

179-10

RESOLUTION

REC'D BY
MBA

MAY 10 2010

WHEREAS, on January 1, 2010, as part of the final phase of the Marion Orderly Annexation Agreement, Areas #3 and #5 were annexed to the City of Rochester; and,

WHEREAS, since that time, it has been determined that 10 parcels of land should not have been included with that annexation as the City is unable to serve those parcels with sewer and water services or they were not included in the orderly annexation agreement; and,

WHEREAS, Minn. Stat. §414.06 provides for the detachment of property from a municipality; and,

WHEREAS, the City of Rochester wishes to initiate the proceeding provided in section 414.06 to detach these 10 parcels from the City of Rochester; and,

WHEREAS, eight single family dwellings, one commercial building (convenience retail store) and a population of 19 persons are currently found upon the 10 parcels of land. There are no municipal improvements serving the 10 parcels; and,

WHEREAS, the boundaries and area of the 10 parcels are described on the attached Exhibit A. The 10 parcels are situated within a municipality and abut the municipal boundary, are rural in character and not developed for urban residential, commercial or industrial purposes.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rochester that the City agrees to the detachment of the 10 parcels identified in Exhibit A from the boundaries of the City of Rochester and requests the State to issue an Order confirming the detachment.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 3RD DAY OF MAY, 2010.

Debra L. Hanson
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Valori Langseth
DEPUTY CITY CLERK

APPROVED THIS 4TH DAY OF MAY, 2010.

MAYOR OF SAID CITY

(Seal of the City of Rochester, Minnesota)

63.16.33.035845 Dennis A & Nancy J Junge (4217 29 ST SE ROCHESTER)

COM AT NWCOR S1/2 SW1/4 TH E1023FT TH S316FT FOR PL OF BEG TH E210.6FT TH S315FT TO
CEN OF A RD TH W210.6FT TH N315FT TO BEG SEC 16 106 13

63.16.34.035854 Edward John Brereton (4235 29 ST SE ROCHESTER)

COM AT NWCOR SE1/4 SW1/4 TH E352.79FT TH S PAR WITH W LINE 316FT TH W88.15FT FOR PT OF
BEG TH CONTINUE W346FT TH S315FT TH E PAR WITH N LINE S1/2 SW1/4 346FT TH N PAR WITH
W LINE 315FT TO PT OF BEG LESS S33FT FOR RD SEC 16-106-13

63.16.34.035853 Betsy S. & Ronald L. Streytle (4305 29th ST SE ROCHESTER)

COM AT NWCOR SE1/4 SW1/4 RUN TH E352.79FT FOR PL OF BEG TH S316FT TH W88.15FT TH SLY
315FT TH ELY 295.25FT TH N631FT TO N LINE S1/2 SW1/4 TH W207.1FT TO BEG LESS S33FT FOR
RD SEC 16-106-13

63.16.34.035848 James R. and Lynn R, Muthart (4345 29th ST SE ROCHESTER)

S332FT OF FOLL COM AT NWCOR SE1/4 SW1/4 TH E559.89FT FOR PL OF BEG TH S631FT TH
E345.17FT TH N631FT TH W345.17FT TO BEG SEC 16 106 13

63.16.33.035870 Arnold J. & Carolyn V. Bjerke (undeveloped parcel)

COM AT SWCOR SEC RUN TH N613.5FT TO SWLY R O W T H 52 TH SELY AL RD 767.9FT TO S
LINE SEC TH W451.9FT TO BEG SEC 16 106 13

63.21.24.036329 Harvard C & Peggy L. Jendersee (3335 Marion RD SE ROCHESTER)

Lot 33 Auditor's Plat C

63.21.24.036330 Orville A. and Ruth Kirkham (3351 Marion RD SE ROCHESTER)

Lot 34 Auditor's Plat C

63.21.23.036336 Mary Ann Seltun (3320 42 Ave SE ROCHESTER)

Lot 39 Auditor's Plat C

63.21.24.036337 Larry L. Batterson (3330 42 Ave SE ROCHESTER)

Lot 40 Less PC ON CONT TO ROLSCH

63.21.23.036338 Jorge Martinez (3328 42 Ave SE ROCHESTER)

COM AT SWCOR SEC RUN TH N613.5FT TO SWLY R O W T H 52 TH SELY AL RD 767.9FT TO S
LINE SEC TH W451.9FT TO BEG SEC 16 106 13

REC'D BY
MBA

MAY 10 2010

PARCELS DETACHED FROM

MARION ORDERLY ANNEXATION #5

63.16.33.035845	Dennis A. and Nancy J. Junge	4217 29 th Street S.E.
63.16.34.035854	Edward J. and Susan Kay Brereton	4235 29 th Street S.E.
63.16.34.035853	Ronald L. and Betsy S. Streyle	4305 29 th Street S.E.
63.16.34.035848	James R. and Lynn R. Muthart	4345 29 th Street S.E.
63.16.33.035870	Arnold J. and Carolyn V. Bjerke	undeveloped parcel
63.21.24.036329	Harvard C. and Peggy L. Jendersee	3335 Marion Road S.E.
63.21.24.036330	Orville A. and Ruth Kirkham	3351 Marion Road S.E.
63.21.23.036336	Mary Ann Seltun	3320 42 nd Avenue S.E.
63.21.24.036337	Larry L. Batterson	3330 42 nd Avenue S.E.
63.21.23.036338	Jorge Martinez	3328 42 nd Avenue S.E.

PETITION FOR CITY OF ROCHESTER CONSIDERATION

We, the undersigned, owners of property are included in Orderly Annexation Agreement (OA #5) between Marion Township and the City of Rochester. Said OA #5 was entered into between the Township and City to provide for the extension of city sanitary sewer and watermain under the City of Rochester Water Quality Protection Program (WQPP). Our properties did not receive city sewer and water service under the WQPP, and our properties are located at the furthest most limits of the OA #5 area. As such we respectfully request that the City of Rochester Common Council remove our properties from OA #5. We acknowledge that our properties will continue to be located in Marion Township, and that our properties may be subject to annexation charges at some future date that our properties are annexed into the City.

<u>PIN</u>	<u>Name</u>	<u>Address</u>	<u>Signature(s)</u>
63.21.24.036329	Harvard C. and Peggy L. Jendersee	3335 Marion Road SE	
63.21.24.036330	Orville A. and Ruth Kirkham	3351 Marion Road SE	<i>Orville A. & Ruth Kirkham</i>
63.21.23.036336	Mary Ann Seltun	3320-42nd Avenue SE	<i>Mary Ann Seltun</i>
63.21.24.036337	Larry L. Batterson	3330-42nd Avenue SE	<i>Larry L. Batterson</i>
63.21.23.036338	Jorge Martinez	3338-42nd Avenue SE	

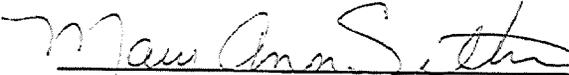
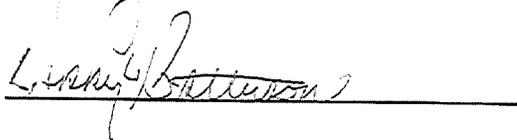
PETITION FOR CITY OF ROCHESTER CONSIDERATION

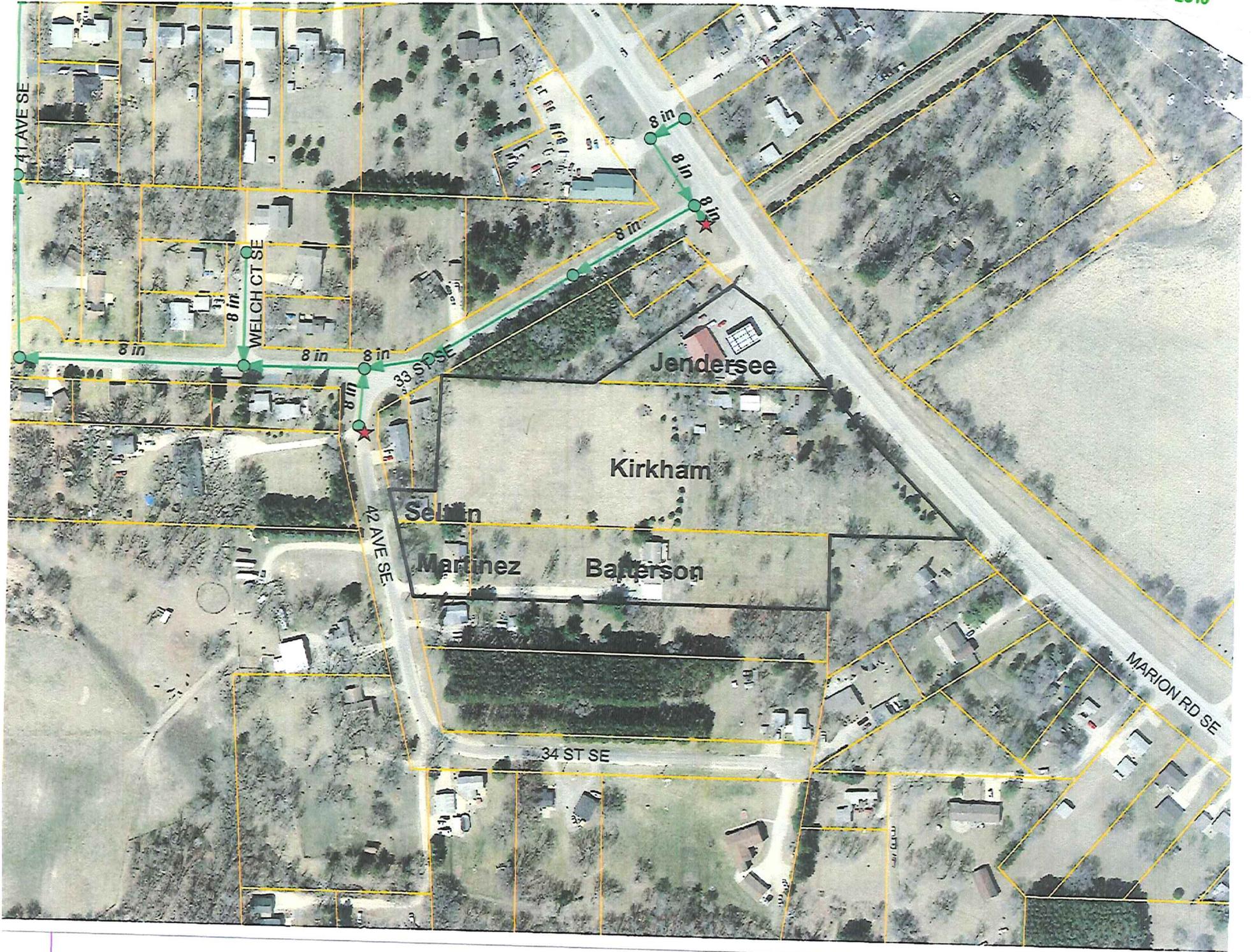
We, the undersigned, owners of property are included in Orderly Annexation Agreement (OA #5) between Marion Township and the City of Rochester. Said OA #5 was entered into between the Township and City to provide for the extension of city sanitary sewer and watermain under the City of Rochester Water Quality Protection Program (WQPP). Our properties did not receive city sewer and water service under the WQPP, and our properties are located at the furthest most limits of the OA #5 area. As such we respectfully request that the City of Rochester Common Council remove our properties from OA #5. We acknowledge that our properties will continue to be located in Marion Township, and that our properties may be subject to annexation charges at some future date that our properties are annexed into the City.

<u>PIN</u>	<u>Name</u>	<u>Address</u>	<u>Signature(s)</u>
63.21.24.036329	Harvard C. and Peggy Landersee	3335 Marion Road SE	<hr/>
63.21.24.036330	Orville A. and Ruth Kham	3351 Marion Road SE	<hr/>
63.21.23.036336	Mary Ann Selt	3320-42nd Avenue SE	<u>Mary Ann Selt</u>
63.21.24.036337	Larry L. Battem	3330-42nd Avenue SE	<u>Larry L. Battem</u>
63.21.23.036338	Jorge Martine	3338-42nd Avenue SE 3328	<u>Jorge Martine</u>

PETITION FOR CITY OF ROCHESTER CONSIDERATION

We, the undersigned, owners of property are included in Orderly Annexation Agreement (OA #5) between Marion Township and the City of Rochester. Said OA #5 was entered into between the Township and City to provide for the extension of city sanitary sewer and watermain under the City of Rochester Water Quality Protection Program (WQPP). Our properties did not receive city sewer and water service under the WQPP, and our properties are located at the furthest most limits of the OA #5 area. As such we respectfully request that the City of Rochester Common Council remove our properties from OA #5. We acknowledge that our properties will continue to be located in Marion Township, and that our properties may be subject to annexation charges at some future date that our properties are annexed into the City.

PIN	Name	Address	Signature(s)
63.21.24.036329	Harvard C. and Peggy L. Jendersee	3335 Marion Road SE	
63.21.24.036330	Orville A. and Ruth Kirkham	3351 Marion Road SE	
63.21.23.036336	Mary Ann Seltun	3320-42nd Avenue SE	
63.21.24.036337	Larry L. Batterson	3330-42nd Avenue SE	
63.21.23.036338	Jorge Martinez	3338-42nd Avenue SE	

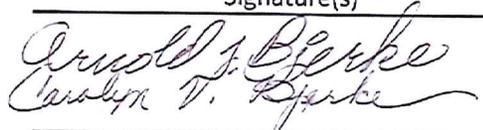


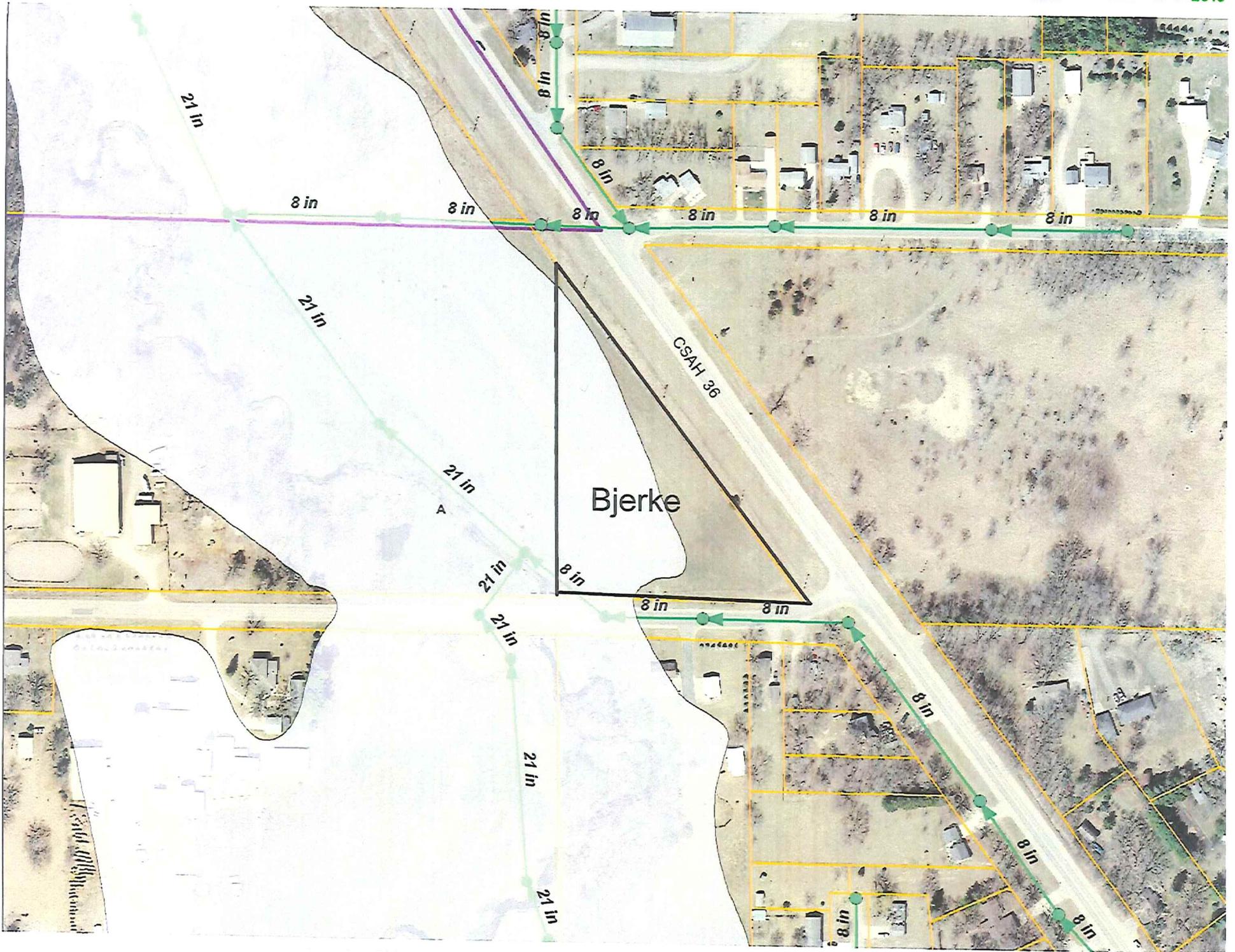
REC'D BY
MBA

MAY 10 2010

PETITION FOR CITY OF ROCHESTER CONSIDERATION

We, the undersigned, owners of property are included in Orderly Annexation Agreement (OA #5) between Marion Township and the City of Rochester. Said OA #5 was entered into between the Township and City to provide for the extension of city sanitary sewer and watermain under the City of Rochester Water Quality Protection Program (WQPP). Our properties did not receive city sewer and water service under the WQPP, and our properties are located at the furthest most limits of the OA #5 area. As such we respectfully request that the City of Rochester Common Council remove our properties from OA #5. We acknowledge that our properties will continue to be located in Marion Township, and that our properties may be subject to annexation charges at some future date that our properties are annexed into the City.

<u>PIN</u>	<u>Name</u>	<u>Address</u>	<u>Signature(s)</u>
63.16.33.035870	Arnold J and Carolyn V. Bjerke	undeveloped parcel	



PETITION FOR CITY OF ROCHESTER CONSIDERATION

We, the undersigned, owners of property are included in Orderly Annexation Agreement (OA #5) between Marion Township and the City of Rochester. Said OA #5 was entered into between the Township and City to provide for the extension of city sanitary sewer and watermain under the City of Rochester Water Quality Protection Program (WQPP). Our properties did not receive city sewer and water service under the WQPP, and our properties are located at the furthest most limits of the OA #5 area. As such we respectfully request that the City of Rochester Common Council remove our properties from OA #5. We acknowledge that our properties will continue to be located in Marion Township, and that our properties may be subject to annexation charges at some future date that our properties are annexed into the City.

PIN	Name	Address	Signature(s)
63.16.33.035845	Dennis A. and Nancy J. Junge	4217-29th Street SE	<u>Dennis Junge - Nancy Junge</u>
63.16.34.035854	Edward J. and Susan Kay Brereton	4235-29th Street SE	<u>Edward Brereton Susan Brereton</u> DECEASED JULY 11/09
63.16.34.035853	Ronald L. and Betsy S. Streyle	4305-29th Street SE	<u>Ronald L. Streyle Betsy S. Streyle</u>
63.16.34.061980	James A. Kingsley	4308-29th Street SE	_____
63.16.34.058677	George T. and Lori A. Kingsley	4310-29th Street SE	_____
63.16.34.035848	James R. and Lynn R. Muthart	4345-29th Street SE	<u>Lynn R. Muthart</u> <u>James R. Muthart</u>

