

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

September 25, 2012

Kay Murphy, City Clerk
Bemidji City Hall
317 - 4th Street, N.W.
Bemidji, MN 56601-3116
(kmurphy@ci.bemidji.mn.us)

Lanee Paulson, Township Clerk
Bemidji Town Board
148 Carr Lake Road, S.E.
Bemidji, MN 56601
(bemtwnsp@paulbunyan.net)

Re: D-501 Bemidji/Bemidji Township (Pursuant to OA-1117 Agreement; 165.71 acres;
City Resolution No. 5775; Mayer/Stai/Eichstadt/Kaul/Wille/Stittsworth/Bruun Petitions)

Dear Ms. Murphy and Ms. Paulson:

The Office of Administrative Hearings - Municipal Boundary Adjustment Unit acknowledges receipt of City Resolution No. 5775 and the above-referenced petitions for detachment. Please refer to the above docket number in future communications regarding this proposed boundary adjustment.

Pursuant to Minn. Stat. § 414.06 Subd. 1a and 2, as amended and effective August 1, 2012:

- If a city resolution supporting the detachment petition is received and no resolution of opposition is received from the township, no hearing is necessary and the Chief Administrative Law Judge shall grant the petition.
- If both the city and the township submit resolutions opposing the detachment petition, a hearing must not be held and the Chief Administrative Law Judge shall deny the petition.
- In any other case, the Chief Administrative Law Judge shall designate a time and place for a hearing pursuant to Minn. Stat. § 414.09.

Because there is considerable paperwork and expense with a hearing, the MBAU would appreciate hearing from the township as to their position on the detachment petitions by October 16, 2012.

D-501 Bemidji/Bemidji Township
September 25, 2012
Page Two


Pursuant to Minn. Stat. § 414.06 Subd. 1a, as amended and effective August 1, 2012:

- The Township may submit a resolution stating that the Town Board supports, opposes or is neutral to the petition. The failure to submit a resolution must be deemed a position of neutrality. Minn. Stat. § 414.06 Subd. 1a.

For more information about the recent amendments to the detachment process, please visit the MBAU website at <http://www.mba.state.mn.us>.

If you have any questions, please contact this office.

Sincerely,


Starlene J. Holman
State Program Administrator, Senior
Municipal Boundary Adjustment Unit
star.holman@state.mn.us
651-361-7909

SJH:kjl