

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Petition for Detachment
of Certain Real Property from the City of
Rochester to Cascade Township
(MBAU Docket D-559)

**ORDER APPROVING
DETACHMENT**

On November 16, 2015, a Petition for Detachment was filed with the Office of Administrative Hearings requesting detachment, pursuant to Minn. Stat. § 414.06 (2014), of approximately 2.79 acres of real property (Property) owned by the Pleasant Prairie Cemetery Association legally described as follows:

That part of the Southwest Quarter of Section 4, Township 107 North, Range 14 West, Olmsted County, Minnesota described as follows:

Commencing at the northwest corner of said Southwest Quarter, thence on an assumed bearing of North 89° 11' 09" East, along the north line of said Southwest Quarter 1071.07 feet to the northeast corner of Lot 3, Block 2, PRAIRIE CROSSING WEST, according to the recorded plat thereof and the point of beginning; thence South 13° 45' 16" East, along the east line of said Lot 3 and Lot 2, said Block 2 a distance of 625.18 feet to the corner of said Lot 2; thence North 76° 14' 44" East, along the north line of said Lot 2 a distance of 201.00 feet to the northeast corner of said Lot 2 and the westerly line of MINNESOTA DEPARTMENT OF TRANSPORTATION RIGHT OF WAY PLAT NO. 55-63; thence northerly along said west line to the intersection with said north line of the Southwest Quarter; thence South 89° 11' 09" West, along said north line to the point of beginning.

On September 9, 2015, the city of Rochester (City) adopted a resolution supporting the Petition or Detachment. The City's resolution was filed with the Office of Administrative Hearings on November 16, 2015.

On August 14, 2015, Cascade Township (Township) adopted a resolution supporting the Petition for Detachment. The Township's resolution was filed with the Office of Administrative Hearings on November 16, 2015.

Based upon a review of the Petition for Detachment, the City's supporting resolution, the Township's supporting resolution, and finding that the detachment would be in the best interests of the Property, the Chief Administrative Law Judge makes the following:

ORDER

1. Pursuant to Minn. Stat. § 414.06, the Petition for Detachment, the City's supporting resolution, and the Township's supporting resolution are deemed adequate in all legal respects and found to properly support this Order.

2. Pursuant to this Order, the Property is **DETACHED** from the City.

Dated: November 19, 2015

s/Tammy L. Pust

TAMMY L. PUST
Chief Administrative Law Judge

NOTICE

This Order is the final administrative order in this case under Minn. Stat. §§ 414.06, .07, .09, .12 (2014). 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.

For questions concerning this Order, please contact Star Holman at the Office of Administrative Hearings at *star.holman@state.mn.us* or 651-361-7909.