

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of  
Certain Real Property to the City of  
Rochester from Haverhill Township  
(MBAU Docket A-8024)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On October 17, 2016, the City of Rochester (City) adopted Ordinance Number 4266 (Ordinance) annexing certain real property (Property) from Haverhill Township (Township) legally described as follows:

Parcel A

That part of the Northwest Quarter of Section 30, Township 107 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Beginning at the most southerly corner of Lot 2, Block 1, VIOLA HEIGHTS, according to the recorded plat thereof; thence North 52 degrees 34 minutes 35 seconds East, assumed bearing, along the southeasterly line of said Lot 2, a distance of 95.15 feet to the southeasterly corner of said Lot 2; thence South 03 degrees 11 minutes 32 seconds East, 53.53 feet; thence South 86 degrees 48 minutes 28 seconds West, 78.67 feet to the point of beginning.

ALSO

Parcel B

That part of the Northwest Quarter of Section 30, Township 107 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Commencing at the most southerly corner of Outlot A, VIOLA HEIGHTS, according to the recorded plat thereof; thence North 52 degrees 34 minutes 35 seconds East, assumed bearing, along the southeasterly plat line of said VIOLA HEIGHTS, 102.43 feet to the most easterly corner of said Outlot A for the point of beginning; thence North 76 degrees 11 minutes 51 seconds East, 87.52 feet to the west line of OLMSTED COUNTY HIGHWAY RIGHT OF WAY PLAT NO. 46; thence North 03 degrees 11 minutes 32 seconds West, along said west line, 42.42 feet to the southeast corner of said VIOLA HEIGHTS; thence South 52 degrees 34 minutes 35 seconds West, along the south line of said VIOLA HEIGHTS, a distance of 104.05 feet to the point of beginning.

Based upon a review of the Ordinance, the Chief Administrative Law Judge makes the following:

## ORDER

1. Pursuant to Minn. Stat. § 414.033 (2016), the Ordinance is deemed adequate in all legal respects and properly supports this Order.

2. Pursuant to the terms of the Ordinance and this Order, the Property is **ANNEXED** to the City.

3. Pursuant to Minn. Stat. § 414.036 (2016), the City will reimburse the Township the equivalent of three years' taxes in two years, as stated in Ordinance Number 4266.

Dated: November 9, 2016



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TAMMY L. PUST  
Chief Administrative Law Judge

## NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2016). Minn. Stat. § 414.033, subd. 7 requires that a copy of the annexation ordinance be filed with the township, the appropriate county auditor(s), and the Secretary of State.

Pursuant to Minn. Stat. § 414.07, subd. 2, any person aggrieved by this Order may appeal to Olmsted County District Court by filing an Application for Review with the Court Administrator within 30 days of this Order. An appeal does not stay the effect of this Order.

Any party may submit a written request for an amendment of this Order within seven days from the date of the mailing of the Order pursuant to Minn. R. 6000.3100 (2015). However, no request for amendment shall extend the time of appeal from this Order.