



MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

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January 25, 2013

Michael Astrup (Via E-Mail)
1544 60th Street North
P. O. Box 219
Dilworth, MN 56529
(m_astrup@msn.com)

Diane Allen, Township Clerk
Moorhead Town Board
4540 - 50th Street, South
Moorhead, MN 56560

John Shockley, City Attorney (Via E-Mail)
Ohnstad Twichell Attorneys
901 - 13th Avenue East, Suite B
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Kristie Leshovsky, AICP (Via E-Mail)
Planner & Zoning Administrator
Moorhead City Hall
P. O. Box 779
Moorhead, MN 56561-0779
(kristie.leshovsky@ci.moorhead.mn.us)

Re: D-494 Moorhead/Moorhead Township (Astrup Property; 144.76 acres)

Dear Mr. Astrup, Ms. Allen, Mr. Shockley and Ms. Leshovsky:

I have reviewed the request for an extension of the discussion period, and understand the timing and requirements for passing the required ordinance. However, in light of the statutory criteria set forth in Minn. Stat. § 414.07, Subd. 1, the request for an additional extension is denied.

The Chief Administrative Law Judge, through his designee, has delegated the authority and responsibility under Minn. Stat. §§ 414.01 to 414.09 to conduct hearings and issue orders, including a final decision in this matter to the Administrative Law Division, pursuant to Minn. Stat. § 414.12 Subd. 1(b). The Office of Administrative Hearings will assign an administrative law judge to schedule a hearing in this matter. You will be notified accordingly.

The parties are encouraged to continue working on finalizing settlement in this matter prior to the scheduling of a hearing before the assigned administrative law judge.

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If you have any questions, please contact me or Star Holman at star.holman@state.mn.us or 651-361-7909.

Sincerely,



Timothy J. O'Malley
Assistant Chief Administrative Law Judge
Municipal Boundary Adjustment Unit

TJO:sjh