

9/7/99 VACATION OF PORTION OF CIRCLE
WEST ADJACENT TO 22 CIRCLE WEST -
MICHAEL F. KELLY

- Let leaving 8/17/99 for 9/7/99
- Land notes to Sam 8/18. in Sam 8/25/99
- More Notes 8/22
- leaving 9/7

Utility Review Forms Reversed from

- ✓ M investigations 8/20
- ✓ NIP - Penson
- ✓ OATV - Penson
- ✓ US Wood

✓ City Engineer

Notes of Completion ✓
 Copy of Notes to Eng ✓

3203516

463894

3203516

OFFICE OF THE REGISTRAR
OF TITLES
HENNEPIN COUNTY, MINNESOTA
CERTIFIED FILED ON/IC

SEP 15 1999

Michael H. Cuniff
REGISTRAR OF TITLES
BY W.D. Reink DEPUTY

15-
4,505
5 - SENT COPY



STATE OF MINNESOTA, COUNTY OF HENNEPIN
Certified to be a true and correct copy of the
original on file and of record in my office

9-21-99

Michael H. Cuniff, Registrar of Titles

**NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF PUBLIC RIGHT-OF-WAY**

By W.D. Reink Deputy
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on September 7, 1999 adopted a Resolution Vacating the Public Right of Way Easement subject to Reservation by the City of an Easement over a Portion thereof, after public hearing and notice thereof as required by law and after determining it to be in the best interest of the City and of the public that said easement vacation be made, which resolution ordered the vacation of the following described easement for street purposes, all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

That part of Circle West as dedicated on the plat of HILLDALE-LALONE ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota lying easterly of the following described line:

Commencing at the southeast corner of said Circle West; thence North 78 degrees 16 minutes 00 seconds West assumed bearing along the southerly line of said Circle West a distance of 36.05 feet to the point of beginning of the line to be described; thence North 05 degrees 19 minutes 14 seconds East a distance of 25.36 feet; thence northerly a distance of 42.76 feet along a tangential curve concave to the east, having a radius of 92.00 feet, and a central angle of 26 degrees 37 minutes 51 seconds; thence northeasterly a distance of 47.31 feet along a compound curve concave to the southeast, having a radius of 55.77 feet and a central angle of 48 degrees 35 minutes 59 seconds to the northerly line of said Circle West and there terminating.

Said vacation did not affect, and there was continued, reserved, and retained, by the said resolution ordering the vacation, the following existing easements and authority in, on and under the above vacated area:

(a) The authority of the City of Edina, Northern States Power Company, US West Communications, Paragon Cable Minnesota, or Minnegasco to enter upon the above vacated area for the maintenance, replacement, repair and removal of and for otherwise attending to, underground conduit, manholes, cables, wires and poles required for utility service now in, on or under the above vacated area.

The time of completion of proceedings and the effective date of said vacation is 1st day of June, 1998

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

Debra A. Manger
City Clerk

Signed and sworn to before me, a Notary Public in and for the State of Minnesota, County of Hennepin, this 9th day of September, 1999.

Jane M. Timm
Notary Public



This document was drafted by:

City of Edina
4801 West 50th Street
Edina, MN 55424

NOTICE VACATING STREET BUT RESERVING ACCESS RIGHTS FOR UTILITY PURPOSES (SEE INST.)

MEMORANDUM

TO: Jerry Gilligan
FROM: deEtt Allen *da*
RE: Edina
DATE: September 27, 1999

Attached is a copy of Notice of Completion of Proceedings on Vacation of Public Right of Way relating to part of Circle West, dedicated on the plat of Hilldale-Lalone Addition filed September 15, 1999, as Document No. 3203516 in the office of the Hennepin County Recorder.

This affects both abstract and Torrens title. I have ordered a certified copy from Torrens which will be returned to me as soon as it is available.

extra

7181810

OFFICE OF COUNTY RECORDER
HENNEPIN COUNTY, MINNESOTA

CERTIFIED FILED AND OR
RECORDED ON

99 SEP 15 AM 11:03

11C

7181810
NOT. REC.

[Signature]
NOTARY PUBLIC

Box 348

**NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF PUBLIC RIGHT-OF-WAY
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

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BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

[Signature]
City Clerk

Signed and sworn to before me, a Notary Public in and for the State of Minnesota, County of Hennepin, this 9 day of September 1999.

[Signature]
Notary Public

This document was drafted by:

City of Edina
4801 West 50th Street
Edina, MN 55424





City of Edina

September 9, 1999

Mr. Jerry Gilligan
Dorsey & Whitney
220 South 6th Street
Minneapolis, MN 55402-1498

.RE: Notice of Completion for Street Vacation - Portion of Circle West

Dear Jerry:

I am enclosing two Notices of Completion for the vacation the City Council approved on September 7, 1999.

Please have the Notice of Completion entered in the transfer record of the county Auditor and filed with the County Recorder and then return the recorded document to me.

Sincerely,

A handwritten signature in cursive script, reading "Debra A. Mangen".

Debra A. Mangen
City Clerk

**NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF PUBLIC RIGHT-OF-WAY
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

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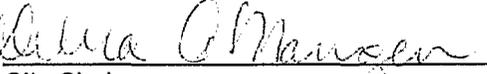
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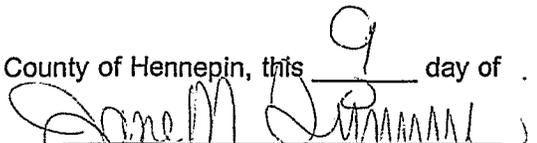
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The time of completion of proceedings and the effective date of said vacation is 1st day of June, 1998

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA


City Clerk

Signed and sworn to before me, a Notary Public in and for the State of Minnesota, County of Hennepin, this 9 day of September 1999.


Notary Public

This document was drafted by:

City of Edina
4801 West 50th Street
Edina, MN 55424





REPORT/RECOMMENDATION

<p>To: Mayor & City Council</p> <p>From: Francis J. Hoffman <i>FJH</i> City Engineer</p> <p>Date: 7 September, 1999</p> <p>Subject: Vacation of a Portion of Circle West</p>	<p style="text-align: center;">Agenda Item # <u>II. A.</u></p> <p style="text-align: center;">Consent <input type="checkbox"/></p> <p style="text-align: center;">Information Only <input type="checkbox"/></p> <p style="text-align: center;">Mgr. Recommends <input type="checkbox"/> To HRA</p> <p style="text-align: center;"><input checked="" type="checkbox"/> To Council</p> <p style="text-align: center;">Action <input type="checkbox"/> Motion</p> <p style="text-align: center;"><input checked="" type="checkbox"/> Resolution</p> <p style="text-align: center;"><input type="checkbox"/> Ordinance</p> <p style="text-align: center;"><input type="checkbox"/> Discussion</p>
--	--

Recommendation:

Approve vacation of a portion of Circle West as depicted on the attached diagram.

Info/Background:

The requestor of the vacation is the property owner at 22 Circle West. The attached diagram shows the requested vacation. Staff recommends the vacation be granted subject to retaining utility rights for the City, U.S. West and NSP. All of the above parties have utilities in a portion of the requested area to be vacated. If the utilities need to be vacated, the requestor would have to pay for said relocations.

WEST

LOT

CIRCLE

NORTHERLY LINE OF CIRCLE WEST AS DEDICATED ON THE PLAT OF HILLDALE-LALONE ADDITION

S78°16'00"E
1.60

S78°16'00"E
35.75

$\Delta = 91^{\circ}27'16"$
 $R = 50.00$
 $L = 79.81$

100.00

N11°44'00"E

$\Delta = 48^{\circ}35'59"$
 $R = 55.71$
 $L = 41.31$

$\Delta = 26^{\circ}37'51"$
 $R = 92.00$
 $L = 42.76$

PROPOSED
VARIATION
AREA = 3,274 SQ. FT.

N05°19'14"E
25.36

N78°16'00"W
36.05

SOUTHERLY LINE OF CIRCLE WEST AS DEDICATED ON THE PLAT OF HILLDALE-LALONE ADDITION

OVERHANG 1.7

OVERHANG 1.2

2-STORY WOOD AND BRICK NO. 22
GAR. FL. ELEV. = 894.97
BASEMENT FL. ELEV. = 895.42

1-STORY TUCK UNDER GARAGE

BITUMINOUS DRIVEWAY

2 STORY BRICK

S40°47'46"E
149.23

LIMITS OF FLOOD ZONE B PER F.I.M.A. MAP NO. 27601600001 AND THE CITY OF EDINA.

UTILITY EASEMENT AS PER THE PLAT OF MEADOWBROOK OAKS

N78°16'00"W
225.20

SOUTHEAST CORNER OF CIRCLE WEST AS DEDICATED ON THE PLAT OF HILLDALE-LALONE ADDITION

WIRE

WIRE

WIRE

WIRE

WIRE

EDGE OF BITUMINOUS

EDGE OF BITUMINOUS

OW



24-hour Non-emergency Line: 952-826-1600
Administration: 952-826-1610
• Public Works Department
952-826-0376
• Recycling
952-826-0381
• Senior Center
952-928-4580
• Utilities
952-826-0373
• Weeds (Summer only)
952-826-0353

Our mission is to provide

effective and valued public services, maintain a sound public infrastructure, offer premier public facilities

and guide the development and redevelopment of lands

within the City, all in a

manner which sustains

and improves the uncommon

only high quality of life

enjoyed by our

residents and

businesses.

• Edina Liquor
50th St.: 952-928-4551
Vernon Ave.: 952-928-4556
York Ave.: 952-928-4555
• Edinborough Park
952-832-5790
• Elections, Voter Registration
952-826-0363
• Engineering Department
952-826-0371
• Finance Department
952-826-0366
• Fire Department
Emergencies: 911
Administration: 952-826-0330
Fire Prevention: 952-826-0378
• Forester
952-826-0308
• Fred Richards Golf Course
952-915-6606
• Health Department, City Sanitarian
952-826-0370
• Housing
952-826-0369
• Land Use and Zoning
952-826-0369
• Mayor and City Council
952-927-8861
• Park and Recreation Department
952-826-0367
24-hour Information Line:
952-826-0368
• Planning Department
952-826-0369
• Police Department
Emergencies: 911

• Adaptive Recreation
952-826-0433
• Administration
952-826-0364
• Ambulance Billing
651-463-3867
• Animal Control
Injured animals or loose dogs:
911 or 952-826-0494
• Art Center
952-915-6600
• Aquatic Center
952-928-4582
• Assessing Department
952-826-0365
• Boards and Commissions
952-927-8861
• Braemar Arena
952-941-1322
• Braemar Golf Course
952-826-6791
• Braemar Golf Dome
952-826-6744
• Building Inspections
952-826-0372
• Centennial Lakes Park
952-832-6789
• City Clerk
952-826-0408
• City Jobs: Personnel
952-826-0404
• City Manager
952-826-0401
• Communications
952-832-6063

IMPORTANT MESSAGE

FOR _____

DATE 7.2 TIME 5:01 A.M. / P.M.

M Mr. J. P. ...

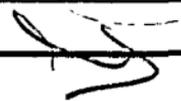
OF ...

PHONE 501-5331
AREA CODE NUMBER EXTENSION

FAX

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

SIGNED



Called Steve
@ Munnegusa
9/9 - he's faking
in his approval!



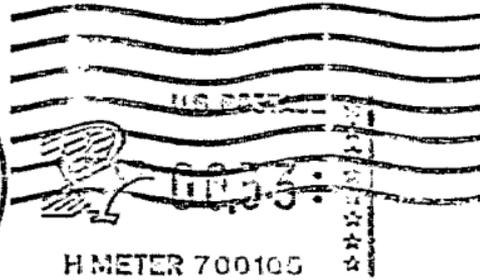
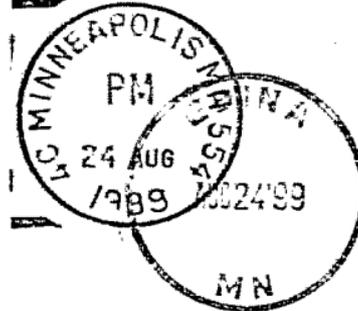
City of Edina

4801 WEST 50TH STREET
EDINA, MINNESOTA 55424-1394

*per h h
Assessing
owner is
Janet Dow*



29-117-21-11-0024
Janet Dow
26 Circle West
Edina, MN 55436



55426-1394 10





AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

Frank Chilinski, being duly sworn on an oath states or affirms, that he is the publisher of the newspaper known as Sun-Current, or the president's designated agent, and has full knowledge of the facts stated below:

(A) The newspaper has complied with all of the requirements constituting qualification as a qualified newspaper, as provided by Minn. Stat. §331A.02, §331A.07, and other applicable laws, as amended.

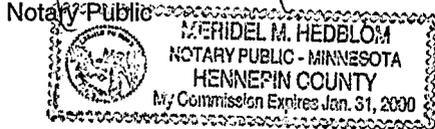
(B) The printed public notice that is attached was published in the newspaper once each week, for two successive weeks; it was first published on Wednesday, the 25 day of August, 1999, and was thereafter printed and published on every Wednesday to and including Wednesday, the 1 day of September, 1999; and printed below is a copy of the lower case alphabet from A to Z, both inclusive, which is hereby acknowledged as being the size and kind of type used in the composition and publication of the notice:

abcdefghijklmnopqrstuvwxyz

BY [Signature] Publisher

Subscribed and sworn to or affirmed before me on this 1 day of Sept, 1999.

[Signature]



RATE INFORMATION

- (1) Lowest classified rate paid by commercial users for comparable space \$ 2.55 per line
(2) Maximum rate allowed by law \$ 6.20 per line
(3) Rate actually charged \$ 1.30 per line

City of Edina

(Official Publication) CITY OF EDINA 4801 W. 50TH STREET EDINA, MINNESOTA 55424

NOTICE OF PUBLIC HEARING ON VACATION OF PORTION OF CIRCLE WEST - 22 CIRCLE WEST IN THE CITY OF EDINA HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on September 7, 1999, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following public street:

That part of Circle West as dedicated on the plat of HILL-DALE-LALONE ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota lying easterly of the following described line:

Commencing at the southeast corner of said Circle West; thence North 78 degrees 16 minutes 00 seconds West assumed bearing along the southerly line of said Circle West a distance of 36.05 feet to the point of beginning of the line to be described; thence North 05 degrees 19 minutes 14 seconds East a distance of 25.36 feet; thence northerly a distance of 42.76 feet along a tangential curve concave to the east, having a radius of 92.00 feet, and a central angle of 26 degrees 37 minutes 51 seconds; thence northeasterly a distance of 42.31 feet along a compound curve concave to the southeast, having a radius of 55.77 feet and a central angle of 48 degrees 35 minutes 59 seconds to the northerly line of said Circle West and there terminating.

All persons who desire to be heard with respect to the question of whether or not the above proposed street vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 17th day of August, 1999

BY ORDER OF THE EDINA CITY COUNCIL

Debra Mangen, City Clerk

(August 25 & September 1, 1999)D1/Circle west



City Of Edina, Minnesota
DEPARTMENT OF ADMINISTRATION
4801 West 50th Street, Edina, Minnesota 55424-1394
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Portion of Circle West adjacent to 22 Circle West

City Engineer by _____ [] Acceptable [] Opposed [] Conditional
Minnegasco by _____ [] Acceptable [] Opposed [] Conditional
NSP by _____ [] Acceptable [] Opposed [] Conditional
Paragon Cable by _____ [] Acceptable [] Opposed [] Conditional
U.S. West by Michael W. Johnson [] Acceptable [] Opposed [X] Conditional

Conditions: US WEST HAS A BURIED 100 PAIR
CABLE ALONG WEST PROPERTY LINE
OKAY IF CABLE CAN REMAIN OR OKAY
IF CUSTOMER AGREES TO PAY FOR
RE LOCATION OF BURIED CABLE.

Location: SEE SKETCH

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390



City Of Edina, Minnesota
 DEPARTMENT OF ADMINISTRATION
 4801 West 50th Street, Edina, Minnesota 55424-1394
 Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

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Proposed Property/Area To Be Vacated: Portion of Circle West adjacent to 22 Circle West

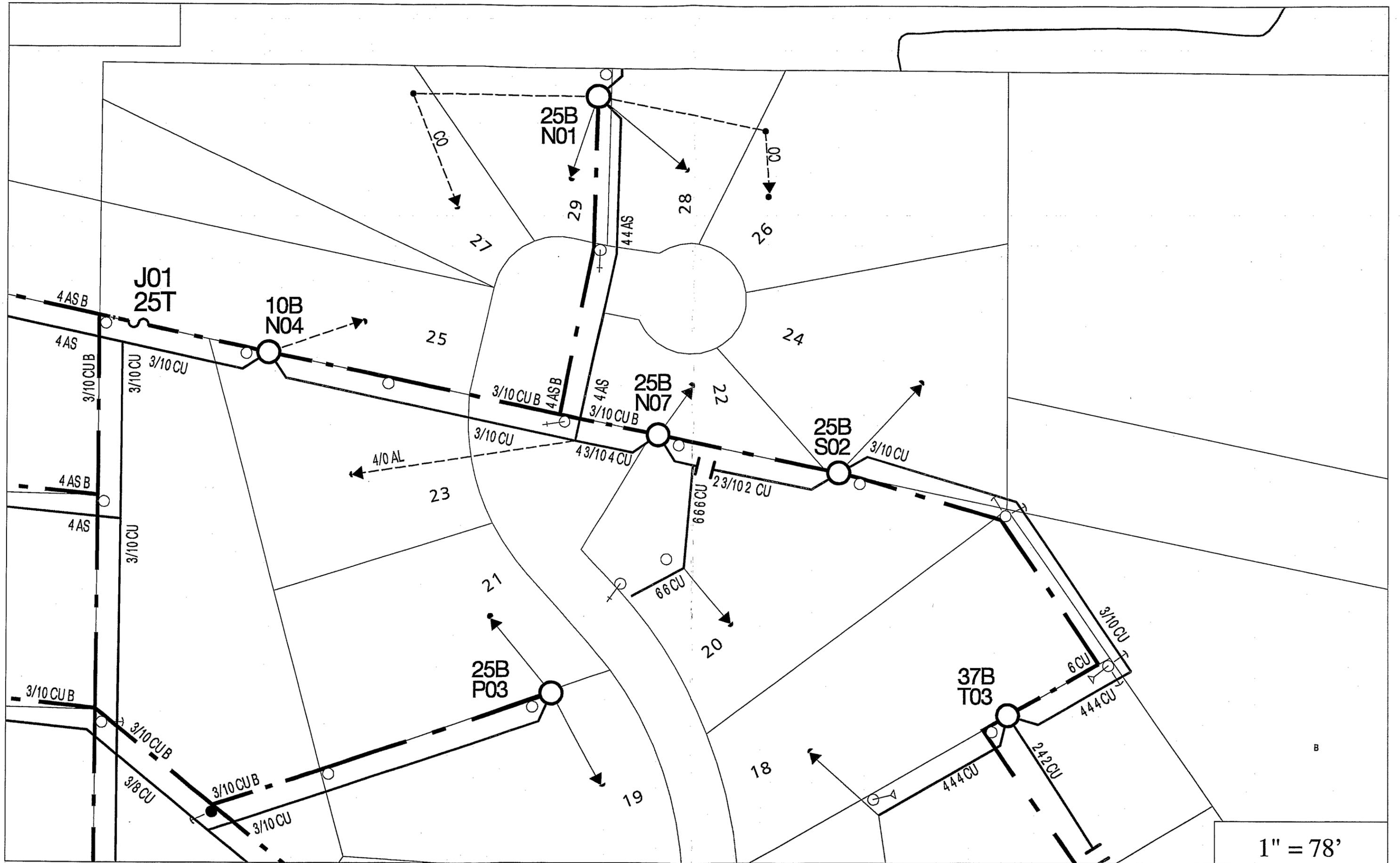
City Engineer by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Minnegasco by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
NSP by <u><i>Aug Higgins</i></u>	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input checked="" type="checkbox"/> Conditional
Paragon Cable by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
U.S. West by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions: NSP'S OVERHEAD FACILITIES
WILL REMAIN AND NEED TO BE
PROTECTED BY EASEMENT

Location: _____

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
 City of Edina
 4801 W. 50th Street
 Edina, MN 55424
 Telephone: 826-0408
 Fax: 826-0390



1" = 78'



City Of Edina, Minnesota
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 4801 West 50th Street, Edina, Minnesota 55424-1394
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STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Portion of Circle West adjacent to 22 Circle West

City Engineer by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Minnegasco by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
NSP by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Paragon Cable by <u>AWG</u>	<input checked="" type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
U.S.West by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions: _____

Location: _____

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
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 Edina, MN 55424
 Telephone: 826-0408
 Fax: 826-0390



City Of Edina, Minnesota
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Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Portion of Circle West adjacent to 22 Circle West

City Engineer by [signature] [] Acceptable [] Opposed [] Conditional
Minnegasco by 8-30-99 [signature] [X] Acceptable [] Opposed [] Conditional
NSP by [] Acceptable [] Opposed [] Conditional
Paragon Cable by [] Acceptable [] Opposed [] Conditional
U.S.West by [] Acceptable [] Opposed [] Conditional

Conditions: []
[]
[]

Location: []
[]
[]

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
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4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390



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STREET AND/OR EASEMENT VACATION REVIEW

Proposed Property/Area To Be Vacated: Portion of Circle West adjacent to 22 Circle West

City Engineer by <u>[Signature]</u>	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input checked="" type="checkbox"/> Conditional
Minnegasco by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
NSP by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
Paragon Cable by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional
U.S. West by _____	<input type="checkbox"/> Acceptable	<input type="checkbox"/> Opposed	<input type="checkbox"/> Conditional

Conditions: Subject to utility easements

Location: _____

Please sign and return indicating receipt of notice. Thank you for your cooperation.

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424
Telephone: 826-0408
Fax: 826-0390



September 3, 1999

City Council
City of Edina
4801 West 50th Street
Edina, Minnesota 55424

RE: VACATION OF PORTION OF CIRCLE WEST - 22 CIRCLE WEST IN
THE CITY OF EDINA

Dear Members of the City Council:

I recently received notice that 22 Circle West had requested a public hearing for the vacation of a public street as shown on the attached map. I am a resident at 7 Circle West and want to express my support for the vacation of this property and a return of this property to the tax rolls. The house was designed to cross over this easement area and this vacation should have been accomplished many years ago. I remain in support of this vacation and urge the City Council to proceed towards that end.

Sincerely,

SHENEHON COMPANY

Robert J. Strachota, MAI, CRE, CBA
President

/hw



City of Edina

August 19, 1999

Mr. Patrick Cline
Norther States Power Company
5309 West 70th Street
Edina, MN 55435

Re: Vacation of a portion of Circle West adjacent to 22 Circle West

Dear Patrick:

I am sending copies of the public hearing notices, exhibits from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on September 7, 1999. I would very much appreciate your response by Tuesday August 31, 1999, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,


Debra Mangan
City Clerk

Enclosures



City of Edina

August 19, 1999

Mr. Darrell Perkins (*Mike Johnson is handling*)
U.S. West Communications
6244 Cedar Avenue So.
Richfield, MN 55423

Re: Vacation of a portion of Circle West adjacent to 22 Circle West

Dear Darrell:

I am sending copies of the public hearing notices, exhibits from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on September 7, 1999. I would very much appreciate your response by Tuesday August 31, 1999, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

Debra Mangen
Debra Mangen
City Clerk

Enclosures



City of Edina

August 19, 1999

Mr. Steven Von Bargaen
Minnegasco, Inc.
P.O. Box 1165
Minneapolis, MN 55440-1165

Re: Vacation of a portion of Circle West adjacent to 22 Circle West

Dear Steven:

I am sending copies of the public hearing notices, exhibits from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on September 7, 1999. I would very much appreciate your response by Tuesday August 31, 1999, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

Debra Mangen
City Clerk

Enclosures



City of Edina

August 19, 1999

Mr. Andrew Dols
Paragon Cable
10210 Crosstown Circle
Eden Prairie, MN 55435-3377

Re: Vacation of a portion of Circle West adjacent to 22 Circle West

Dear Andrew:

I am sending copies of the public hearing notices, exhibits from the vacation request, and an Edina check off sheet for both above referenced vacation request received by my office. The City Council has scheduled the public hearing for this vacation on September 7, 1999. I would very much appreciate your response by Tuesday August 31, 1999, if possible. This allows time for City staff to complete necessary work before the public hearing. If I may answer any questions regarding this matter or if you need any other documentation please feel free to contact me at your convenience.

Sincerely,

A handwritten signature in cursive script that reads "Debra Mangan".

Debra Mangan
City Clerk

Enclosures



REPORT/RECOMMENDATION

To: Mayor & City Council	Agenda Item <u>V.D.</u>
From: Debra Mangen City Clerk	Consent <input checked="" type="checkbox"/>
Date: August 17, 1999	Information Only <input type="checkbox"/>
Subject: SET HEARING DATE FOR VACATION OF A PORTION OF CIRCLE WEST	Mgr. Recommends <input type="checkbox"/> To HRA <input checked="" type="checkbox"/> To Council Action <input type="checkbox"/> Motion <input checked="" type="checkbox"/> Resolution <input type="checkbox"/> Ordinance <input type="checkbox"/> Discussion

Recommendation:

Adopt a resolution setting a hearing date of September 7, 1999, at 7:00 p.m. to hold a public hearing considering the requested vacation of a portion of Circle West.

Info/Background:

An application requesting the vacation of a portion of Circle West has been received from Michael F Kelly. The requested vacation would affect a portion of the public right-of-way on the western edge of the property approximately 100 feet long and 35 feet wide at its widest point.

(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING ON
VACATION OF PORTION OF CIRCLE WEST -
22 CIRCLE WEST
IN THE CITY OF EDINA
HENNEPIN COUNTY MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Minnesota will meet on September 7, 1999, at 7:00 P.M. in the Council Chambers at 4801 West 50th Street for a public hearing for the proposed vacation of the following public street:

That part of Circle West as dedicated on the plat of HILLDALE-LALONE ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota lying easterly of the following described line:

Commencing at the southeast corner of said Circle West; thence North 78 degrees 16 minutes 00 seconds West assumed bearing along the southerly line of said Circle West a distance of 36.05 feet to the point of beginning of the line to be described; thence North 05 degrees 19 minutes 14 seconds East a distance of 25.36 feet; thence northerly a distance of 42.76 feet along a tangential curve concave to the east, having a radius of 92.00 feet, and a central angle of 26 degrees 37 minutes 51 seconds; thence northeasterly a distance of 47.31 feet along a compound curve concave to the southeast, having a radius of 55.77 feet and a central angle of 48 degrees 35 minutes 59 seconds to the northerly line of said Circle West and there terminating.

All persons who desire to be heard with respect to the question of whether or not the above proposed street vacation is in the public interest and should be made shall be heard at said time and place. The Council shall consider the extent to which such proposed street vacation affects existing easements within the area of the proposed vacation and the extent to which the vacation affects the authority of any person, corporation, or municipality owning or controlling electric, telephone or cable television poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacation, to continue maintaining the same or to enter upon such easement area or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto, for the purpose of specifying, in any such vacation resolution, the extent to which any or all of such easement, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 17th day of August, 1999

BY ORDER OF THE EDINA CITY COUNCIL

Debra Mangen, City Clerk

PLEASE PUBLISH IN THE EDINA SUN CURRENT, WEDNESDAY, AUGUST 25 &
SEPTEMBER 1, 1999

SEND TWO AFFIDAVITS OF PUBLICATION
BILL TO THE CITY CLERK

WEST

CIRCLE

NORTHERLY LINE OF CIRCLE WEST AS DEDICATED ON THE PLAT OF HILDALE-LALONE ADDITION

S78°16'00"E
1.60
S78°16'00"E
35.75

Δ=91°27'16"
R=50.00
L=79.81

22 Circle West

PROPOSED
PRAIRIE
AREA=3,274 SQ. FT.

N11°44'00"E
100.00

OVERHANG 1.7

OVERHANG 1.2

BITUMINOUS DRIVEWAY
1-STORY TUCK UNDER GARAGE

2-STORY WOOD AND BRICK NO. 22
GAR. FL. ELEV.=894.97
BASEMENT FL. ELEV.=895.42

2 STORY BRICK

S40°47'46"E
149.23

OWNER: TODD & JAN JOHNSON

SOUTHERLY LINE OF CIRCLE WEST AS DEDICATED ON THE PLAT OF HILDALE-LALONE ADDITION

SOUTHEAST CORNER OF CIRCLE WEST AS DEDICATED ON THE PLAT OF HILDALE-LALONE ADDITION

LIMITS OF FLOOD ZONE B PER F.I.M.A. MAP NO. 27601600001 AND THE CITY OF EDINA.

UTILITY EASEMENT AS PER THE PLAT OF MEADOWBROOK OAKS

FOUND IRON

N05°19'14"E
25.36

N78°16'00"W
36.05

N78°16'00"W
225.20

EDGE OF BITUMINOUS

EDGE OF BITUMINOUS
Δ=26°37'51"
R=92.00
L=42.76

Δ=48°35'59"
R=55.77
L=47.31

WIRE

29-117-21-14-0048
Katherine Lebow
1 Circle West
Edina, MN 55436

29-117-21-14-0039
John & Bonnie Hankinson
5 Circle West
Edina, MN 55436

29-117-21-11-0011
Jeanne & Paul Ekholm
8 Circle West
Edina, MN 55436

29-117-21-11-0006
William Hodder
11 Circle West
Edina, MN 55436

29-117-21-11-0014
James & Carol Freeman
18 Circle West
Edina, MN 55436

29-117-21-11-0002
Thomas & Judith Mahoney
21 Circle West
Edina, MN 55436

29-117-21-11-0025
Todd & Jan Johnson
24 Circle West
Edina, MN 55436

29-117-21-11-0024
Janet Dow
3220 W. Calhoun Parkway
Minneapolis, MN 55416-4651

29-117-21-11-0022
Robert & Margaret Hanson
29 Circle West
Edina, MN 55436

29-117-21-14-0043
David Benditt
Mary Goldstein
2 Circle West
Edina, MN 55436

29-117-21-14-0045
Robert & Marcia Rinek
6 Circle West
Edina, MN 55436

29-117-21-11-0007
Edward & Laura Greeno
9 Circle West
Edina, MN 55436

29-117-21-11-0005
Nicholas & Athena Karos
15 Circle West
Edina, MN 55436

29-117-21-11-0003
Kenneth & Linda Cutler
19 Circle West
Edina, MN 55436

29-117-21-11-0026
Michael & Mary Kelly
22 Circle West
Edina, MN 55436

29-117-21-11-0031
Mark & Vicki Brunsvold
25 Circle West
Edina, MN 55436

29-117-21-11-0021
Elizabeth & Duane Nordstrom
27 Circle West
Edina, MN 55436

29-117-21-14-0044
R. Bruce & Laura Templeton
4 Circle West
Edina, MN 55436

29-117-21-14-0038
Robert & Anne Strachota
7 Circle West
Edina, MN 55436

29-117-21-11-0012
Betty Rentschler
10 Circle West
Edina, MN 55436

29-117-21-11-0004
Anthony & Jean Navarro
17 Circle West
Edina, MN 55436

29-117-21-11-0013
Ellias & Mary Lu Manoles
20 Circle West
Edina, MN 55436

29-117-21-11-0001
Michele & Roger Sit
23 Circle West
Edina, MN 55436

29-117-21-11-0024
Janet Dow
26 Circle West
Edina, MN 55436

29-117-21-11-0023
Calden & Kathryn Stitt
28 Circle West
Edina, MN 55436

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS
CITY OF EDINA)

CERTIFICATE OF MAILING NOTICE

I, the undersigned, being the duly qualified acting City Clerk of the City of Edina, Minnesota, hereby certify that on the following date August 24, 1999, acting on behalf of said City I deposited in the United States mail copies of the attached: Notice of Public Hearing - Vacation of Public Street Right of Way Easement (Exhibit A) enclosed in sealed envelopes, with postage thereon duly prepaid, addressed to the persons at the addresses as shown on the mailing list (Exhibit B) attached to the original hereof, which list is on file in my office, said persons being those appearing on the records of the County Auditor as owners of the property listed opposite their respective names, as of 10 days prior to the date of the hearing; and that I also sent said notice to the following corporations at the indicated addresses whose property is exempt from taxation and is therefore not carried on the records of said County Auditor.

WITNESS my hand and seal of said City this 24th day of August, 1999.



Edina City Clerk



City Of Edina, Minnesota
DEPARTMENT OF ADMINISTRATION

4801 West 50th Street, Edina, Minnesota 55424-1394
Phone • (612) 927-8861 TDD • (612) 826-0379 Fax • (612) 826-0390

PUBLIC RIGHT OF WAY VACATION APPLICATION

3000
8/17/99
6010 3800
\$ 300.00
26

Applicant Michael F. Kelly
Print Name

Address 22 CIRCLE WEST EDINA, MN 55436
Street City/State Zip

Telephone No. 612-920-0687 Fax No. _____

I hereby petition the City Council of the City of Edina to vacate all of the following described public right of way pursuant to M.S. 412.851 and Edina Code Section 820:

- Street
- Alley
- Utility Easement
- Drainage Easement
- Other _____

Legal description of the area proposed to be vacated:

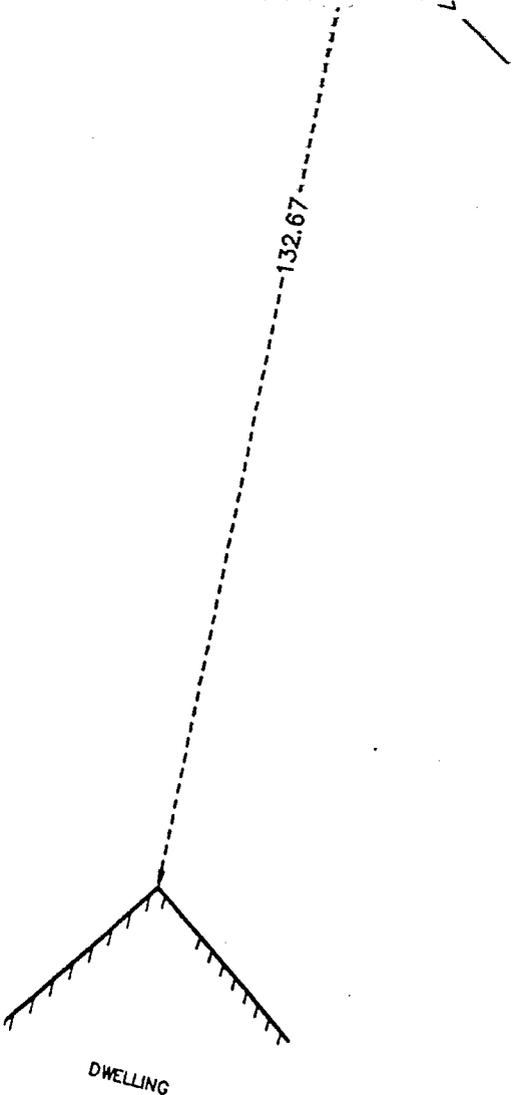
SEE ATTACHED LEGAL DESCRIPTION & SURVEY

Does the area proposed to be vacated or any part thereof terminate at or abut upon any public water? Yes No

Please note if the area requested to be vacated terminates at or abuts upon any public water, no vacation shall be made unless written notice of the petition is served by certified mail upon the commissioner of natural resources by the City of Edina thirty days before any Council action.

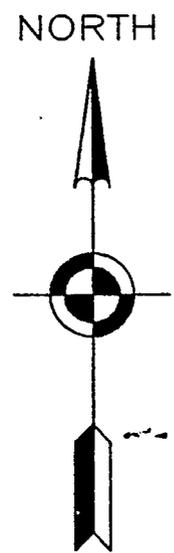
Attach a copy of a scaled drawing showing in full detail the area proposed to be vacated.

Date Initiated 8/17/99 Signature Michael F. Kelly



LEGEND

- MANHOLE
- CATCH BASIN
- ▣ ELEC. METER
- ⊠ ELEC. BOX
- WIRE — OVERHEAD WIRES
- ⊙ POWER POLE
- > POLE ANCHOR
- - - 892 - - - EXISTING CONTOUR
- >> — STORM SEWER



SCALE
1" = 20'

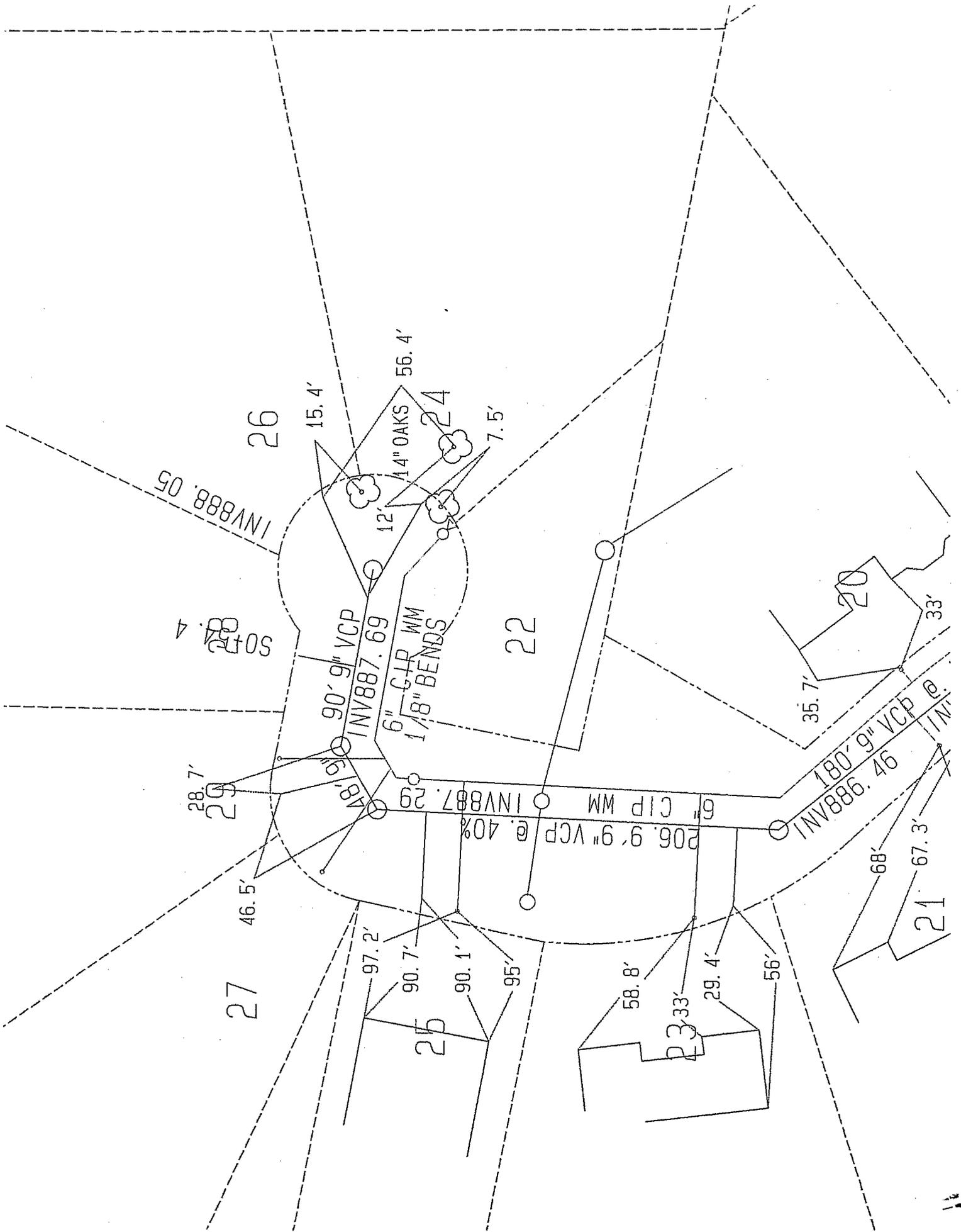
PROPOSED VACATION DESCRIPTION :

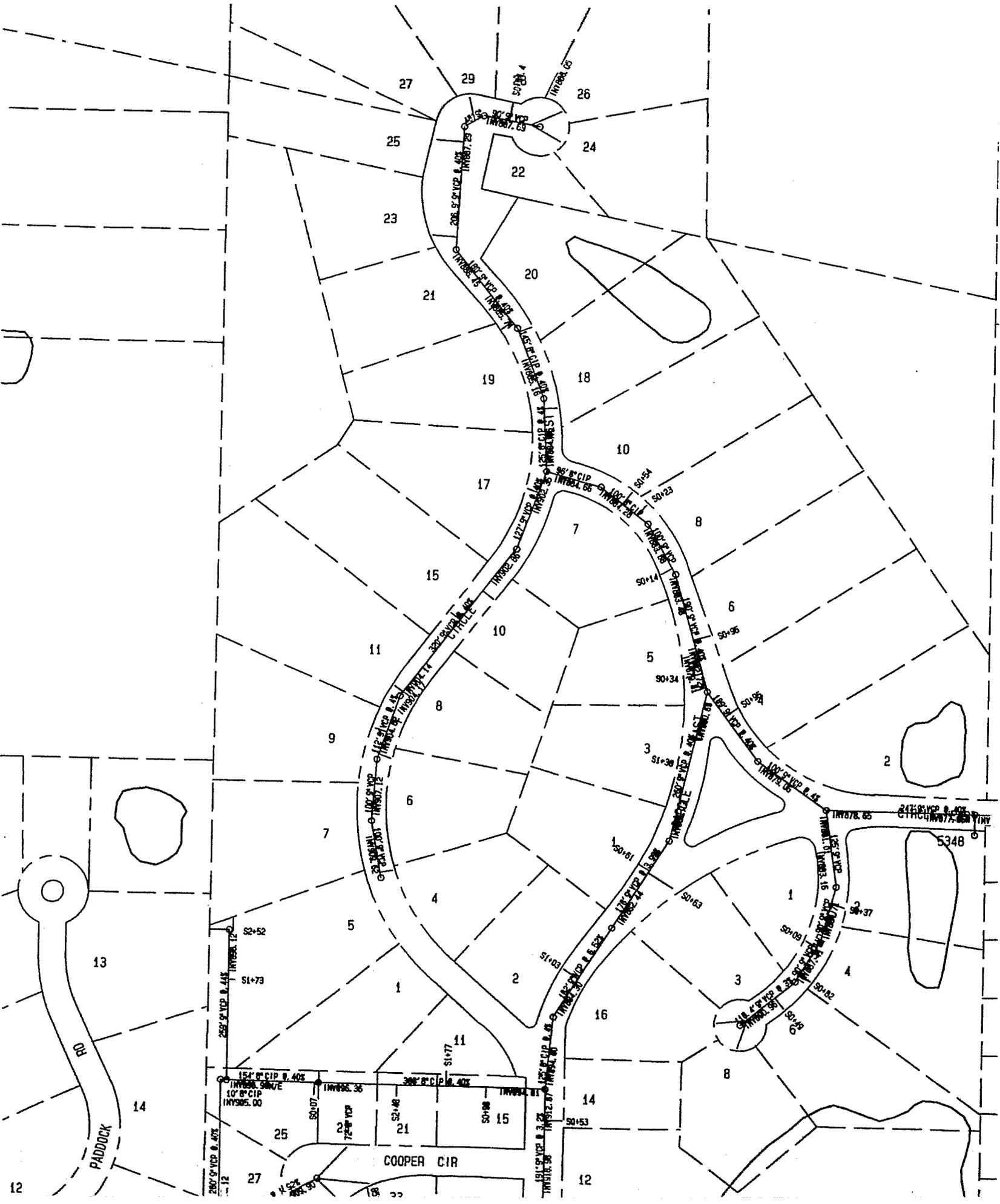
That part of Circle West as dedicated on the plat of HILLDALE-LALONE ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota lying easterly of the following described line :

Commencing at the southeast corner of said Circle West; thence North 78 degrees 16 minutes 00 seconds West assumed bearing along the southerly line of said Circle West a distance of 36.05 feet to the point of beginning of the line to be described; thence North 05 degrees 19 minutes 14 seconds East a distance of 25.36 feet; thence northerly a distance of 42.76 feet along a tangential curve concave to the east, having a radius of 92.00 feet, and a central angle of 26 degrees 37 minutes 51 seconds; thence northeasterly a distance of 47.31 feet along a compound curve concave to the southeast, having a radius of 55.77 feet and a central angle of 48 degrees 35 minutes 59 seconds to the northerly line of said Circle West and there terminating.

EGAN FIELD & NOWAK INC.
SURVEYORS

7415 WAYZATA BOULEVARD
MINNEAPOLIS, MINNESOTA
TELE: (612) 546-6837





1 Circle West

29-117-21-14-0048

2

0043

4

0044

5

0039

6

0045

7

0038

8

-11-0011

9

0007

10

0012

11

0006

15

0005

17

0004

18

0014

19

0003

20

0013

21

0002

*22

0026

23

0001

24

0025

25

0031

26

0024

27

0021

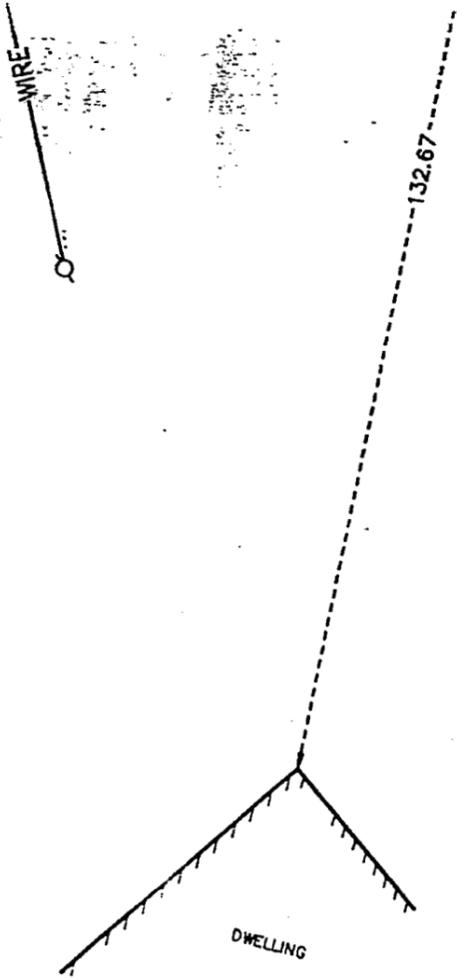
28

0023

29

0022

OWNER: ELLIAS N. MANOLES



SURVEY FOR: DR. MICHELLE HERRING

PROPERTY ADDRESS: 22 Circle West, Edina, Minnesota.

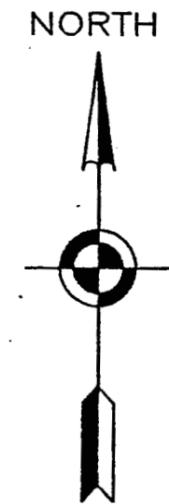
LEGAL DESCRIPTION:

Lot 6, Block 1, MEADOWBROOK OAKS according to the recorded plat thereof and situate in Hennepin County, Minnesota.

I hereby certify that this is a true and correct representation of a survey of the boundaries of the land above described and of the location of all buildings, if any, thereon, and all visible encroachments, if any, from or on said land.

Dated this 25th day of July, 1999

by: Jack Bolke
Jack Bolke
Minnesota License No. 20281



SCALE
1" = 20'

LEGEND

- MANHOLE
- CATCH BASIN
- ▣ ELEC. METER
- ⊠ ELEC. BOX
- WIRE— OVERHEAD WIRES
- ⊞ POWER POLE
- > POLE ANCHOR
- - - 892 - - - EXISTING CONTOUR
- >> - STORM SEWER

NOTES:

1. The orientation of this bearing system is based on the west line of Lot 6, Block 1, MEADOWBROOK OAKS which is assumed to have a bearing North 11 degrees 44 minutes 00 seconds East.
2. No title work was furnished for the preparation of this survey to verify the legal description or the existence of any easements or encumbrances.
3. According to the City of Edina the property lies in flood zone C (area of minimal flooding) and flood zone B, per Community Panel map No. 2701600001 B dated May 1, 1980.
4. The area of the property described hereon is 14,979 square feet or 0.3438 acres.
7. Building setback requirements are as follows:
 - East side = 10.00 feet
 - South side = 25.00 feet
 - West side = The setback to equal that of existing adjoining house at 20 Circle West.
 - North side = The setback to equal that of existing adjoining house at 24 Circle West.

PROPOSED VACATION DESCRIPTION :

That part of Circle West as dedicated on the plat of HILLDALE-LALONE ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota lying easterly of the following described line :

Commencing at the southeast corner of said Circle West; thence North 78 degrees 16 minutes 00 seconds West assumed bearing along the southerly line of said Circle West a distance of 36.05 feet to the point of beginning of the line to be described; thence North 05 degrees 19 minutes 14 seconds East a distance of 25.36 feet; thence northerly a distance of 42.76 feet along a tangential curve concave to the east, having a radius of 92.00 feet, and a central angle of 26 degrees 37 minutes 51 seconds; thence northeasterly a distance of 47.31 feet along a compound curve concave to the southeast, having a radius of 55.77 feet and a central angle of 48 degrees 35 minutes 59 seconds to the northerly line of said Circle West and there terminating.

EGAN FIELD & NOWAK INC. 7415 WAYZATA BOULEVARD
SURVEYORS MINNEAPOLIS, MINNESOTA
TELE: (612) 546-6837

