



MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

600 North Robert Street
Saint Paul, Minnesota 55101

Mailing Address:
P.O. Box 64620
St. Paul, Minnesota 55164-0620

Voice: (651) 361-7900
TTY: (651) 361-7878
Fax: (651) 361-7936

November 16, 2009

VIA E-MAIL

Joseph M. Boyle
Boyle Law Office
235 – 4th Avenue
International Falls, MN 56649-2314

Re: A-7705 International Falls/Rainy Lake Unorganized Territory
(Petition for Annexation; 590 acres)

Dear Mr. Boyle:

The Office of Administrative Hearings-Municipal Boundary Adjustments has scheduled a hearing on the above-described matter. As the party initiating the proposed boundary adjustment, a notice of hearing is enclosed as well as a sample form outlining the basic issues that are considered at the hearing.

In order for Municipal Boundary Adjustments to give proper notification of the hearing to all parties pursuant to M.S. 414.09, you must submit to our office the names of the following parties:

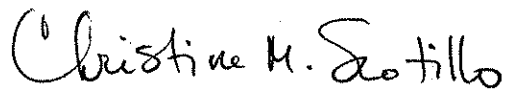
1. The township or municipality presently governing the affected territory;
2. Any township or municipality abutting the affected territory; (NOTE: M.S. 414.011, Subd. 6 states, "The terms "abut," "abuts," and "abutting" refer to areas whose boundaries at least touch one another at a single point, including areas whose boundaries would touch but for an intervening roadway, railroad, waterway or parcel of publicly owned land.")
3. The county or counties where the affected territory is situated;
4. Any planning agency or commission which has jurisdiction over the affected area.

Joseph M. Boyle
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If there is a failure to properly and fully inform Municipal Boundary Adjustments of all such parties, upon motion of any party, the hearing may be continued until proper notice is made. Since there is a statutory time limitation on the scheduling of the hearing and publication requirements, we would appreciate your early attention to this matter.

If you have any questions, please contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Christine M. Scotillo".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

CMS:kjl

c: Rodney Otterness, City Administrator (via E-mail)

Enclosures



MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

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November 16, 2009

VIA E-MAIL

Joseph M. Boyle
Boyle Law Office
235 – 4th Avenue
International Falls, MN 56649-2314

Re: Preparation for annexation hearing - A-7705 International Falls/Rainy Lake Unorg. Territory
(Petition for Annexation; 590 acres)

Dear Mr. Boyle:

A hearing will be held by the Office of Administrative Hearings-Municipal Boundary Adjustments, on the above-proposed boundary adjustment. Minnesota Statutes 414 requires the decision maker to consider certain specified factors in arriving at a decision. It is important that you are prepared to present adequate testimony since the evidence you present will be the sole basis for the decision.

State aids to your governmental unit may be adjusted because of the decision and will be based upon the evidence received at the hearing. One example is that the Department of Revenue will adjust the Local Government Aids distribution based on the data you present at the board hearing on the following: (1) population of the territory proposed for annexation, the city, and the township, (2) the net tax capacity for the property proposed for annexation, the city, and the township, (3) the township tax rate, for township purposes only, on the area proposed for annexation payable in the year of the annexation.

We also call to your attention the Rules of the Minnesota Municipal Board and specifically Rule 6000.1200, which requires the petitioner to notify us at least seven days prior to the hearing of any personal knowledge of controversy regarding the hearing.

Joseph M. Boyle
November 16, 2009
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Rules of Procedure may be purchased from Minnesota's Bookstore, 660 Olive Street, St. Paul, Minnesota 55155, (651) 297-3000, or 1-800-657-3757 (toll free). The rules are also contained in Minnesota Statutes Annotated immediately following Chapter 414 in the pocket part.

Please contact our office if you have any questions or if additional clarification is needed.

Sincerely,



Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

CMS:kjl

Enclosure



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Saint Paul, Minnesota 55101

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VIA E-MAIL

Joseph M. Boyle
Boyle Law Office
235 – 4th Avenue
International Falls, MN 56649-2314

Re: A-7705 International Falls/Rainy Lake Unorganized Territory
(Petition for Annexation; 590 acres)

Dear Mr. Boyle:

Our office will be e-mailing the Notice of Hearing to Marvin at the The Daily Journal. The Notice will be published (at the City's expense) on Monday, November 30th and Monday, December 7th. We have requested that the paper mail the invoice to the City and the Affidavit of Publication be mailed to this office.

Please contact this office if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Christine M. Scotillo".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

CMS:kjl

c: Rodney Otterness, City Administrator (via E-mail)



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November 16, 2009

VIA E-MAIL

Rodney Otterness
International Falls City Administrator
International Falls City Hall
600 – 4th Street
International Falls, MN 56649-2442

Re: Preparation for annexation hearing - A-7705 International Falls/Rainy Lake Unorg. Territory
(Petition for Annexation; 590 acres)

Dear Mr. Otterness:

A hearing will be held by the Office of Administrative Hearings-Municipal Boundary Adjustments, on the above-proposed boundary adjustment. Minnesota Statutes 414 requires the decision maker to consider certain specified factors in arriving at a decision. It is important that you are prepared to present adequate testimony since the evidence you present will be the sole basis for the decision.

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Rodney Otterness
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Please contact our office if you have any questions or if additional clarification is needed.

Sincerely,

A handwritten signature in black ink that reads "Christine M. Scotillo". The signature is written in a cursive style with a small circle above the 'i' in "Christine".

Christine M. Scotillo
Executive Director
Municipal Boundary Adjustments

CMS:kjl

Enclosure