

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE MUNICIPAL BOUNDARY ADJUSTMENT UNIT

In the Matter of Burns Township  
Incorporation I-70

**NOTICE AND ORDER FOR HEARING**

NOTICE IS HEREBY GIVEN that Burns Township has initiated this action to determine whether the Petition for Incorporation of the Town of Burns (I-70) be granted or denied based upon factors set out in Minn. Stat. § 414.02.

IT IS HEREBY ORDERED that a public hearing will be held on February 28, 2008, at 9:00 a.m. at the Burns Town Hall, 19800 Nowthen Boulevard N.W., Burns Township, Minnesota 55303. The hearing will continue on the same day at 7:00 p.m. at the same location

The Chief Administrative Law Judge, Office of Administrative Hearings, has assigned this matter to the Honorable Raymond R. Krause, Administrative Law Judge, Office of Administrative Hearings, 600 N. Robert Street, P.O. Box 64620, St. Paul, Minnesota 55164-0620, telephone (651) 361-7830.

The hearing will be conducted pursuant to the Rules of the Minnesota Municipal Board and procedures set out in chapter 14 of Minnesota Statutes, the Rules of the Office of Administrative Hearings, Minn. R. 1400.5100 – 1400.8500, and Minn. Stat. § 414.09. A copy of these materials may be purchased from the Minnesota Book Store, telephone 612-297-3000, or are available at [www.revisor.leg.state.mn.us](http://www.revisor.leg.state.mn.us). Copies of the rules are also available at [www.oah.state.mn.us](http://www.oah.state.mn.us).

The attorney for Burns Township, Michael Couri, Couri, Mac Arthur & Ruppe, 705 Central Avenue, East, P.O. Box 369, St. Michael, Minnesota 55376-0369 may be contacted to discuss this matter.

**ISSUES**

Whether the Petition for the Incorporation of the Town of Burns be granted or denied.

## ADDITIONAL NOTICE

1. If any party has good cause for requesting a delay of the hearing, the request must be made in writing to the Administrative Law Judge at least five days prior to the hearing. A copy of the request must be served on the other party.

2. Any party intending to appear at the hearing must file a Notice of Appearance form and return it to the Administrative Law Judge within 14 days of the date of publication of the notice required by section 414.09. A copy must be served on the attorney for the Town of Burns.

3. Persons attending the hearing should bring all evidence bearing on the case, including any records or other documents. Be advised that if data that is not public is admitted into the record, it may become public data unless an objection is made and relief is requested under Minn. Stat. § 14.60, subd. 2.

4. Any party who needs an accommodation for a disability in order to participate in this hearing process may request one. Examples of reasonable accommodations include wheelchair accessibility, an interpreter, or Braille or large-print materials. If any party requires an interpreter, the administrative law judge must be promptly notified. To arrange an accommodation, contact the Office of Administrative Hearings at 600 N. Robert Street, P.O. Box 64620 St. Paul, Minnesota 55164 or may call (651) 361-7900 (voice) or (651) 361-7878 (TTY).

Dated: February 1, 2008

s/Raymond R. Krause

RAYMOND R. KRAUSE

Chief Administrative Law Judge

cc: Docket Coordinator  
Christine Scotillo

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

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**NOTICE OF APPEARANCE**

TO: Administrative Law Judge Raymond R. Krause, 600 North Robert Street, PO Box 64620, St. Paul, MN 55164

PLEASE TAKE NOTICE that the party named below will appear at the hearing in this matter.

Name, Address, and Telephone Number of Party:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Party's Attorney, Office Address and Telephone Number:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature of Party/Attorney: \_\_\_\_\_

Dated: \_\_\_\_\_.

NOTICE: This Notice must be served upon the attorney for the agency and any other known party. After an attorney has filed a notice of appearance, withdrawal is effective only if a notice of withdrawal is promptly served on all parties and filed with the judge. The notice of withdrawal must include the address and telephone number of the party. Withdrawal of counsel does not create any right to a continuance. Minn. R. 1400.5700.