

## MEMORANDUM

TO: John Masog, Park Rapids City Attorney  
Andy MacArthur, Todd Township Attorney  
Dean Klicker/Ronald Jensen

FROM: Christine Scotillo, Executive Director  
Municipal Boundary Adjustments

DATE: September 27, 2001

SUBJECT: A-6526 Park Rapids/Todd Township (Resolutions 2001-109 & 2001-110)  
A-6560 Park Rapids/Todd Township (Resolution No. 2001-164) (new file)

After the first hearing in this matter was convened on September 10, 2000, an error in the statutory publication of the Notice of Hearing for Municipal Boundary Adjustments Docket No. A-6526 was brought to our attention. On September 27, 2001, Minnesota Planning received a request to withdraw the petition, transfer the filing fee and close Docket No. A-6526, from the City of Park Rapids, which the Director of Minnesota Planning granted that same day. In addition, the Director reinvoked the direction to parties to proceed to mediation with the mediator previously selected.

Minnesota Planning also received from the City of Park Rapids, a new petition for annexation of exactly the same area. The error is procedural in nature and does not affect the substantive issues of any party. Nonetheless, the hearing process needs to be re-established for the new Municipal Boundary Adjustment Docket No. A-6560.

Any parties previously established for purposes of the original file must reapply for party status in new file, Docket No. A-6560 within fourteen days of the publication of the new Notice of Hearing. Minn. Stat. Sec. 414.012 subd. 4(4). (This does not apply to the City of Park Rapids or the Town of Todd.)

The hearing on Docket No. A-6560 has been scheduled for Friday, November 2, 2001 at 8:30 a.m. at the Park Rapids City Hall. This hearing will be opened, jurisdictional documents will be entered into the record, and the hearing will be immediately continued to an indefinite date. No testimony will be taken on November 2<sup>nd</sup>.

In a related matter, on September 27, 2001, the Director of Minnesota Planning also granted the request of Barbara Peterson, Lowell Schellack and Gene Kinkel to withdraw as parties from A-6526.

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Please contact Municipal Boundary Adjustments if you have any questions.

CMS:sjh

cc: Barbara Blackstone, Office of Dispute Resolution  
Kenneth Nickolaj, Office of Administrative Hearings  
Betty Thomsen, Park Rapids City Administrator  
Mildred Lovin, Todd Township Clerk  
Joyce Cieluch, MN Pollution Control Agency  
The Honorable John Eix, Mayor of Park Rapids  
Keith Mikus, Todd Township Chair