

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-8458)

**ORDER APPROVING  
ANNEXATION ORDINANCE**

On September 18, 2023, the City of Rochester (City) adopted Ordinance No. 4502 (Ordinance) annexing certain real property (Property) from Haverhill Township (Township) legally described as follows:

Part of Sections 29 and 32, Township 107 North, Range 13 West, Olmsted County, Minnesota, being part of the Southeast Quarter of the Southwest Quarter of Section 29, and part of the Southwest Quarter of the Southeast Quarter of said Section 29, together with part of the Northeast Quarter of the Northwest Quarter of Section 32, and part of the Northwest Quarter of the Northeast Quarter of said Section 32, described as follows:

Commencing at the northwest corner of the Northwest Quarter of said Section 32; thence North 89 degrees 53 minutes 42 seconds East along the north line of said Northwest Quarter 1904.25 feet to the point of beginning; thence South 47 degrees 45 minutes 15 seconds East 115.92 feet; thence South 10 degrees 58 minutes 45 seconds East 130.41 feet; thence South 00 degrees 50 minutes 05 seconds East 129.49 feet; thence South 12 degrees 11 minutes 13 seconds West 129.49 feet; thence South 25 degrees 12 minutes 32 seconds West 129.50 feet; thence South 38 degrees 13 minutes 50 seconds West 129.49 feet; thence South 50 degrees 33 minutes 10 seconds West 119.76 feet; thence South 56 degrees 03 minutes 56 seconds East 89.58 feet to the most northerly corner of that certain public drainage easement, recorded July 22, 2022, in Olmsted County records as Document No. A-1570306; thence South 33 degrees 05 minutes 00 seconds West along said drainage easement 283.00 feet; thence North 89 degrees 52 minutes 45 seconds West along said drainage easement 209.00 feet; thence South 00 degrees 07 minutes 15 seconds West along said drainage easement 30.00 feet; thence South 89 degrees 52 minutes 45 seconds East along said drainage easement 199.00 feet; thence South 62 degrees 19 minutes 00 seconds East along said drainage easement 320.00 feet; thence South 25 degrees 19 minutes 55 seconds East along said drainage easement 53.00 feet to the northerly right of way line of Silver Creek Road NE; thence North 88 degrees 02 minutes 04 seconds along said northerly right of way line 1345.99 feet to the east line of that certain parkland easement, recorded August 06, 2021, in Olmsted County records as Document No. A-1543201; thence North 24 degrees 09 minutes 42 seconds East along said


east line 900.91 feet to the northeast corner of said parkland easement; thence South 89 degrees 58 minutes 25 seconds West along the north line of said parkland easement 339.75 feet; thence North 27 degrees 45 minutes 06 seconds West 736.34 feet; thence South 49 degrees 20 minutes 59 seconds West 204.76 feet; thence North 53 degrees 48 minutes 05 seconds West 848.19 feet to the east line of Block 1 of CENTURY VALLEY THIRD, according to the plat thereof, on file and of record in the office of the County Recorder, Olmsted County, Minnesota; thence South 00 degrees 06 minutes 03 seconds East along said east line 105.81 feet to the southeast corner of Lot 8, in said Block 1; thence South 42 degrees 52 minutes 38 seconds East 695.07 feet to the northeast corner of the Northwest Quarter of said Section 32; thence South 89 degrees 53 minutes 42 seconds West along the north line of said Northwest Quarter 737.90 feet to the point of beginning. Said tract contains 47.94 Acres, more or less.

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. 4502.
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: October 26, 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.