

Civil Action
#16744
C.D.

February 4, 1964

Mrs. Elfrida Reiter
City Clerk
Rochester, Minnesota

Dear Mrs. Reiter:

The Municipal Commission acknowledges receipt of your filing fee and Ord. No. 1225 in accordance with Minnesota Statutes 1961, Section 411.03, Subdivision 2 as amended by Laws 1963, Chapter 807, Section 8 and the Rules of Procedure of the Municipal Commission to annex unincorporated property.

The Commission finds that all the requirements of the Act have been met and accepted the Ordinance for filing on February 4, 1964.

If there is any future correspondence or reference to this ordinance, please refer to Docket Number A-538.

Cordially,

MUNICIPAL COMMISSION

Irving R. Koldsen
Secretary

IRK/pdl

#1225

ORDINANCE NO. 1225

AN ORDINANCE Annexing to the City of Rochester, Minnesota, Certain Platted Land Known as Lot 3, Sunrise View Subdivision, Olmsted County, Minnesota.

The Common Council of the City of Rochester do ordain:

Section 1. A petition has been filed with the Common Council of the City of Rochester, signed by all the owners of the land described therein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Olmsted County, Minnesota, and is described as follows:

Lot Three (3), Sunrise View Subdivision.

Said petition has also been filed with the Town Board of the Township of Cascade, with the County Board of the County of Olmsted, and with the Municipal Commission of the State of Minnesota, and more than thirty (30) days have elapsed since said petition was filed with said Town Board and County Board and no objections to annexation of the above described land have been filed by said Town Board or County Board.

Section 2. The Common Council of the City of Rochester does hereby determine that the land described in Section 1 abuts upon present territorial limits of the City of Rochester, is so conditioned as to be properly subjected to Municipal Government, and the annexation of said land will be in the best interests of the City of Rochester and of the lands affected.

Section 3. Therefore, the land described in Section 1 above is hereby annexed, added to and made a part of the City of Rochester, Minnesota, as effectually as if it had originally been a part thereof.

Section 4. Present and future owners of the area annexed by this Ordinance are hereby notified that in addition to the usual assessments, it is the intention of the Common Council to assess against benefited property all or a portion of the cost of any storm sewer, water tower and trunk line sanitary sewer construction, heretofore or hereafter, undertaken to serve the area annexed.

Section 5. Present and future owners of the area annexed by this Ordinance are hereby notified that by such annexation, the City of Rochester does not commit itself to extend its services and make local improvements in the area annexed on an assessment basis; and that the City of Rochester, through its Common Council, specifically reserves the right to annex additional areas to the City of Rochester and extend City services and make local improvements to such other later annexed areas in advance of improvements to the area hereby annexed if the same appears more reasonable and economical.

Section 6. 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 Municipal Commission, the County Auditor and the Secretary of State.

Passed and adopted by the Common Council of the City of Rochester, Minnesota, this 19th day of August, 1963.

ALBERT J. TINGLEY
President of said Common Council

Attest: ELFREDA REITER
City Clerk

Approved this 20th day of August, 1963.

ALBERT J. TINGLEY
Acting Mayor of said City
(Seal of the City of Rochester
Minnesota)
(8/24 - 8/31)

#16744

1225

STATE OF MINNESOTA

COUNTY OF OLUSTED

CITY OF ROCHESTER, SS

I, Elfreda Reiter, City Clerk of the City of Rochester, Minnesota do hereby certify that I have compared the foregoing copy of an ordinance with the original ordinance on file in my office, and that the foregoing is a true and correct copy of said ordinance and of the whole thereof.

Witness my hand this 19th day of September, A.D., 1963.

Elfreda Reiter

City Clerk of the City of
Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

16744

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
FEB - 7 1964

Joseph L. Donovan
Secretary of State