

STATE OF MINNESOTA
COURT OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of Certain
Real Property to the City of Rochester
from Rochester Township
(MBAU Docket A-8549)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On October 20, 2025, the City of Rochester (City) adopted Ordinance No. 4573 (Ordinance) annexing certain real property (Property) from Rochester Township (Township) pursuant to Minn. Stat. § 414.033, subd. 2(3) (2024). The City filed the Ordinance with the Court of Administrative Hearings on April 6, 2026. The record in this matter closed on April 16, 2026, upon receipt of the filing fee.

The Property is legally described as follows:

Those parts of the Southwest Quarter of the Northeast Quarter; and the East Half of the Northeast Quarter, all in Section 6; and the West 110 acres of the Northwest Quarter of Section 5; all in Township 106 North, Range 14 West, Olmsted County, Minnesota; and the Southwest Quarter of the Southwest Quarter of Section 32, Township 107 North, Range 14 West, said county, described as follows:

Commencing at the East Quarter Corner of said Section 6; thence South 89 degrees 56 minutes 53 seconds West, assumed bearing along the east-west quarter line of said Section 6, a distance of 1939.27 feet; thence North 00 degrees 15 minutes 19 seconds West 338.80 feet to the point of beginning; thence North 72 degrees 33 minutes 54 seconds East 1770.51 feet; thence North 83 degrees 42 minutes 43 seconds East 1649.01 feet; thence South 31 degrees 25 minutes 56 seconds East 113.06 feet; thence North 83 degrees 52 minutes 47 seconds East 327.64 feet to the centerline of 45th Avenue SW; thence North 87 degrees 44 minutes 08 seconds East, along the centerline of Cascade Creek, 33.26 feet; thence South 89 degrees 48 minutes 04 seconds East, along said centerline of Cascade Creek, 27.25 feet to the east line of said West 110 acres of the Northwest Quarter of Section 5; North 00 degrees 11 minutes 56 seconds East, along said east line of the West 110 acres, a distance of 1661.72 feet to the north line of said Northwest Quarter of Section 5; thence South 89 degrees 30 minutes 44 seconds West, along said north line of the Northwest Quarter of Section 5, a distance of 484.47 feet to the east line of said Southwest Quarter of the Southwest Quarter of Section 32; thence North 00 degrees 45 minutes 24 seconds West, along said east line of the Southwest Quarter of the Southwest Quarter of Section 32, a distance of 4.88 feet to the centerline of Country


Club Road West (also known as County Road 34); thence northwesterly 562.79 feet along said centerline of Country Club Road West, along a non-tangential curve concave to the northeast, having a radius of 1206.57 feet, a central angle of 26 degrees 43 minutes 29 seconds, and a chord bearing North 70 degrees 56 minutes 36 seconds West; thence North 57 degrees 34 minutes 52 seconds West, along said centerline of Country Club Road West and tangent to last described curve, 523.70 feet; thence northwesterly 378.62 feet along said centerline of Country Club Road West, along a tangential curve concave to the southwest, having a radius of 1146.28 feet and a central angle of 18 degrees 55 minutes 30 seconds, to the west line of said Southwest Quarter of the Southwest Quarter of Section 32; thence South 00 degrees 28 minutes 59 seconds East 625.91 feet to the southwest corner of said Southwest Quarter of the Southwest Quarter of Section 32; thence South 34 degrees 43 minutes 38 seconds West 629.27 feet; thence South 00 degrees 56 minutes 03 seconds West 525.00 feet; thence South 74 degrees 10 minutes 38 seconds West 999.61 feet to the northeast corner of said Southwest Quarter of the Northeast Quarter of Section 6; thence South 89 degrees 44 minutes 42 seconds West, along the north line of said Southwest Quarter of the Northeast Quarter of Section 6, a distance of 659.33 feet to a line that bears North 00 degrees 15 minutes 19 seconds West from the point of beginning; thence South 00 degrees 15 minutes 19 seconds East 979.61 feet to the point of beginning.

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

ORDER

1. Pursuant to Minn. Stat. § 414.033 (2024), 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 (2024), the City will reimburse the Township as stated in the Ordinance.
4. The City must file a copy of the Annexation Ordinance with the Township, the appropriate county auditor, and the Secretary of State as required by Minn. Stat. § 414.033, subd. 7.

Dated: April 29, 2026



Jim Mortenson
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2024). 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 (2025). However, no request for amendment shall extend the time of appeal from this Order.