

**RECEIVED**

By: OAH on November 26, 2019

ORDINANCE NO. 4395

AN ORDINANCE REPEALING ORDINANCE 4386 AND ENACTING A NEW ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 53.71 ACRES OF LAND LOCATED ON THE NORTH SIDE OF 19th STREET NW, EAST OF ASHLAND DRIVE N.W., OLMSTED COUNTY, MINNESOTA.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. Ordinance 4386 is hereby repealed.

Section 2. A new Ordinance is enacted to read as follows:

Section 3. Petitioner, Cravath Homes, LLC per Minn. Stat. § 414.033, subd. 2(2) initiated the process to annex completely surrounded land to the City of Rochester. The land to be annexed is described as follows:

The West Half of the Northeast Quarter, Section 29, Township 107 North, Range 14 West, except those parts platted as Circle 19 Plaza, Circle 19 Plaza First Replat, Circle 19 Plaza Second, Nans Legacy, and Superior Ridge Townhomes Replat CIC 207; also except the south 60.00 feet thereof, Olmsted County, Minnesota.

Containing in all, 53.71 acres, more or less.

Section 4. The total quantity of land included in the petition is approximately 53.71 acres in size.

Section 5. On May 6, 2019, the Common Council held a public hearing to consider this annexation petition after providing notice pursuant to Minn. Stat. §414.033, Subdivision 2b.

Section 6. Following the public hearing, the Common Council of the City of Rochester determined that the land is completely surrounded by land within the municipal limits.

Section 7. As provided in Minn. Stat. §414.036, the City shall pay the Township the equivalent of three years' taxes in two years. There are no township special assessments assigned to or portion of township debt attributable to the land described in Section 3.

Section 8. Pursuant to Minnesota Statutes 414.033, Subd.13, a municipality must notify a petitioner that the cost of electric utility service may change if the land is annexed to the municipality. A notice was provided to the Petitioner.

Section 9. Therefore, pursuant to Minn. Stat. §414.033, subd. 2(2), 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.

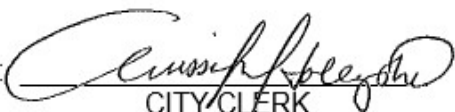
Section 10. Sanitary sewer and municipal water are available to serve the land described in Section 3.

Section 11. Upon annexation the land described in Section 3 will be zoned R-2 low-density residential

Section 12. 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 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 November, 2019.

ATTEST:   
CITY CLERK

  
PRESIDENT OF SAID COMMON COUNCIL

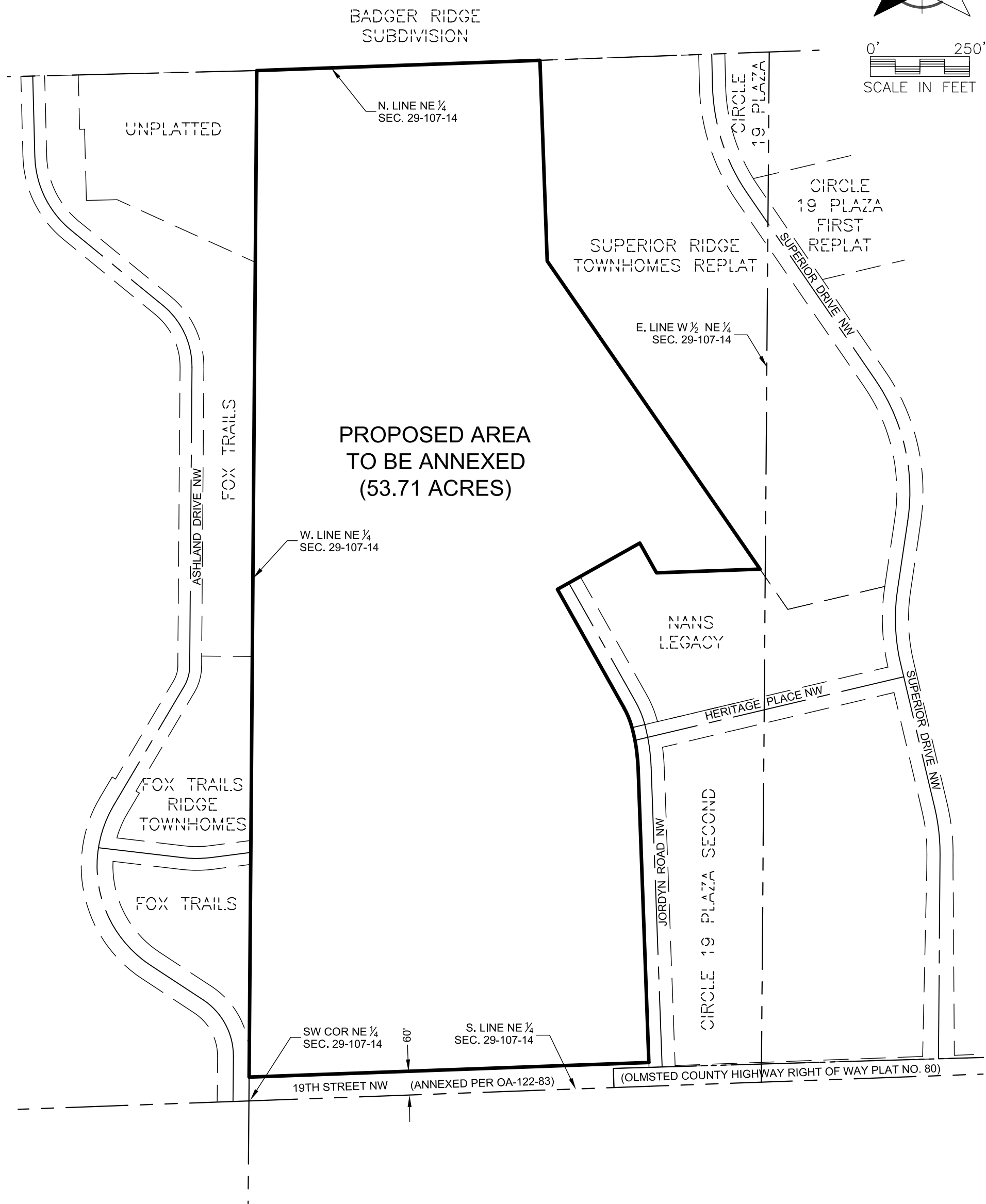
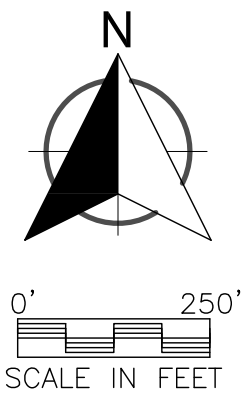
APPROVED THIS 19th DAY OF November, 2019.

  
MAYOR OF SAID CITY



# ANNEXATION EXHIBIT

**PROPOSED ANNEXATION DESCRIPTION:**  
(SEE ATTACHED)



**PART OF W. HALF OF NORTHEAST  
QUARTER, SEC. 29-107-14**  
  
**OLMSTED COUNTY, MINNESOTA**

CLIENT: <b>HARTMAN</b>	
SCALE: <b>1" = 250'</b>	DRAWN BY: <b>JJR</b>
DATE : <b>10/07/19</b>	ACCT. NO. : <b>013000</b>
DWG: <b>HARTMAN ANNEX</b>	

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Rochester, MN 55901

wsb

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