

RESOLUTION

REC'D BY
MMB

OCT 30 2006

WHEREAS, on June 10, 2005, the Common Council of the City of Rochester and the Town of Haverhill executed a Joint Resolution for Orderly Annexation (a copy of which is attached and incorporated herein); and

WHEREAS, paragraph 3 (A)(v) of the Joint Resolution allows land contained in the orderly annexation area to be annexed to the City whenever the City owns the land to be annexed and when the City adopts a resolution in compliance with paragraph 6 of the Joint Resolution; and,

WHEREAS, the legal description for the petitioned property is as follows:

That part of the Southwest Quarter of the Southwest Quarter, Section 7, Township 107 North, Range 13 West of the 5th Principal Meridian, described as follows:

Beginning at the southwest corner of said Southwest Quarter of the Southwest Quarter; thence South 88 degrees 42 minutes 56 seconds East, assumed bearing along the south line of said Southwest Quarter of the Southwest Quarter 238.53 feet; thence North 31 degrees 25 minutes 34 seconds West 449.76 feet to the west line of said Southwest Quarter of the Southwest Quarter; thence South 00 degrees 36 minutes 04 seconds West along said west line 378.46 feet to the point of beginning; containing 1.04 acres.

AND

That part of the Northwest Quarter of Section 18, Township 107 North, Range 13 West of the 5th Principal Meridian described as follows:

Beginning at the northwest corner of said Northwest Quarter; thence South 88 degrees 42 minutes 56 seconds East, assumed bearing along the north line of said Northwest Quarter 238.53 feet; thence South 31 degrees 25 minutes 34 seconds East 870.24 feet; thence North 56 degrees 23 minutes 11 seconds East 380.00 feet; thence South 49 degrees 11 minutes 19 seconds East 723.91 feet to the southwesterly corner of Lot 1, Block 4, HAWTHORN HILL SECOND SUBDIVISION; thence South 72 degrees 47 minutes 34 seconds East 269.25 feet to the southeast corner of said Lot 1; thence North 17 degrees 12 minutes 26 seconds East along the easterly line of said Lot 1 a distance of 309.80 feet; thence northeasterly 52.80 feet along said easterly line on a curve concave to the west having a radius of 292.00 feet and a central angle of 10 degrees 21 minutes 34 seconds to the northeast corner of said Lot 1; thence North 89 degrees 17 minutes 03 seconds West 275.64 feet to the northwest corner of said Lot 1; thence North 37 degrees 49 minutes 07 seconds West 871.24 feet; thence North 00 degrees 05 minutes 55 seconds East 26.35 feet to the north line of said

Northwest Quarter; thence South 88 degrees 42 minutes 56 seconds East along said north line 560.52 feet; thence South 45 degrees 08 minutes 02 seconds East 637.20 feet; thence South 01 degrees 00 minutes 44 seconds West 563.16 feet; thence North 63 degrees 31 minutes 01 seconds East 129.15 feet; thence easterly 110.71 feet along a curve concave to the south having a radius of 233.00 feet and central angle of 27 degrees 13 minutes 22 seconds; thence South 89 degrees 15 minutes 36 seconds East 161.57 feet to the west line of Hawthorn Hill Road NE; thence South 00 degrees 44 minutes 24 seconds West along said west line 402.29 feet; thence South 89 degrees 15 minutes 36 seconds East along the south line of Hawthorn Hill Road NE 33.00 feet to the east line of said Northwest Quarter; thence South 00 degrees 44 minutes 24 seconds West along said east line 1315.92 feet to the southeast corner of said Northwest Quarter; thence North 89 degrees 05 minutes 24 seconds West along the south line of said Northwest Quarter 2566.10 feet to the southwest corner of said Northwest Quarter; thence North 01 degrees 20 minutes 45 seconds East along the west line of said Northwest Quarter 2648.50 feet to the point of beginning; containing 126.33 acres. Subject to easement and restrictions of record.

LESS the following described property:

That part of the Northwest Quarter of Section 18, Township 107 North, Range 13 West of the 5th Principal Meridian described as follows:

Beginning at the northeast corner of Lot 1, Block 4, HAWTHORN HILL SECOND SUBDIVISION; thence North 89 degrees 17 minutes 03 seconds West 275.64 feet to the northwest corner of said Lot 1; thence North 37 degrees 49 minutes 07 seconds West 871.24 feet; thence North 00 degrees 05 minutes 55 seconds East 26.35 feet to the north line of said Northwest Quarter; thence South 88 degrees 42 minutes 56 seconds East along said north line 560.52 feet; thence South 45 degrees 08 minutes 02 seconds East 637.20 feet; thence South 01 degrees 00 minutes 44 seconds West to the north right of way line of vacated Mahon Lane NE; thence westerly along said north right of way line of vacated Mahon Lane NE to said northeast corner of Lot 1, Block 4, HAWTHORN HILL SECOND SUBDIVISION and the point of beginning.

WHEREAS, the City Council wishes to invoke the procedure described in paragraph 3 (A) (v) of the Joint Resolution and annex the petitioned property and the petitioned property satisfies paragraph 3 (A) (v) of the Joint Resolution; and,

WHEREAS, the orderly annexation agreement allows for annexation by resolution and provides that the Minnesota Municipal Board may review and comment but shall, within 30 days or receipt of said resolution, order the annexation of the area described in the resolution; and,

WHEREAS, the City's estimate of the population and number of households contained in

the area is zero; and,

WHEREAS, the City's estimate of electrical service cost at the time of annexation is (a) .08118 per kilowatt-hour from January through May and October through December, and (b) .09824 per kilowatt-hour from June through September. The City's estimate of electrical service cost at the time prior to annexation is .0074 per kilowatt hour with a base facility charge of \$13 per month.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Rochester that the petitioned 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 Haverhill and the Olmsted County Auditor/Treasurer.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 7th DAY OF AUGUST, 2006.

James L. Hanson
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Judy Kay Stewart
CITY CLERK

APPROVED THIS 8th DAY OF AUGUST, 2006.

Arnell F. Biede
MAYOR OF SAID CITY

(Seal of the City of Rochester, Minnesota)

REC'D BY
MMB

OCT 3 9 2006

REQUEST FOR COUNCIL ACTION

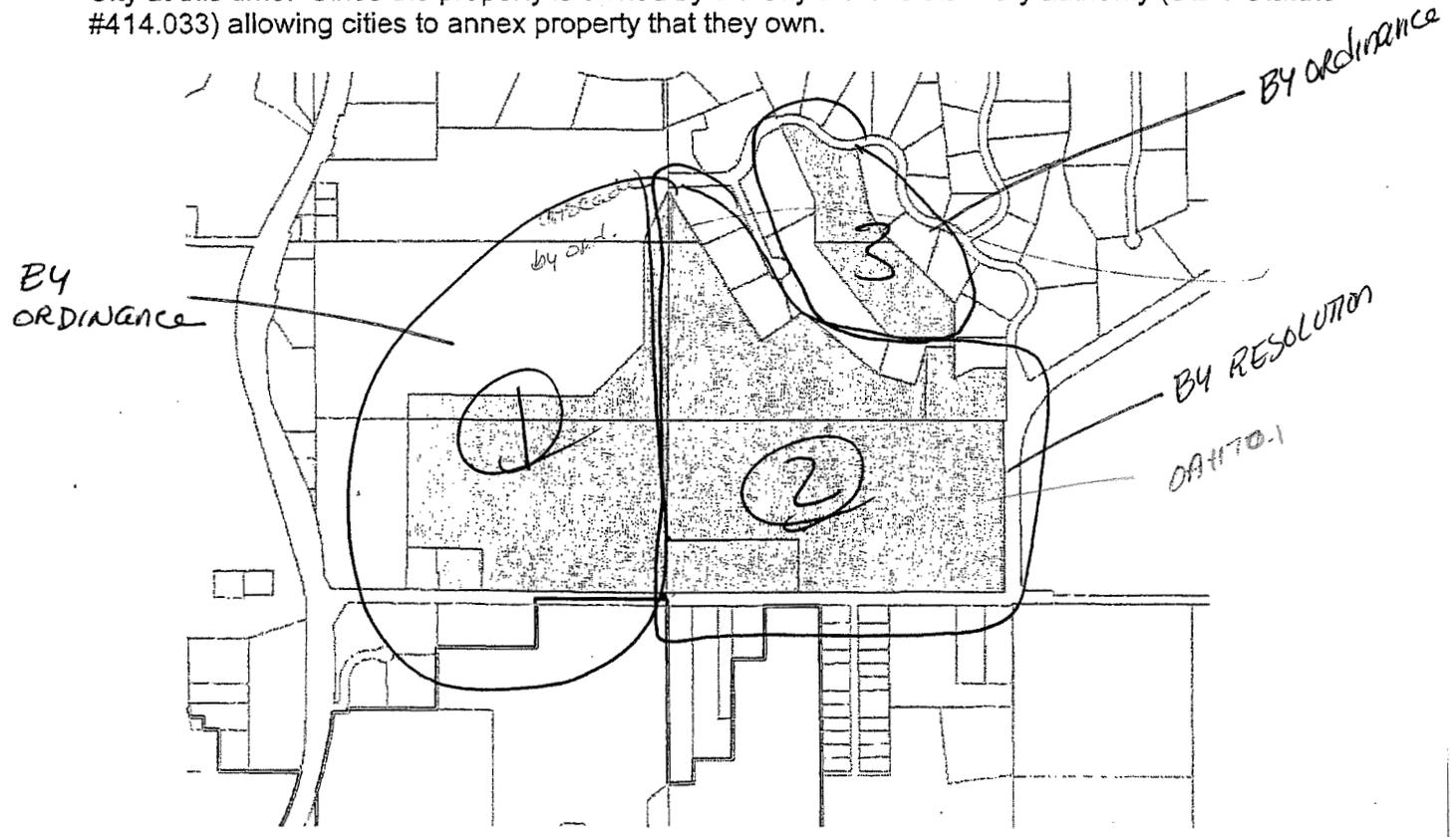
MEETING

DATE: 4/17/06

AGENDA SECTION: CONSENT AGENDA	ORIGINATING DEPT: Public Works	ITEM NO. D-18
ITEM DESCRIPTION: Real Estate – Annexation of properties in Cascade Township & Haverhill Township		PREPARED BY: M. Nigbur

The City of Rochester has property known as the Hawthorn Hills Golf Learning Center. This property has been discussed for various uses including development of the property and development of a 9 hole golf course and expansion of the golf learning center.

In anticipation of future City development Staff is recommending the property be annexed into the City at this time. Since the property is owned by the City there is statutory authority (State Statute #414.033) allowing cities to annex property that they own.



COUNCIL ACTION REQUESTED:

Authorize the Mayor and City Clerk to adopt the Ordinance for annexation the City's property known as the Hawthorn Hills Golf Learning Center Property.

COUNCIL ACTION: Motion by: _____ Second by: _____ to: _____

EXHIBIT B

ISSUED BY
M&P

DATE
09/14/2010

Haverhill Orderly Annexation Area Discussion

HADLEY VALLEY RD

48 ST NE

HADLEY VALLEY DR

Area in
Ord. 3767

Area Allowed
for
Interim Development

WQPP
Area

Map for
09-170

Proposed OIA area

35 ST

ECIR DR

ECIR DR NE

WALTON DR

