



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

October 29, 2012

Paul E. Stoneberg
Stoneberg, Giles & Stroup, P.A.
300 South O'Connell St
Marshall, MN 56258-2638

VIA E-MAIL
(paul@sgslawyers.com)

Re: D-503 Arco/Lake Stay Township (Serreyn Revocable Trust Petition; 138.48 acres)

Dear Mr. Stoneberg:

The Office of Administrative Hearings - Municipal Boundary Adjustment Unit acknowledges receipt of the petition for detachment. Please refer to the above docket number in future communications regarding this proposed boundary adjustment.

Pursuant to Minn. Stat. § 414.06 Subd. 2 (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.

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,

A handwritten signature in blue ink that reads "Starlene J. Holman".

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

SJH:kjl

c: Tammy Guza, Arco City Clerk-Treasurer (tammy@hildebrantcpa.com)
Norma Renken, Lake Stay Township Clerk



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October 29, 2012

Tammy Guza
Arco City Clerk-Treasurer
Arco City Hall
P.O. Box 73
Arco, MN 56113-0073
tammy@hildebrantcpa.com

Norma Renken
Lake Stay Township Clerk
2310 250th St.
Arco, MN 56113

Re: D-503 Arco/Lake Stay Township (Serreyn Revocable Trust Petition; 138.48 acres)

Dear Ms. Guza and Ms. Renken:

The Office of Administrative Hearings - Municipal Boundary Adjustment Unit acknowledges receipt of the above-referenced petition for detachment. Please refer to the above docket number in future communications regarding this proposed boundary adjustment.

Because there is considerable paperwork and expense with a hearing, the MBAU would appreciate hearing from the city and township as to their positions on the detachment petition by November 19, 2012.

Pursuant to Minn. Stat. § 414.06 Subd. 2 (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.

Pursuant to Minn. Stat. § 414.06 Subd. 1a (effective August 1, 2012):

- The Township may submit a resolution to the Chief Administrative Law Judge 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. If the town submits a resolution of support for a petition opposed by the municipality from which the land is proposed to be detached, or a resolution in opposition to a petition supported by a resolution of the municipality, the town becomes a party to the hearing required under this section and is subject to the distribution of costs as provided in subdivision 7.

D-503 Arco/Lake Stay Township
October 29, 2012
Page 2

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

c: Paul E. Stoneberg, Petitioner's Attorney (paul@sgslawyers.com)

Attachment (1)

- To the City: Sample City Resolution
- To the Township: Sample Township Resolution