



MINNESOTA OFFICE OF ADMINISTRATIVE HEARINGS

600 North Robert Street
Saint Paul, Minnesota 55101

Mailing Address:
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St. Paul, Minnesota 55164-0620

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April 24, 2014

David Drown
David Drown Associates
5029 Upton Avenue, South
Minneapolis, MN 55410

VIA E-MAIL & US MAIL
(david@daviddrown.com)

Re: D-523 Silver Bay/Beaver Bay Township (Drown et al. Petition for Detachment; 160 acres)

Dear Mr. Drown:

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:

- 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.

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

Sincerely,

Starlene J. Holman
State Program Administrator, Senior
Municipal Boundary Adjustment Unit

c: Lana Fralich, City Administrator (lanaf@silverbay.com and US Mail)
Mary Jane VanDenHeuvel, Township Clerk (bbtownship@lakenet.net and US MAIL)



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Lana Fralich, City Administrator
Silver Bay City Hall
7 Davis Drive
Silver Bay, MN 55614-1318

VIA E-MAIL & US MAIL
(lanaf@silverbay.com)

Mary Jane VanDenHeuvel, Township Clerk
Beaver Bay Town Board
P. O. Box 306
Beaver Bay, MN 55601

VIA E-MAIL & US MAIL
(bbtownship@lakenet.net)

Re: D-523 Silver Bay/Beaver Bay Township (Drown et al. Petition for Detachment; 160 acres)

Dear Ms. Fralich and Ms. VanDenHeuvel:

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 May 15, 2014.

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

- 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.

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Pursuant to Minn. Stat. § 414.06 Subd. 1a:

- 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.

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

Sincerely,



Starlene J. Holman
State Program Administrator, Senior
Municipal Boundary Adjustment Unit

Attachment (1)

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

c: David Drown, Petitioner (david@daviddrown.com and US Mail)