

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Annexation of
Certain Real Property to the City of
Rochester from Marion Township
(MBAU Docket A-8451)

**ORDER APPROVING
ANNEXATION ORDINANCE**

On June 5, 2023, the City of Rochester (City) adopted Ordinance No. 4494 (Ordinance) annexing certain real property (Property) from Marion Township (Township) legally described as follows:

That part of the South Half of the Southwest Quarter of Section 18, Township 106 North, Range 13 West, Olmsted County, Minnesota, described as follows:

Beginning at the northeast corner of PINEWOOD HILLS SECOND, according to the recorded plat thereof, on file at the office of the County Recorder, Olmsted County, Minnesota; thence on an assumed bearing South 01°22'00" East, along the east line of said PINEWOOD HILLS SECOND, 666.31 feet, to the northeast corner of OUTLOT B of said PINEWOOD HILLS SECOND; thence continuing South 01°22'00" East 40.06 feet to the southeast corner of said OUTLOT B of PINEWOOD HILLS SECOND; thence South 68°02'49" East 113.29 feet; thence South 58°09'18" East 149.54 feet; thence South 85°32'32" East 234.58 feet; thence North 00°20'57" West 71.04 feet; thence South 87°20'50" East 214.54 feet; thence North 44°02'25" East 514.14 feet; thence North 31°27'42" East 127.64 feet; thence North 01°27'23" West 328.10 feet to the north line of said South Half of the Southwest Quarter; thence South 88°52'16" West, along said north line, 1112.61 feet to the point of beginning.

The above described parcel contains 18.23 acres, more or less, and is subject to any easements, covenants, and restrictions of record.

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

ORDER


1. Pursuant to Minn. Stat. § 414.033 (2022), 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 (2022), the City will reimburse the Township as stated in Ordinance No. 4494.

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: August 23, 2023


JESSICA A. PALMER-DENIG
Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.033, .07, .09, .12 (2022). 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 (2023). However, no request for amendment shall extend the time of appeal from this Order.