



STATE OF MINNESOTA
MUNICIPAL BOARD

Suite 165 Metro Square
7th & Robert Streets
St. Paul, Minnesota 55101

August 6, 1987

Carole A. Grimm
City Clerk
Room 100, City Hall
Rochester, Minnesota 55902-3163

Docket Number A-4302

Ordinance Number 2559

City of Rochester

Dear Ms. Grimm:

The Minnesota Municipal Board has now processed and approved the above ordinance in accordance with Minnesota Statutes, Chapter 414, and the Rules of Procedure.

According to law, this annexation ordinance must be filed with the Township Clerk, County Auditor, Secretary of State, and the Municipal Board. (Since the ordinance has already been filed with the Municipal Board, no additional copies are required.) We also recommend that you file the ordinance with the County Recorder.

The annexation is final upon the date the ordinance is approved by the Board, which is the date of this letter.

Sincerely,

MUNICIPAL BOARD

A handwritten signature in cursive script, appearing to read "Patricia D. Ludy".

Patricia D. Ludy
Assistant Director

PDL:sg

cc: Olmsted County Auditor
Rochester Township Clerk
Judy Kay Scherr, Deputy City Clerk
Carol Kamper, Olmsted County Board Chair
Michael Sheehan, Olmsted County Engineer
Jeffrey Ellerbusch, Consolidated Planning Dept.
Secretary of State

137539 O.D.
STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 12 1987

John Anderson Howe
Secretary of State

Rochester

STATE OF MINNESOTA)
)
COUNTY OF OLMSTED)

I, JUDY KAY SCHERR, DEPUTY CITY CLERK OF THE CITY OF ROCHESTER,
MINNESOTA, DO HEREBY CERTIFY THAT I HAVE COMPARED THE ATTACHED
COPY OF AN ORDINANCE WITH THE ORIGINAL ORDINANCE ON FILE IN MY
OFFICE AND THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE
SAID ORDINANCE AND OF THE WHOLE THEREOF.

WITNESS MY HAND THIS 7TH DAY OF JULY, 1987.

Judy Kay Scherr
Deputy City Clerk
City of Rochester, Minnesota

(Seal of the City of
Rochester, Minnesota)

ORDINANCE NO. 3559

AN ORDINANCE RELATING TO ANNEXATION;
ANNEXING APPROXIMATELY 20 ACRES IN
ROCHESTER TOWNSHIP

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 the owner of land described herein, requesting the Common Council to annex said land to the City of Rochester. The land described in said petition for annexation is located in Rochester Township, Olmsted County, Minnesota, and is described as follows

All that part of County State Aid Highway No. 25 right of way lying in the Southeast Quarter of Section 9, Township 106 North, Range 14 West, Olmsted County, Minnesota.

And also:

All that part of County State Aid Highway No. 8 and County State Aid No. 25 right of way lying within Section 10, T106N, R14W, Olmsted County, bounded and described as follows:

Bounded on the west by the West line of the Southwest Quarter of said Section 10; bounded on the south by a line 100 feet southerly and parallel with the centerline of the west bound lane of County State Aid Highway No. 25; and also bounded on the southerly and southeasterly sides by the northerly and northwesterly plat lines of the following recorded Subdivisions: GREEN MEADOWS WEST, GREEN MEADOWS THIRD SUBDIVISION, GREEN MEADOWS FIFTH SUBDIVISION, GREEN MEADOWS FIRST SUBDIVISION and BARCLAY SQUARE; bounded on the northeast by the right of way line of the Minnesota Department of Transportation; bounded on the northerly and northwesterly sides by the northwesterly right of way line of the old County Road known as County State Aid Highway No. "P" (also known as County State Aid Road No. 10); and also bounded on the north by the north right of way line as described in the condemnation proceedings dated 1948 and acquired from the Baihly family, said north line begins at the west line of the Southwest Quarter of said Section 10 and then runs easterly approximately 1600 feet to the West line of BAIHLY WOODLAND.

That part of the Northwest Quarter of the Northeast Quarter of Section 10, Township 106 North, Range 14 west, Olmsted County, Minnesota, described as follows: Commencing at the Northwest corner of said Northeast Quarter; thence North 89 degrees 07 minutes 13 seconds East along the North line of said Northeast Quarter (for the purposes of this description, the bearing of said North line is assumed to be North 89 degrees 07 minutes 13 seconds East) a distance of 1178.44 feet; thence South 32 degrees 17 minutes 43 seconds West a distance of 153.91 feet to the POINT OF BEGINNING; thence South 53 degrees 36 minutes 49 seconds West for a distance of 102.74 feet; thence southwesterly along a tangential curve concave to the southeast having a radius of 333.00 feet and a central angle of 14 degrees 59 minutes 55 seconds a distance of 87.17 feet; thence South 38 degrees 36 minutes 54 seconds West a distance of 345.00; thence southwesterly on a tangential curve concave to the northwest having a radius of 267.00 feet and a central angle of 11 degrees 56 minutes 19 seconds a distance of 55.63 feet; thence South 50 degrees 33 minutes 13 seconds West a distance of 100.00 feet; thence southwesterly on a tangential curve concave to the southeast having a radius of 333.00 feet and a central angle 15 degrees 39 minutes 29 seconds a distance of 91.00 feet; thence South 34 degrees 53 minutes 44 seconds West a distance of 258.50 feet; thence South 18 degrees 27 minutes 04 seconds West a distance of 58.20 feet; thence southwesterly on a tangential curve concave to the northwest, having a radius of 241.56 feet and a central angle of 20 degrees 56 minutes 51 seconds a distance of 88.32 feet; thence South 39 degrees 23 minutes 55 seconds West a distance of 206.03 feet to the northeasterly line of BAIHLY WOODLAND THIRD SUBDIVISION: thence South 60 degrees 19 minutes 11 seconds East along said northeasterly line a distance of 27.39 feet to the northwesterly right of way line of the old county road; thence North 39 degrees 23 minutes 55 seconds East along said northwesterly right of way line a distance of 1184.04 feet; thence North 32 degrees 17 minutes 43 seconds East along said northwesterly right of way line a distance of 192.13 feet to the point of beginning.

Said petition has also been filed with the Town Board of Rochester Township, with the County Board of the County of Olmsted, and with the Minnesota Municipal Commission, and the Town Board of Rochester Township has notified the City that it has no objections to the annexation of the above-described land.

Section 2. The quantity of land included in said petition is approximately 20 acres in size.

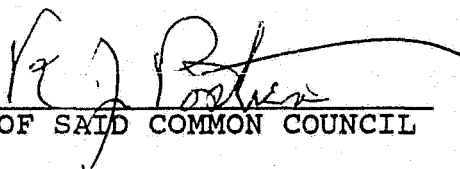
Section 3. The Common Council of the City of Rochester does hereby determine that the land described in Section 1 abuts upon the present territorial limits of the City of Rochester, is so conditioned as to be properly subjected to municipal government, and the annexation of said land will be in the best interest of the City of Rochester and the land described.

Section 4. 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 5. 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; or if appropriate, a connection charge and water service availability fee.

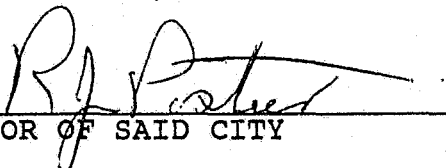
Section 6. This ordinance shall take effect and be in force from and after its Municipal Board approval.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 6TH DAY OF JULY, 1987.


PRESIDENT OF SAID COMMON COUNCIL

ATTEST: Judy Kay Scherr, Deputy
CITY CLERK

Approved this 7TH day of July, 1987.


MAYOR OF SAID CITY

(Seal of the City of
Rochester, Minnesota)

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
AUG 12 1987
Jean Anderson Howe
Secretary of State

37539
O.D.