

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Petition for the  
Incorporation of Baldwin Township  
(MBAU Docket I-75)

**NOTICE OF HEARING**

Notice is hereby given that a public hearing will be held on **March 7, 2024**, beginning at **9:30 a.m.** at the Baldwin Town Hall, 30239 128<sup>th</sup> Street NW, Baldwin Township, Minnesota 55371, before Administrative Law Judge Jessica A. Palmer-Denig. The hearing will continue on March 8, 2024, if necessary.

The Administrative Law Judge will take comments from members of the public who wish to be heard regarding this matter beginning at **5:30 p.m.** on **March 7, 2024**, in the same location. Other participation by the public shall be governed by Minn. R. 6000.1200 (2023).

These hearings will be held to consider evidence, argument, and public comments regarding the Petition for Incorporation filed by the Petitioner Baldwin Town Board (Township). One or more witnesses may appear at the hearings via videoconference.

At the hearings, 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 (2023), as supplemented by Minn. R. 1400.5010-.8400 (2023).

Interested persons may also submit written data, statements, or arguments concerning this matter to the Administrative Law Judge. Submissions may be made either by mail to the Office of Administrative Hearings, Attn: Star Holman, MBAU Administrator, PO Box 64620, St. Paul, Minnesota 55164-0620, or by email to [star.holman@state.mn.us](mailto:star.holman@state.mn.us). All materials should be submitted so they are received by **4:30 p.m.** on **February 29, 2024**, and such submissions shall include the docket number for this matter: **OAH 71-0330-39760**.

The only party to this proceeding to date is the Township. The Township has requested an order authorizing the incorporation of Baldwin Township as the City of Baldwin pursuant to Minn. Stat. § 414.02 (2022). Michael C. Couri, Couri & Ruppe, P.L.L.P., appears on behalf of the Township. Kelly Bourgeois and Damien Toven, Toven and Associates, appear on behalf of the City of Princeton (City). At this time the City has elected to participate in the hearing as permitted by Minn. R. 6000.1200, without becoming a party.

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 February 16, 2024**. The cost of this proceeding will be apportioned among the parties.

The Property proposed for incorporation is described as follows:

All of the following Sections: 1, 2, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36 located in Township 35 North, Range 26 West, Sherburne County, Minnesota;

AND

Those portions of the following described sections:

All of Section 3, Township 35 North, Range 26 West, Sherburne County, Minnesota, EXCEPT therefrom the following properties:

- The west 1,650 feet of the NW 1/4 of Section 3, Township 35 North, Range 26 West, Sherburne County, Minnesota.
- That part of E 1/2 of SE 1/4, Section 4, and that part of SW 1/4, Section 3, described as follows: Commencing at southeast corner of Section 4, also southwest corner of Section 3; thence north along east line of said Section 4 (also west line of Section 3) for 1,200 feet to actual point of beginning; thence south 89 degrees 17 minutes west 1,200 feet along a line parallel to south line of Section 4; thence north 1,400 feet parallel to east line of Section 4; thence north 89 degrees 17 minutes east on a line parallel to south line of Section 4 1,200 feet to a point on east line of Section 4; thence north 89 degrees 46 minutes east 967 feet on a line parallel to south line of Section 3; thence south 15 degrees 27 minutes east 212.9 feet; thence south 41 degrees 28 minutes east 501.9 feet; thence south 27 degrees 55 minutes east 585 feet; thence south and parallel to west line of Section 3 300 feet; thence south 89 degrees 46 minutes west and parallel to south line of Section 3 1,620 feet to point of beginning. Except the NE 1/4 of SE 1/4, except therefrom that point which lies northerly of the south 1,235 feet and westerly of the east 1,200 feet; and that part of the SE 1/4 of SE 1/4 which lies within the boundary lines of a tract described above in document 92047, Sections 3 and 4, Township 35 North, Range 26 West, Sherburne County.

That part of Northeast Quarter of Section 4, Township 35 North, Range 26 West, Sherburne County, Minnesota, described as follows:

- That part of the Northeast Quarter of Section 4, Township 35, Range 26, Sherburne County, Minnesota, lying westerly of the westerly right of way line of 122<sup>nd</sup> Street.

- All of the Southwest Quarter of the Northeast Quarter of Section 4, except that part of the Southwest Quarter of the Northeast Quarter of Section 4, Township 35, Range 26, Sherburne County, Minnesota, described as follows: Beginning at the point of intersection of the East line of STATE HIGHWAY RIGHT OF WAY PLAT NO. 71-2, said Sherburne County, with the North line of said Southwest Quarter of the Northeast Quarter; thence Southerly, along said East line of STATE HIGHWAY RIGHT OF WAY PLAT NO. 71-2, a distance of 170.50 feet; thence Easterly, parallel with said North line of the Southwest Quarter of the Northeast Quarter, a distance of 311.00 feet; thence Southerly, parallel with said East line of STATE HIGHWAY RIGHT OF WAY PLAT NO. 71-2, a distance of 115.00 feet; thence Easterly, parallel with said North line of the Southwest Quarter of the Northeast Quarter, a distance of 66.00 feet; thence Northerly, parallel with said East line of STATE HIGHWAY RIGHT OF WAY PLAT NO. 71-2, a distance of 285.50 feet to the point of intersection with said North line of the Southwest Quarter of the Northeast Quarter; thence Westerly, along said North line of the Southwest Quarter of the Northeast Quarter, a distance of 377.00 feet to the point of beginning.

All of the Southeast Quarter of Section 4, Township 35 North, Range 26 West, Sherburne County, Minnesota, EXCEPT therefrom the following properties:

- The Northeast Quarter of the Southeast Quarter of Section 4, Township 35 North, Range 26 West, except therefrom that part which lies northerly of the south 1,235 feet and westerly of the east 1,200 feet.
- That part of the south 1235 feet of the Northwest Quarter of the Southeast Quarter of Section 4, Township 35, Range 26, Sherburne County, Minnesota, EXCEPT the north 505 feet of the south 2472.5 feet of the west 604 feet of said Southeast Quarter and EXCEPT that part of said Northwest Quarter of the Southeast Quarter described as the north 730 feet of the south 1967.5 feet of the west 264 feet of said Southeast Quarter.
- That part of the Southwest Quarter of the Southeast Quarter of Section 4, Township 35, Range 26, Sherburne County, Minnesota, lying north of the south 297 feet thereof, EXCEPT the north 371 feet of the south 1204.05 feet of the west 264 feet of said South- west Quarter of the Southeast Quarter, and EXCEPT the south 412.5 feet of the west 264 feet of said Southwest Quarter of the Southeast Quarter, and EXCEPT the north 264 feet of the south 561 feet of the east 430 feet of said Southwest Quarter of the Southeast Quarter, and EXCEPT that part of the west 264 feet of said Southwest Quarter of the Southeast Quarter lying north of the south 1257.5 feet thereof.
- That part of the south 1200 feet of the Southeast Quarter of the Southeast Quarter of Section 4, Township 35, Range 26, Sherburne County, Minnesota, EXCEPT the east 400 feet of said Southeast Quarter of the Southeast Quarter, and EXCEPT the south 561 feet of the east 660 feet of the west 1900 feet of said Southeast Quarter.

All of the Southwest Quarter of Section 4, Township 35 North, Range 26 West, Sherburne County, Minnesota, EXCEPT therefrom the following properties:

- That part of the Southwest Quarter of Section 4, Township 35 North, Range 26 West, Sherburne County, Minnesota, described as follows: Beginning at the northwest corner of said Southwest Quarter of Section 4; thence South on the west line of said Southwest Quarter a distance of 413 feet; thence East parallel with the north line of said Southwest Quarter of Section 4, to the westerly line of the railroad right-of-way as presently located and established; thence northerly along said westerly line of the railroad right-of-way to the north line of the said Southwest Quarter of Section 4; thence West on and along said north line to the point of beginning. Less and Except that part of the Northwest Quarter of the Southwest Quarter of Section 4, Township 35 North, Range 26 West, shown as Parcel 4370 on the plat designated as State Highway Right-Of-Way Plat Number 71-1 on file and of record in the office of the Register of Deeds in and for Sherburne County, Minnesota.
- Lot 7, Block 1, plat of Railside, Sherburne County, Minnesota.
- Lot 1, Block 1, PUC Plat, Sherburne County, Minnesota.
- Lot 1, Block 1, plat of Railway Properties, Sherburne County, Minnesota.
- Outlot A, PUC Plat, Sherburne County, Minnesota.

All of the Southeast Quarter of Section 5, Township 35 North, Range 26 West, Sherburne County, Minnesota, EXCEPT therefrom the following properties:

- The Northwest Quarter of the Northwest Quarter of the South East Quarter of Section 5, Township 35 North, Range 26 West, Sherburne County, Minnesota.

All of the Southwest Quarter of Section 5, Township 35 North, Range 26 West, Sherburne County, Minnesota, EXCEPT therefrom the following properties:

- That part of the Northeast Quarter of the Southwest Quarter of Section 5 described as follows: beginning at the northeast corner of said Southwest Quarter, thence south a distance of 660 feet along the easterly line of the quarter section; thence west a distance of 200 feet parallel with the northerly line of said quarter section; thence north distant 660 feet parallel with the easterly line of said quarter section to the north line of said quarter section; thence east distant 200 feet along the northerly line of said quarter section to the point of beginning.

All of Section 9, Township 35 North, Range 26 West, Sherburne County, Minnesota, EXCEPT therefrom the following properties:

- Outlot A, PUC Plat, Sherburne County, Minnesota.


- That part of the North Half of the Northeast Quarter (N1/2 of NE1/4) of Section Nine (9), Township Thirty-five (35), Range Twenty-six (26), Sherburne County, Minnesota, described as follows: Beginning at a point on the North line of said Northeast Quarter of Section 9, Township 35, Range 26, which point is 800.02 feet East of the Northwest corner thereof; thence in a Southerly direction parallel with the West line of said Northeast Quarter to the South line of the North Half of the Northeast Quarter; thence in an Easterly direction along the South line of said North Half of the Northeast Quarter to the Southeast corner of the North Half of the Northeast Quarter of Section 9, Township 35, Range 26; thence in a Northerly direction along the East line of said Northeast Quarter of Section 9, Township 35, Range 26, to the Northeast corner thereof; thence in a Westerly direction along the North line of said Northeast Quarter to the point of beginning, according to the U.S. Government Survey thereof.

After the presentation of testimony and other evidence is complete and the record is closed, the Administrative Law Judge will issue findings and an order in accordance with Minn. Stat. ch. 414 (2022).

Any questions concerning the proposed annexation should be directed to Star Holman, MBAU Administrator, at [star.holman@state.mn.us](mailto:star.holman@state.mn.us) or (651) 361-7909.

Any party who needs a reasonable accommodation for a disability or an interpreter in order to participate in the hearing should submit a request in writing to the Office of Administrative Hearings. A person seeking an accommodation for a disability should complete the Office of Administrative Hearings' Reasonable Accommodation Request Form. A copy of the form can be found at: <https://mn.gov/oah/lawyers-and-litigants/title-ii.jsp>. Examples of reasonable accommodations include, but are not limited to, wheelchair accessibility, an American Sign Language interpreter, or Braille or large-print materials. Requests for an interpreter should be submitted to Star Holman at [star.holman@state.mn.us](mailto:star.holman@state.mn.us). If any party requires an interpreter, the Administrative Law Judge must be promptly notified so that appropriate arrangements can be made.

Dated: February 7, 2024

  
JESSICA A. PALMER-DENIG  
Administrative Law Judge