

413-05

REC'D BY
MMB

AUG 26 2005

RESOLUTION

WHEREAS, on or about May 17, 2004, the Common Council of the City of Rochester and the Town of Cascade executed an amendment to the Joint Resolution for Orderly Annexation (a copy of which is attached and incorporated herein); and

WHEREAS, the Joint Resolution allows land contained in the orderly annexation area, as described in Exhibit A thereto, to be annexed to the City; and,

WHEREAS, Minnesota Statutes Section 414.0325, subd. 1(d)(1) states that any signatory to the Joint Resolution may submit a resolution seeking the annexation of the land described within the Joint Resolution; and,

WHEREAS, the City of Rochester is a signatory to the Joint Resolution and does seek the annexation of the land described within the Joint Resolution; and,

WHEREAS, the property to be annexed is legally described as follows:

ANNEXATION EAST OF T.H. 52

That part of the Southwest Quarter of Section 4, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southeast corner of the Southwest Quarter of said Section 4; thence South 89 degrees 04 minutes 16 seconds West, assumed bearing, along the south line of said Southwest Quarter, 225.00 feet; thence North 00 degrees 55 minutes 44 seconds West, 150.00 feet for the point of beginning; thence North 23 degrees 51 minutes 33 seconds West, 1130.93 feet to the easterly line of Parcel No. 531 of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55 - 63; thence South 38 degrees 08 minutes 38 seconds West, along said easterly line, 127.39 feet; thence South 06 degrees 47 minutes 12 seconds East, along said easterly line, 947.61 feet to the north line of Parcel No. 431 of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55 - 38; thence North 89 degrees 04 minutes 16 seconds East, along said north line, 424.21 feet to the point of beginning.

Containing 6.05 acres, more or less.

ANNEXATION - WEST OF T.H. 52

That part of the Southwest Quarter of Section 4, Township 107 North, Range 14 West, Olmsted County, Minnesota, described as follows:

Commencing at the southwest corner of the Southwest Quarter of said Section 4; thence North 89 degrees 04 minutes 16 seconds East, assumed bearing, along the south line of said Southwest Quarter, 1287.41 feet; thence North 00 degrees 55 minutes 44 seconds West, 33.00 feet; thence North 05 degrees 09 minutes 21 seconds East, 667.08 feet to

the westerly line of Parcel No. 531 of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55 - 63 for the point of beginning; thence continue North 05 degrees 09 minutes 21 seconds East, 887.93 feet to a point on said westerly line (the next three courses are along said westerly line); thence South 05 degrees 31 minutes 57 seconds East, 318.09 feet; thence South 03 degrees 38 minutes 21 seconds West, 450.48 feet; thence South 34 degrees 43 minutes 00 seconds West, 143.75 feet to the point of beginning

Containing 0.99 acres, more or less.

WHEREAS, the above-described property satisfies and complies with the Joint Resolution (paragraph 2, (A), (IV) – "the City receives an annexation petition from a landowner"); and,

WHEREAS, the City's estimate of the population is zero and the number of households contained in the area is zero; and,

WHEREAS, the City's estimate of electrical service cost differences at the time of annexation is (a) an increase of .07133 per kilowatt-hour from January through May and October through December, and (b) an increase of .08633 per kilowatt-hour from June through September.

WHEREAS, the Department of Administration may review and comment but then within 30 days order annexation in accordance with the terms of the joint resolution.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rochester that the property described 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.

BE IT FURTHER RESOLVED that this resolution shall take effect and be in force from and after its filing of a certified copy hereof with the Minnesota Municipal Board, or its successor, the Town of Cascade and the Olmsted County Auditor/Treasurer.

AUG 26 2005

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF
ROCHESTER, MINNESOTA, THIS 22nd DAY OF August, 2005.

Dennis L. Hanson
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Tudy K. Kren
CITY CLERK

APPROVED THIS 23rd DAY OF August, 2005.

Ardeee F. Brede
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

Zone05\OAA\ResPCross(Cas)

REC'D BY
MMB
AUG 26 2005

REC'D BY
M M B

AUG 26 2005

HW COR. SW1/4
SEC. 4-107-14

SW COR. SW1/4
SEC. 4-107-14

-EXISTING CITY LIMITS

—EXISTING CITY LIMITS

PROPOSED
ANNEXATION AREA
0.99 ACRES

PROPOSED AREA
ANNEXATION
6.05 ACRES

EXISTING CITY LIMITS

MDOT R/W
PLAT NO. 55-65
65TH STREET NW
S. LINE SW 1/4 SEC. 4

NO. 55-38 PARCEL 531

MDOT R/W
PLAT NO. 55-65

OVERLAND

S. LINE SE1/4 SEC. 4

PREPARED BY:
MCWHIE & BETTS, INC.
CONSULTING ENGINEERS
PLANNERS, LAND SURVEYORS
ROCHESTER, MINNESOTA

SCALE 1" = 300'