106 North, Range 14 West, Olmsted County, Minnesota.

And Less

That part of the Northwest Quarter of the Southeast Quarter of Section 5, Township 106 North, Range 14 West Olmsted County, Minnesota, described as follows:

Beginning at the southeast corner of the North 66 feet of the East 700 feet of the West 900 feet of said Northwest Quarter of the Southeast Quarter; thence on an assumed bearing of South 01°00'00" East parallel to the west line of said Northwest Quarter of the Southeast Quarter 640.00 feet; thence South 88°13'50" West parallel to the north line of said Northwest Quarter of the Southeast

Quarter 200.00 feet; thence North 01°00'00" West parallel to the west line of said Northwest Quarter of the Southeast Quarter 390.00 feet; thence North 88°13'50" East parallel to the north line of said Northwest Quarter of the Southeast Quarter 120.00 feet; thence North 01°00'00" West parallel to the west line of said Northwest Quarter of the Southeast Quarter 250.00 feet to the south line of the North 66 feet of the East 700 feet of the West 900 feet of said Northwest Quarter of the Southeast Quarter; thence North 88°13'50" East 80.00 feet to the point of beginning.

Said tract contains 1,697,959 sq. ft. or 38.98 acres, more or less.

Section 2. The total quantity of land included in the petition is approximately 38.98 acres in size.

Section 3. On August 21, 2017, 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 to be annexed is unincorporated, abuts the municipality, consists of 120 acres or less, is not presently served by public wastewater facilities or public wastewater facilities are not otherwise available, and the municipality has received a petition for annexation from all the property owners of the land and, as such, the land is or will soon become urban or suburban in character.

Section 6. As provided in Minn. Stat. §414.036, the City shall pay the Township the equivalent of three years' taxes in two years.

Section 7. As provided in Minn. Stat. §414.033, subd. 13, the City has provided notice to the petitioner as to the potential electric utility service rate changes.

Section 8. 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 9. 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 10. Upon annexation the land described in Section 1 above will be zoned R-1x.

Section 11. 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 Office of Administrative Hearings – Municipal Boundary Adjustments, the Rochester Town Clerk, the County Auditor and the Secretary of State.

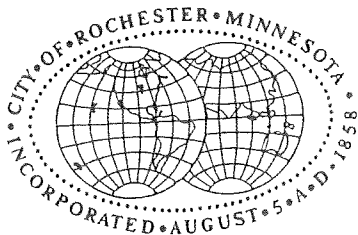
PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF  
ROCHESTER, MINNESOTA, THIS 18th DAY OF September, 2017.

ATTEST:   
CITY CLERK

  
PRESIDENT OF SAID COMMON COUNCIL

APPROVED THIS 21st DAY OF September, 2017.

  
MAYOR OF SAID CITY



Annexation by Ordinance R2017-003ANX by Girl Scouts RiverValleys for 38.98 acres of land along the south side of 8th Street SW, east of 44th Avenue Court SW in Section 5 of Rochester Township.

City Council Ward: 2 - Michael Wojcik



This map prepared by the GIS Division, Rochester-Olmsted County Planning Department. Olmsted County is not responsible for omissions or errors contained herein. If discrepancies are found within this map, please notify the GIS Division, Rochester-Olmsted County Planning Department, 2122 Campus Drive SE Rochester MN 55904 (507) 328-7100.

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## Annexation Exhibit