ORDINANCE NO. 4459

AN ORDINANCE ANNEXING TO THE CITY OF ROCHESTER APPROXIMATELY 460+ ACRES LOCATED AT THE SOUTH END OF THE CITY, SOUTH OF 45TH ST SE AND EAST OF ST. BRIDGET RD SE.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER DO ORDAIN:

Section 1. Pursuant to Minn. Stat. §414.033, subd. 1, unincorporated property abutting a municipality may be annexed to the municipality by ordinance.

Section 2. Whereas, City of Rochester owns approximately 460 acres of unincorporated property that, abuts the municipality, consisting of land that is or will soon become urban or suburban in character, and which is described by the following:

That part of the Southeast Quarter of Section 25, Township 106 North, Range 14 West, Olmsted County, Minnesota, described as follows:

> Commencing at the northeast corner of said Southeast Quart; thence on an assumed bearing of South 89 degrees 50 minutes 58 seconds West, along the north line of said Southeast Quarter, 1310.20 feet to the northeast corner of the Norwest Quarter of said Southeast Quarter and to the point of beginning; thence continuing South 89 degrees 50 minutes 59 seconds West, along said north line 1310.20 feet to the northwest corner of said Southeast Quarter; thence South 00 degrees 34 minutes 08 seconds East along the west line of said Southeast Quarter, 2644.34 feet to the southwest corner of said Southeast Quarter; thence 89 degrees 26 minutes 00 seconds East, along the south line of said Southeast Quarter, 971.25 feet; thence North 00 degrees 34 minutes 00 seconds West, 660.00 feet; thence North 89 degrees 26 minutes 00 seconds East, parallel with the south line of said Southeast Quarter 1650.00 feet to the east line of said Southeast Quarter; thence North 00 degrees 35 minutes 48 seconds West, along said east line, 652.65 feet to the northeast corner of the Southeast Quarter of said Southeast Quarter; thence South 89 degrees 38 minutes 29 seconds West, along the north line of said Southeast Quarter of the Southeast Quarter 1310.49 feet to the southeast corner of said Northwest Quarter of the Southeast Quarter; thence North 00 degrees 34 minutes 58 seconds West, along the east line of said Northwest Quarter of the Southeast Quarter, 1317.41 feet to the point of beginning.

And

The North Half of the Southeast Quarter of Section 36, Township 106 N, Range 14W, Olmsted County, Minnesota.

And

That part of the Northeast Quarter of Section 36, Township 106 North, Range 14 West, Olmsted County, Minnesota described as follows:

> Commencing at the northeast corner of said Northeast Quarter; thence on an assumed bearing of South 00 degrees 10 minutes 21 seconds West, along the east line of said Northeast Quarter, 1200.00 feet to the point of beginning; thence continue South 00 degrees 10 minutes 21 seconds West, along said east line, 1426.02 feet to the southeast corner of said Northeast Quarter; thence South 89 degrees 57 minutes 00 seconds West, along the south line of said Northeast Quarter, 400.00 feet; thence North 00 degrees 10 minutes 21 seconds East, parallel to the east line of said Northeast Quarter, 600.00 feet; thence North 34 degrees 22 minutes 10 seconds West, 679.96 feet; thence North 04 degrees 21 minutes 47 seconds East, 375.06 feet; thence North 48 degrees 35 minutes 03 seconds East, 687.03 feet; thence South 23 degrees 17 minutes 51 seconds East, 613.35 feet to the east line of said Northeast quarter and the point of beginning.

And

That part of the Northeast Quarter and the Northwest Quarter of Section 36, Township 106 North, Range 14 West, Olmsted County, Minnesota described as follows:

> Commencing at the northeast corner of said Northeast Quarter; thence on an assumed bearing of South 89 degrees 40 minutes 56 seconds West, along the north line of said Northeast Quarter, 810.00 feet; thence South 02 degrees 04 minutes 05 seconds West, 480.42 feet; thence South 89 degrees 40 minutes 56 seconds West, 1090.00 feet; thence South 00 degrees 19 minutes 04 seconds East, 470.00 feet; thence South 89 degrees 40 minutes 56 seconds West, 500.00 feet; thence South 20 degrees 17 minutes 26 seconds West, 113.62 feet to the point of beginning; thence continue South 20 degrees 17 minutes 26 seconds West, 1661.60 feet to the south line of said Northwest Quarter; thence North 89 degrees 57 minutes 12 seconds East, along the south line of said Northwest Quarter and said Northeast Quarter, 1194.85 feet; thence North 00 degrees 19 minutes 04 seconds West, 1560.92 feet; thence South 89 degrees 40 minutes 56 seconds West, 609.99 feet to the point of beginning.

And

That part of the Southwest Quarter in Section 30 and part of the Northwest Quarter Section 31, both in Township 106 North, Range 13 West; that part of the Southeast Quarter of Section 25 and that part of the Northeast Quarter of Section 36, both in Township 106 North, Range 14 West, described as follows:

> Commencing at the southeast corner of the Southeast Quarter of Section 25, Township 106 North, Range 14 West; thence South 89 degrees 40 minutes 56 seconds West, assumed bearing, along the south line of the Southeast Quarter of Section 25, a distance of 200.00 feet, for a point of beginning; thence North 00 degree 19 minutes 54 seconds West, parallel with the east line of the Southeast Quarter of Section 25, a distance of 200 feet; thence North 89 degrees 40 minutes 56 seconds East, parallel with the south line of the Southeast Quarter of Section 25, a distance of 200.00 feet; thence North 00degree 19 minutes 54 seconds West, along the west line to the northwest corner of the Southwest

Quarter of Section 30, Township 106 North, Range 13 West, a distance of 2424.92 feet; thence North 89 degrees 56 minutes 37 seconds East, along the north line to the northeast corner of the Northwest Quarter of the Southwest Quarter of Section 30, a distance of 1232.66 feet; thence South 00 degrees 16 minutes06 seconds East, along the east line to the southeast corner of the Northwest Quarter of the Southwest Quarter of Section 30, a distance of 1314.46 feet; thence South 89 degrees 57 minutes47 seconds East, along the north line to the northeast corner of the Southeast Quarter of the Southwest Quarter of Section 30, a distance of 1316.28 feet; thence South 00 degrees 11 minutes 33 seconds East, a distance of 1316.60 feet, to the southeast corner of the Southwest Quarter of Section 30;thence North 89 degrees 52 minutes 10 seconds West, along the north line of the Northwest Quarter of Section 31, Township 106 North, Range 13 West, along the north line of the Northwest Quarter of Section 31, Township 106North , Range 13 West, a distance of 1314.56 feet to the northeast corner of the Northwest Quarter of the Northwest Quarter of Section 31, Township106 North, Range 13 West; thence South 00 degrees 16 minutes 44 seconds East, along the east line of the Northwest Quarter of the Northwest Quarter of Section 31, a distance of 915.21 feet; thence South 89 degrees 46 minutes 09 seconds East, parallel with the south line of the North One-Half of the Northwest Quarter of Section 31, a distance of 564.00 feet; thence South 00 degrees 16 minutes 44 seconds East, parallel with the east line of the Northwest Quarter of the Northwest Quarter of Section 31, a distance of 800.00 feet; thence North 89 degrees 46 minutes09 seconds West, parallel with the south line of the North One-Half of the Northwest Quart of Section 31, a distance of 784.00 feet; thence North 00 degrees 16 minutes 44 seconds West, parallel with the east line of the Northwest Quarter of the Northwest Quarter of Section, a distance of 400.00 feet to the point lying 220.00 feet west of the southeast corner of the Northwest Quarter of the Northwest Quarter of Section 31; thence North 89 degrees 46 minutes 09 seconds West, along the south line to the southwest corner of the Northwest Quarter of the Northwest Quarter of Section 31 (also being the southeast corner of the Northeast Quarter of Section 36, Township 106 North, Range 14 West) a distance of 1020.14 feet; Thence north 00 degrees 10 minutes, 21 seconds east along said section line to a point lying 1200.00 feet south of the northeast corner of the Section 36; thence North 23 degrees 17 minutes 51 seconds West, a

distance of 613.35 feet; thence South 48 degrees 35 minutes 03 seconds West, a distance of 687.03 feet; thence south 04 degrees 21 minutes 47 seconds West, a distance of 375.06; thence South 34 degrees 22 minutes 10 seconds East, a distance of 679.96 feet; thence South 00 degrees 10 minutes 21 seconds West, parallel with the east line of the Northeast Quarter of Section 36, a distance of 600.00 feet to a point on the south line of the Northeast Quarter which is 400.00 feet west of the southeast corner of the Northeast Quarter; thence South 89 degrees 57 minutes 00 seconds West, along the south line of the Northeast Quarter of Section 36, a distance of 1427.55 feet; thence North 00 degrees 19 minutes 04 seconds West, a distance of 1867.38 feet; thence North 89 degrees 40 minutes 56 seconds East parallel with the north line of the Northeast Quarter of Section 36, a distance of 900.00 feet; thence North 44 degrees 40 minutes 56 seconds East, a distance of 1060.66 feet, to the point of beginning. Being subject easement, restrictions and covenants of record.

Containing 229.80 acres, more or less.

Also , a strip of land 33 feet wide in the East 75 feet of the Southeast Quarter of Section 36, Township 106 North, Range 14 West.

Section 3. Whereas, on February 1, 2021, the Common Council considered and approved initiation of annexation of the subject property, known as Gamehaven Park.

Section 4. Therefore, pursuant to Minn. Stat. §414.033, subd. 1, the land described in Section 2 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.

Section 5. Upon annexation the land described in Section 1 above will be zoned H, Holding Zone.

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 Office of Administrative Hearings – Municipal Boundary Adjustments, the Rochester and Marion Township Clerks, the County Auditor and the Secretary of State.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF ROCHESTER, MINNESOTA, THIS 3rd DAY OF January, 2022.

PRESIDENT OF SAID COMMON COUNCIL

ATTEST: CITY CLERK

APPROVED THIS 4th DAY OF January, 2022.

MAYOR OF SAID CITY