

REC'D BY
MMB

NOV 02 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:

That part of the North 560.00 feet of Lot 2, Block 1, WESTGARDS FIRST SUBDIVISION, Cascade Township, Olmsted County, Minnesota lying southerly of the following described line:

Commencing at the northwest corner of said Lot 1; thence southerly along the West line of said Lot 2 on an assumed bearing of South a distance of 360.00 feet to the point of beginning of the line to be described; thence East a distance of 45.00 feet; thence South 85 degrees 56 minutes 49 seconds East a distance of 443.69 feet to the easterly line of said Lot 2 and said line there terminating.

WHEREAS, the above-described property satisfies and complies with the Joint Resolution (paragraph 2, (A), (IV) – petition by 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 .07237 per kilowatt-hour from January through May and October through December, and (b) an increase of .08758 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.

BE IT FURTHER RESOLVED that, pursuant to Section 60.3502 (3) of the Rochester Code of Ordinances and upon annexation of the property described above to the City of Rochester, said property will be assigned to the H Zoning District.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 17th DAY OF October, 2005.

Dennis L. Hanson
PRESIDENT OF SAID COMMON COUNCIL

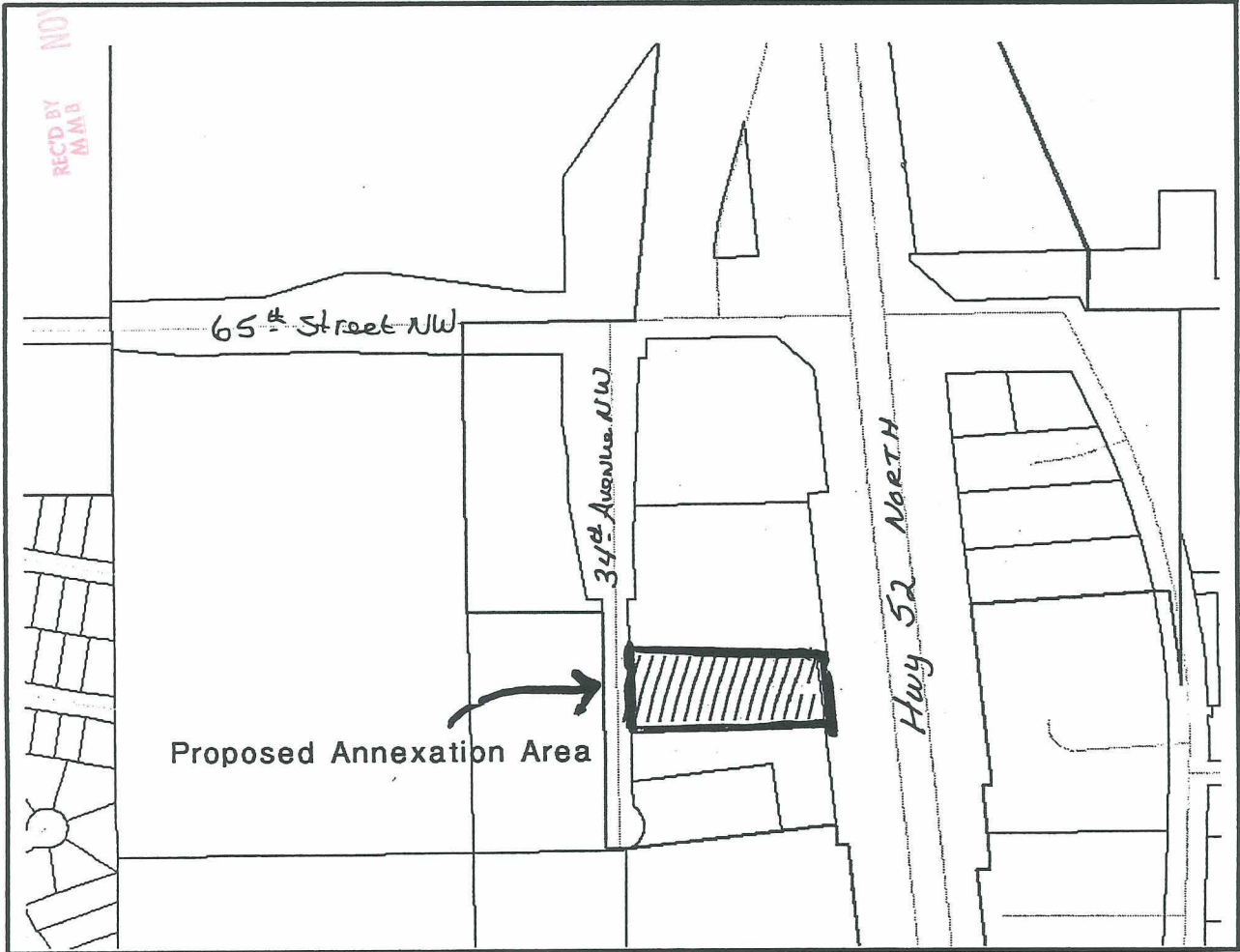
ATTEST: *Valori Langseth*
Deputy CITY CLERK






APPROVED THIS 18th DAY OF October, 2005.

Steve F. Breda
MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

Map Title



-  Ctylmts
-  Minorcl
-  Majorcl
-  river
-  PARC_TAXPYR_ADDR

NOV 02 2005
REC'D BY
M.A.M.B.

