

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Petition for
the Incorporation of Credit River
Township (MBAU Docket I-72)

NOTICE OF HEARING

Notice is hereby given that a public hearing will **commence at 9:30 a.m. on November 16, 2020**, at the Credit River Township Town Hall, 18985 Meadow View Boulevard, Prior Lake, Minnesota 55372, before Administrative Law Judge Jessica A. Palmer-Denig. A public information and comment hearing will convene at **6:30 p.m. on the same date and in the same location**. The hearings will be held to consider evidence and argument regarding the Petition for Incorporation filed by the Petitioner Credit River Town Board (Township).

Please take note that the hearings will be conducted in accordance with Executive Order 20-81, which requires the use of face coverings in indoor public settings unless an exception applies. Some participants may appear remotely, and the capacity of the hearing room will be limited to ensure compliance with social distancing requirements. Members of the public who wish to observe or participate in the evidentiary hearing or public information and comment hearing are encouraged to participate remotely via the video/telephone conferencing service *GoTo Meeting*. Information and instructions regarding accessing the hearing through this platform are available on Credit River Township's website: www.creditriver-mn.gov.

Alternatively, the hearings may be accessed using the following information:

1. Evidentiary Hearing Access Information:

Credit River Incorporation Hearing

Mon., Nov. 16, 2020 9:30 AM - 4:30 PM (CST)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/141858333>

You can also dial in using your phone.

United States (Toll Free): [1 877 309 2073](tel:18773092073)

United States: [+1 \(646\) 749-3129](tel:+16467493129)

Access Code: 141-858-333

2. Public Information and Comment Hearing Access Information:

Credit River Incorporation Public Comment Hearing:

Mon., Nov. 16, 2020 6:30 PM - 7:30 PM (CST)

Please join my meeting from your computer, tablet or smartphone.

<https://global.gotomeeting.com/join/542658493>

You can also dial in using your phone.

United States (Toll Free): [1 877 309 2073](tel:18773092073)

United States: [+1 \(646\) 749-3129](tel:+16467493129)

Access Code: 542-658-493

If you have any questions regarding connecting to either the evidentiary hearing or public information and comment hearing please contact Chris Kostik, Town Board Chairman, at (612) 986-8162 or by email at kostik@creditriver-mn.gov.

If you have any written data, statements or arguments concerning this matter that you would like the Administrative Law Judge to consider, please either mail them to the Office of Administrative Hearings, Attn: Star Holman, MBAU Administrator, PO Box 64620, St. Paul, Minnesota 55164-0620; or email them to star.holman@state.mn.us no later than **3:30 p.m. on November 10, 2020**.

At the hearing, all persons shall be given an opportunity to be heard orally and to submit written data, statements, or arguments concerning this matter. The hearing will be conducted pursuant to the procedures set out in Minn. R. ch. 6000 (2019) as supplemented by Minn. R. 1400.5010-.8400 (2019).

The only party to this proceeding to date is the Township. The Petitioner has requested an order authorizing the incorporation of Credit River Township as the City of Credit River pursuant to Minn. Stat. § 414.02 (2020). Robert T. Ruppe and Michael C. Couri, Couri & Ruppe, P.L.L.P., appear on behalf of the Township. Any other person, group of persons, or governmental agency residing in, owning property in, or exercising jurisdiction over the subject area, and who has a direct legal interest that will be affected by the outcome of this proceeding, may become a party to this matter by filing a notice of appearance no later than **4:30 p.m. on November 9, 2020**. The cost of this proceeding will be apportioned among the parties.

The Property proposed for incorporation is described as follows:

Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 27,28, 29, 30, 31, 32, 33 and 34, all being in Township 114, Range 21, Scott County, Minnesota.

EXCEPT

That part of the Northwest Quarter of Section 5, Township 114, Range 21, Scott County, Minnesota lying northerly of the centerline of a branch stream

of Credit River (the same being the north line of the plat of Creekwood 2nd Addition) and easterly of the following described line:

Commencing at the northwest corner of said Northwest Quarter; thence north 88 degrees 33 minutes 09 seconds east (assumed bearing) along the north line of said Northwest Quarter a distance of 661.47 feet to the point of beginning of the line to be described; thence south 00 degrees 41 minutes 28 seconds east a distance of 125 feet more or less to the centerline of said branch stream and there terminating.

ALSO EXCEPT

That part of the Northwest Quarter of Section 5, Township 114, Range 21, Scott County, Minnesota, described as follows:

Commencing at the northwest corner of said Northwest Quarter; thence north 88 degrees 33 minutes 09 seconds east (assumed bearing) along the north line of said Northwest Quarter a distance of 344.53 feet to the point of beginning of the land to be described; thence continuing north 88 degrees 33 minutes 09 seconds east along said north line a distance of 316.94 feet; thence south 00 degrees 41 minutes 28 seconds east a distance of 125 feet more or less to the centerline of a branch stream of Credit River (the same being the northerly line of the plat of Creekwood 2nd Addition); thence southwesterly along the centerline of said branch stream to its intersection with a line drawn south 01 degrees 25 minutes 15 seconds west from the point of beginning; thence north 01 degrees 25 minutes 15 seconds east a distance of 437 feet more or less to the point of beginning.

ALSO EXCEPT

The South 1391.13 feet of the West Half of the Southwest Quarter of Section 6, Township 114, Range 21, Scott County, Minnesota lying West of the East 366.00 feet thereof, except the West 375.75 feet of the East 741.75 feet of the South 1391.13 feet of the West Half of the Southwest Quarter of Section 6, Township 114, Range 21, Scott County, Minnesota.

ALSO EXCEPT


The West 919.00 feet (as measured at right angles) of that part of the North Half of the Northwest Quarter (N½ of NW¼) of Section 7, Township 114, Range 21, Scott County, Minnesota, lying North of the Northerly right of way line of Eagle Creek Avenue, Scott County, Minnesota.

After all testimony is complete and the record is closed, the Administrative Law Judge will issue findings and an order in accordance with Minn. Stat. ch. 414 (2020).

Any questions concerning the proposed incorporation, or requests for accommodation for a disability in order to participate in this hearing, should be directed

to Star Holman, MBAU Administrator, at star.holman@state.mn.us or (651) 361-7909.

Dated: October 21, 2020


JESSICA A. PALMER-DENIG
Administrative Law Judge