

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of  
Certain Real Property to the City of  
Rochester from Rochester Township  
(MBAU Docket A-8082)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On September 18, 2017, the City of Rochester (City) adopted Ordinance Number 4318 (Ordinance) annexing certain real property (Property) from Rochester Township (Township) legally described as follows:

The North 1025 feet of the West 1700 feet of the Southeast Quarter and the South 307.5 feet of the North 1332.5 feet of the West 850 feet of the Southeast Quarter, all in Section 5, Township 106 North, Range 14 West:

Less

The North 200 feet of the East 800 feet of the West 1700 feet and the North 66 feet of the East 700 feet of the West 900 feet all in the Southeast Quarter of Section 5, Township 106 North, Range 14 West, Olmsted County, Minnesota.

And Less

That part of the Northwest Quarter of the Southeast Quarter of Section 5, Township 106 North, Range 14 West Olmsted County, Minnesota, described as follows:

Beginning at the southeast corner of the North 66 feet of the East 700 feet of the West 900 feet of said Northwest Quarter of the Southeast Quarter; thence on an assumed bearing of South 01°00'00" East parallel to the west line of said Northwest Quarter of the Southeast Quarter 640.00 feet; thence South 88°13'50" West parallel to the north line of said Northwest Quarter of the Southeast Quarter 200.00 feet; thence North 01°00'00" West parallel to the west line of said Northwest Quarter of the Southeast Quarter 390.00 feet; thence North 88°13'50" East parallel to the north line of said Northwest Quarter of the Southeast Quarter 120.00 feet; thence North 01°00'00" West parallel to the west line of said Northwest Quarter of the Southeast Quarter 250.00 feet to the south line of the North 66 feet of the East 700 feet of the

West 900 feet of said Northwest Quarter of the Southeast Quarter; thence North 88°13'50" East 80.00 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 4318.

Dated: October 5, 2017



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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 (2017). However, no request for amendment shall extend the time of appeal from this Order.