

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTIONS 2-18-1 and 2-18-4  
OF CHAPTER 2-18 OF TITLE 2 OF THE ROCHESTER CODE  
OF ORDINANCES RELATING TO DOWNTOWN SPECIAL  
SERVICE DISTRICT.

THE COMMON COUNCIL OF THE CITY OF ROCHESTER ORDAINS:

Section 1. Section 2-18-1 of Chapter 2-18 of Title 2 of the Rochester Code is hereby amended to read as follows:

**Sec. 2-18-1. Purpose and authorization.**

- (a) The city previously ~~has~~ received a petition (the "petition") from downtown property owners who wanted to improve the economic vitality of downtown Rochester by establishing a special service district ("District") pursuant to Minn. Stats. §§ 428A.01—428A.101 (the "Act"). Petitions must be received by owners of 25 percent or more of the land area that would be subject to the charges and either (i) owners of 25 percent or more of the net tax capacity of property that would be subject to the charges, or (ii) owners, individuals and business organization that would be subject to 25 percent or more of a proposed charge. The petition ~~has been~~ was signed by owners of more than 60 percent of the net tax capacity of property that ~~will~~ would be subject to service charges and by owners of more than ~~25~~ 40 percent of the land area of property that ~~will~~ would be subject to service charges.
- (b) Under the provisions of the Act, the city council ~~may~~ adopted an ordinance establishing a special service district. Only property that ~~is~~ was classified under Minn. Stats. § 273.13 and used for commercial, industrial, or public utility purposes, or ~~is~~ was vacant land zoned or designated on a land use plan for commercial or industrial use and located in the special service district, could ~~may~~ be subject to the charges imposed by the city on the special service district. The ordinance ~~must~~ described, with particularity, the area within the city to be included within the district and the special services to be furnished in the district. Special services may not include a service that is ordinarily provided throughout the city from general fund revenues of the city unless an increased level of the service is provided in the special service district.
- (c) An operating plan for the Rochester Downtown Special Service District ("operating plan") ~~was~~ has been developed by the Rochester Downtown Alliance, a state nonprofit corporation composed of a broad range of people representing property owners, business leaders, the city and others with a direct stake in enhanced business and economic development conditions in the downtown. A copy of the

operating plan is available for public inspection in the Ceity Celerk's office, 201 4th Street SE, Rochester, Minnesota. The operating plan sets forth the special services to be provided within the district, the particular area of the city to be included within the district's boundaries, the amount and manner of imposing service charges, and the manner in which the special services will be implemented. The operating plan is hereby incorporated into this chapter. A copy of the operating plan is available for public inspection in the city clerk's office, 201 4th Street SE, Rochester, Minnesota.

- (d) Following the creation and existence of the Rochester Downtown Special Service District, the property owners pursued extension of the District, via petition, again gaining signatures from more than 60 percent of the net tax capacity of property that would be subject to service charges and by owners of more than 40 percent of the land area of property that would be subject to the service charge.
- (~~d~~ e) Pursuant to the authority herein recited and consistent with the above state purposes and parameters, and as requested in the petition, the city council hereby extends the previously established ~~establishes the~~ Rochester Downtown Special Service District to provide the special services described below.

Section 2. Section 2-18-4 of Chapter 2-18 of Title 2 of the Rochester Code is hereby amended to read as follows:

**Sec. 2-18-4. Term of the special district.**

The continued term of the district will begin on January 1, 2016~~25~~25, and end on December 31, 2025~~34~~34.

Section 3. This ordinance shall become effective from and after its publication.

PASSED AND ADOPTED BY THE COMMON COUNCIL OF THE CITY OF  
ROCHESTER, MINNESOTA, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.

\_\_\_\_\_  
PRESIDENT OF SAID COMMON COUNCIL

ATTEST: \_\_\_\_\_  
CITY CLERK

APPROVED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.

\_\_\_\_\_  
MAYOR OF SAID CITY

(Seal of the City of  
Rochester, Minnesota)