

5/1/95 VACATION OF PORTION OF GLENBRAE
CIRCLE

May 18, 1995

Jerry Gilligan
Dorsey and Whitney Law Firm
220 South 6th Street
Minneapolis, MN 55402-1498

Subject: Street Vacation - Glenbrae Circle

Dear Jerry:

Enclosed please find two copies of the Notice of Completion of proceedings with respect to the Vacation of Glenbrae Circle. Please proceed to file this notice with the appropriate offices at Hennepin County. Following filing, please return a recorded copy to my attention.

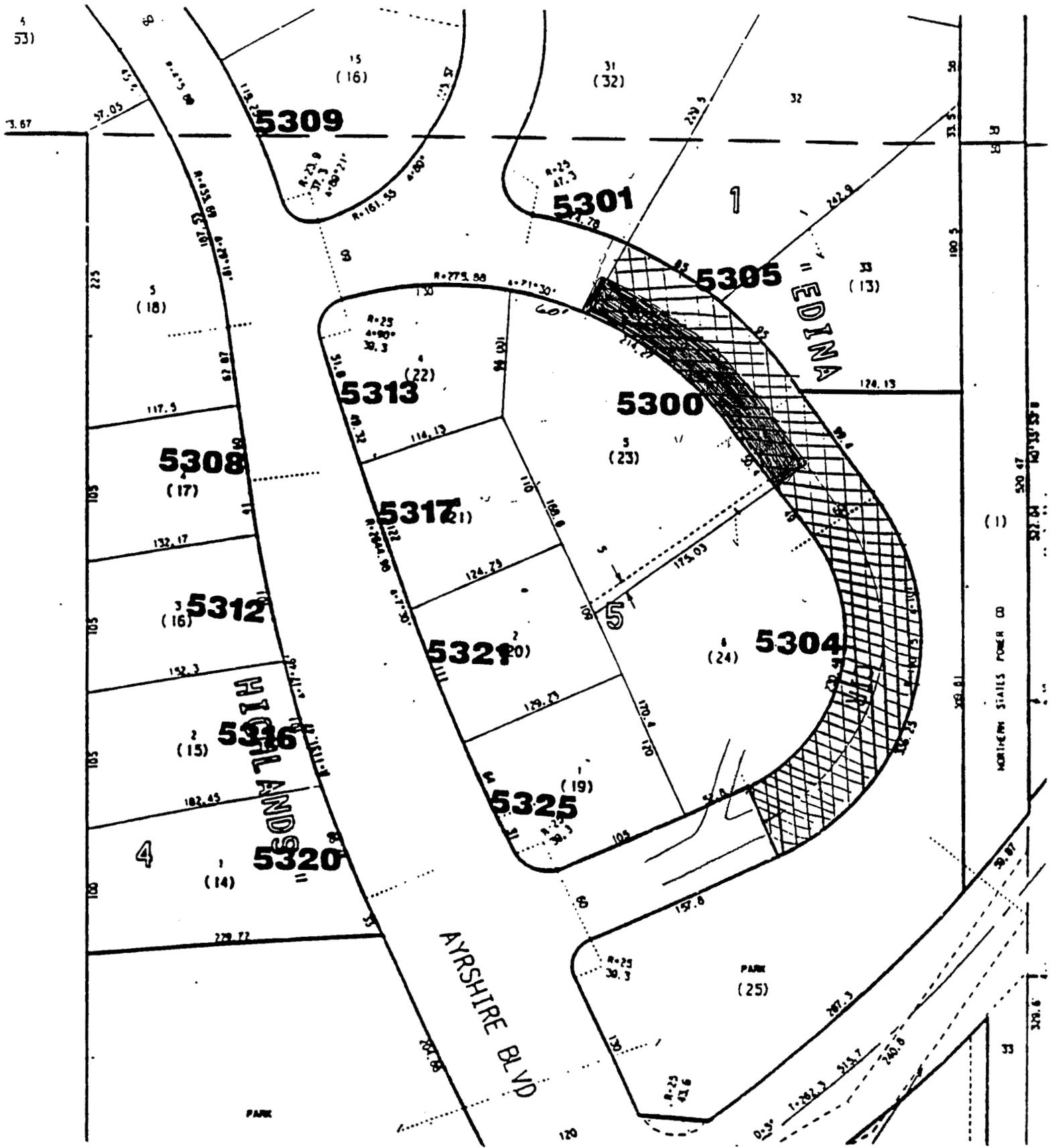
Sincerely,

Gordon L. Hughes
Assistant City Manager

GLH/dr

cc: City of Edina:
 Engineering
 Public Works ✓
 Minnegasco ✓
 Paragon Cable ✓
 NSP - Normandale Division ✓
 U.S. West Communications ✓

11



NORTHERN STATES POWER CO

R R

R

6433827

**NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF STREET
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on May 15, 1995, adopted a Resolution Vacating a Portion of Glenbrae Circle, 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 street vacation be made, which resolution ordered the vacation of the following described street all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

That part of Glenbrae Circle as dedicated in the plat of "Edina Highlands" according to the recorded plat thereof, Hennepin County, Minnesota lying South and East of "LINE A" described below and lying North and East of "LINE B" described below:

LINE A:

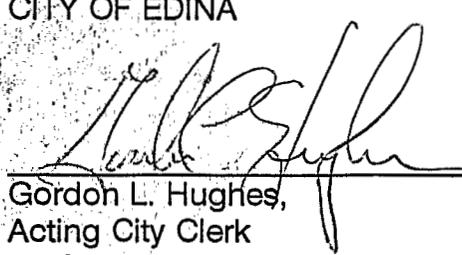
Beginning at the most Southerly corner of Lot 31, Block 1, "Edina Highlands" thence southwest along the Southwesterly extension of the East line of Lot 31, Block 1, "Edina Highlands" to the North line of Lot 5, Block 5, "Edina Highlands" and there terminating.

LINE B:

Beginning at a point on the South line of Lot 6, Block 5, "Edina Highlands" distant 52.8 feet East of the most Southerly corner thereof, thence Southeast along a line drawn parallel with the Southeasterly extension of the West line of Lot 6, Block 5 "Edina Highlands" to the South right-of-way line of Glenbrae Circle and there terminating.

The time of completion of proceedings and the effective date of said vacation is May 16, 1995.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA


Gordon L. Hughes,
Acting City Clerk

312

6433827

2JUN9511:03 06433827 SCD \$4.50
2JUN9511:03 06433827 DDC \$16.00

OFFICE OF COUNTY RECORDER
HENRY COUNTY, MINNESOTA

CERTIFIED FILED AND OR
RECORDED ON

95 JUN -2 AM 11:05

AS DOCUMENT # **6433827**

R. Paul Carlson
CO. RECORDER

BY *[Signature]*
DEPUTY

POSTAGE 15

COPY FEE 1

Dr 348 No. 6th

DORSEY & WHITNEY

PROFESSIONAL LIMITED LIABILITY PARTNERSHIP

NEW YORK
WASHINGTON, D. C.
DENVER
ORANGE COUNTY, CA
LONDON
BRUSSELS
HONG KONG

PILLSBURY CENTER SOUTH
220 SOUTH SIXTH STREET
MINNEAPOLIS, MINNESOTA 55402-1498
(612) 340-2600
FAX (612) 340-2868

JEROME P. GILLIGAN
(612) 340-2962

SEATTLE
ROCHESTER, MN
BILLINGS
GREAT FALLS
MISSOULA
DES MOINES
FARGO

June 5, 1995

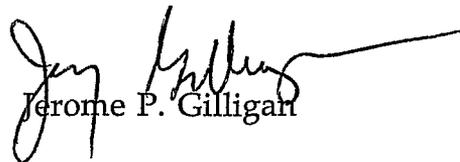
Mr. Gordon Hughes
City of Edina
4801 West 50th Street
Edina, MN 55424

Dear Gordon:

Enclosed is the filed copy of the Notice of Completion of Proceedings on Vacation of Street filed with the Hennepin County Recorder in connection with the vacation of a portion of Glenbrae Circle. The original of the Notice will be returned to us at a later date. Please note that only the Notice was filed with the Recorder since the Recorder will not accept any drawings for recording unless they are referenced in the document as an exhibit.

If you have any questions, please feel free to call me.

Yours truly,


Jerome P. Gilligan

JPG:cmn
Enclosure

2

**NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF STREET
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on May 15, 1995, adopted a Resolution Vacating a Portion of Glenbrae Circle, 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 street vacation be made, which resolution ordered the vacation of the following described street all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

That part of Glenbrae Circle as dedicated in the plat of "Edina Highlands" according to the recorded plat thereof, Hennepin County, Minnesota lying South and East of "LINE A" described below and lying North and East of "LINE B" described below:

LINE A:

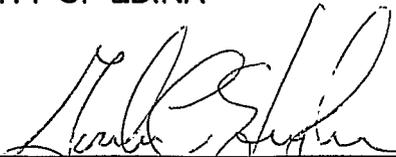
Beginning at the most Southerly corner of Lot 31, Block 1, "Edina Highlands" thence southwest along the Southwesterly extension of the East line of Lot 31, Block 1, "Edina Highlands" to the North line of Lot 5, Block 5, "Edina Highlands" and there terminating.

LINE B:

Beginning at a point on the South line of Lot 6, Block 5, "Edina Highlands" distant 52.8 feet East of the most Southerly corner thereof, thence Southeast along a line drawn parallel with the Southeasterly extension of the West line of Lot 6, Block 5 "Edina Highlands" to the South right-of-way line of Glenbrae Circle and there terminating.

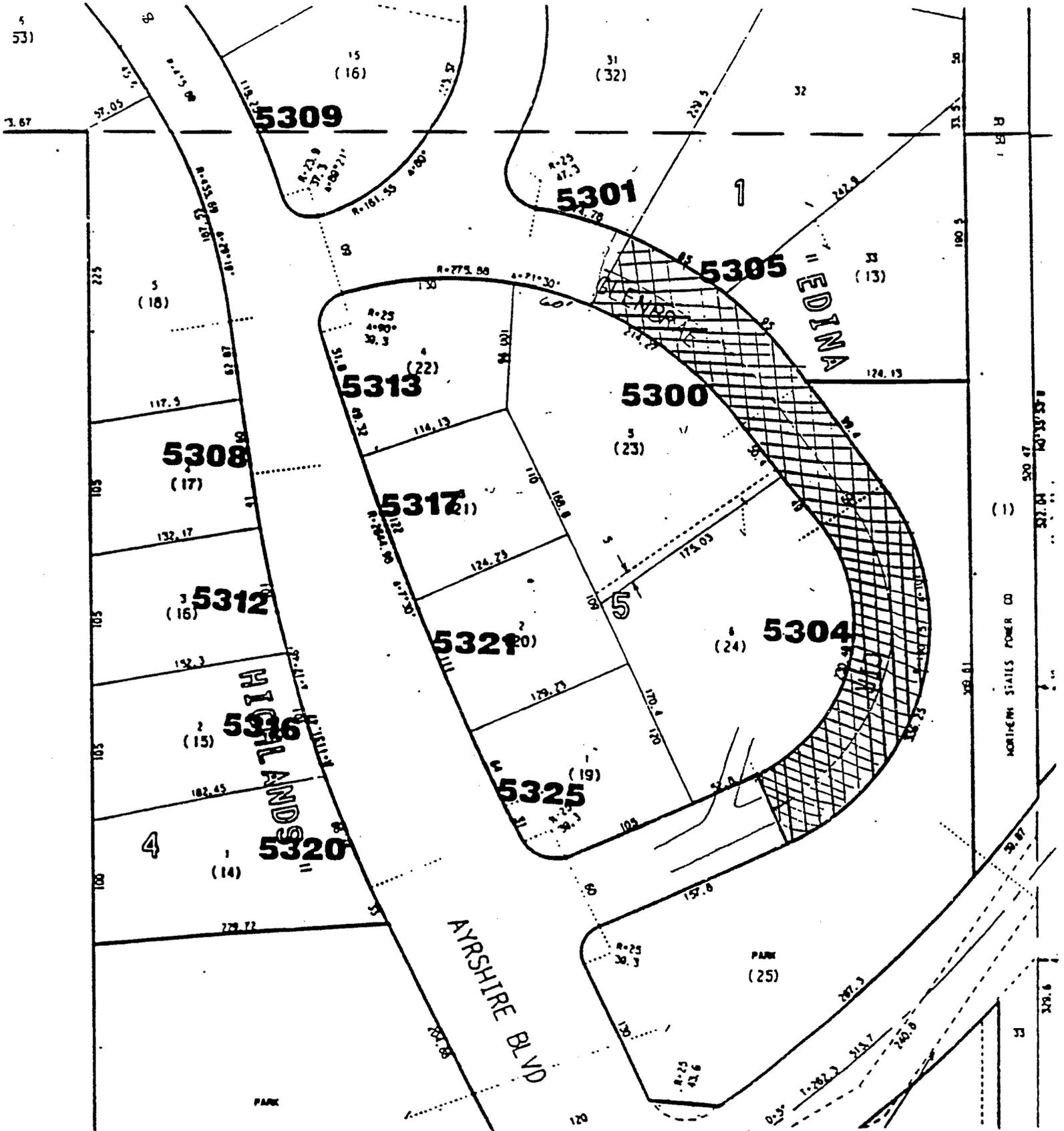
The time of completion of proceedings and the effective date of said vacation is May 16, 1995.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA



Gordon L. Hughes,
Acting City Clerk

11



**NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF STREET
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on May 15, 1995, adopted a Resolution Vacating a Portion of Glenbrae Circle, 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 street vacation be made, which resolution ordered the vacation of the following described street all as platted and of record in the office of the County Recorder in and for Hennepin County, Minnesota:

That part of Glenbrae Circle as dedicated in the plat of "Edina Highlands" according to the recorded plat thereof, Hennepin County, Minnesota lying South and East of "LINE A" described below and lying North and East of "LINE B" described below:

LINE A:

Beginning at the most Southerly corner of Lot 31, Block 1, "Edina Highlands" thence southwest along the Southwesterly extension of the East line of Lot 31, Block 1, "Edina Highlands" to the North line of Lot 5, Block 5, "Edina Highlands" and there terminating.

LINE B:

Beginning at a point on the South line of Lot 6, Block 5, "Edina Highlands" distant 52.8 feet East of the most Southerly corner thereof, thence Southeast along a line drawn parallel with the Southeasterly extension of the West line of Lot 6, Block 5 "Edina Highlands" to the South right-of-way line of Glenbrae Circle and there terminating.

The time of completion of proceedings and the effective date of said vacation is May 16, 1995.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA

Gordon L. Hughes,
Acting City Clerk



Administration
Phone (612) 927-8861
FAX (612) 927-7645

FACSIMILE Cover Sheet

DATE: 5-17
TO: JOHN CLIFFORD

Company: DORSEY & WHITNEY

FAX Number: 340-2868
Phone Number:

FROM: GORDON HUGHES

Company: CITY OF EDINA

Pages including this cover page: 2

COMMENTS:

CALL WITH COMMENTS



REPORT/RECOMMENDATION

TO: Mayor & City Council	Agenda Item # <u>IV.A.</u>
FROM: Francis Hoffman City Engineer 	<input type="checkbox"/> Consent
	Information Only <input type="checkbox"/>
	Mgr. Recommends <input type="checkbox"/> To HRA
DATE: 15 May, 1995	<input checked="" type="checkbox"/> To Council
SUBJECT: Vacation of a Portion of Glenbrae Circle	Action <input type="checkbox"/> Motion
	<input checked="" type="checkbox"/> Resolution
	<input type="checkbox"/> Ordinance
	<input type="checkbox"/> Discussion

Recommendation:

Authorize vacation of roadway as petitioned, or close roadway without vacating thus preserving future ability of property owners to subdivide.

Info/Background:

The City Council continued this matter to allow additional input from property owners if desired. A letter was sent to the property owner at 5304 Glenbrae Circle seeking additional input.



AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

Donald W. Thurlow, being duly sworn on an oath says that he/she is the publisher or authorized agent and employee of the publisher of the newspaper known as Sun-Currents, and has full knowledge of the facts which are stated below.

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

(B) The printed Notice of Public Hearing

which is attached was cut from the columns of said newspaper, and was printed and published once each week, for two successive weeks; it was first published on Wednesday the 12 day of April, 1995, and was thereafter printed and published on every Wednesday to and including Wed, the 19 day of April, 1995; 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]

TITLE: Publisher

Acknowledged before me on this

19 day of April, 1995.

[Signature]

Notary Public
MERIDEL M. HEDBLUM
NOTARY PUBLIC - MINNESOTA
HENNEPIN COUNTY
My Commission Expires Jan. 31, 2000

RATE INFORMATION

- (1) Lowest classified rate paid by commercial users for comparable space \$ 1.90 per line
- (2) Maximum rate allowed by law for the above matter \$ 1.90 per line
- (3) Rate actually charged for the above matter \$ 1.02 per line

City of Edina

(Official Publication)

CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MN 55424

**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on May 1, 1995, at 7:00 P.M. for the purpose of holding a public hearing on the proposed vacation of the following public street:

Portion of Glenbrae Circle

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 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 any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 12th day of April, 1995.
BY ORDER OF THE EDINA CITY COUNCIL.
MARCELLA M. DAEHN
City Clerk

(April 12 & 19, 1995)-ED



City of Edina

May 9, 1995

Ms. Wilma Smith
5304 Glenbrae Circle
Edina, MN 55436

RE: Vacation of Glenbrae Circle

Dear Ms. Smith:

The Edina City Council has continued this matter to May 15th to seek any input you may have regarding your concept about the above referenced roadway. There are no costs or assessments related to this project. Preliminary City Council opinions are to close off the street and leave a small strip of asphalt for a walking path area.

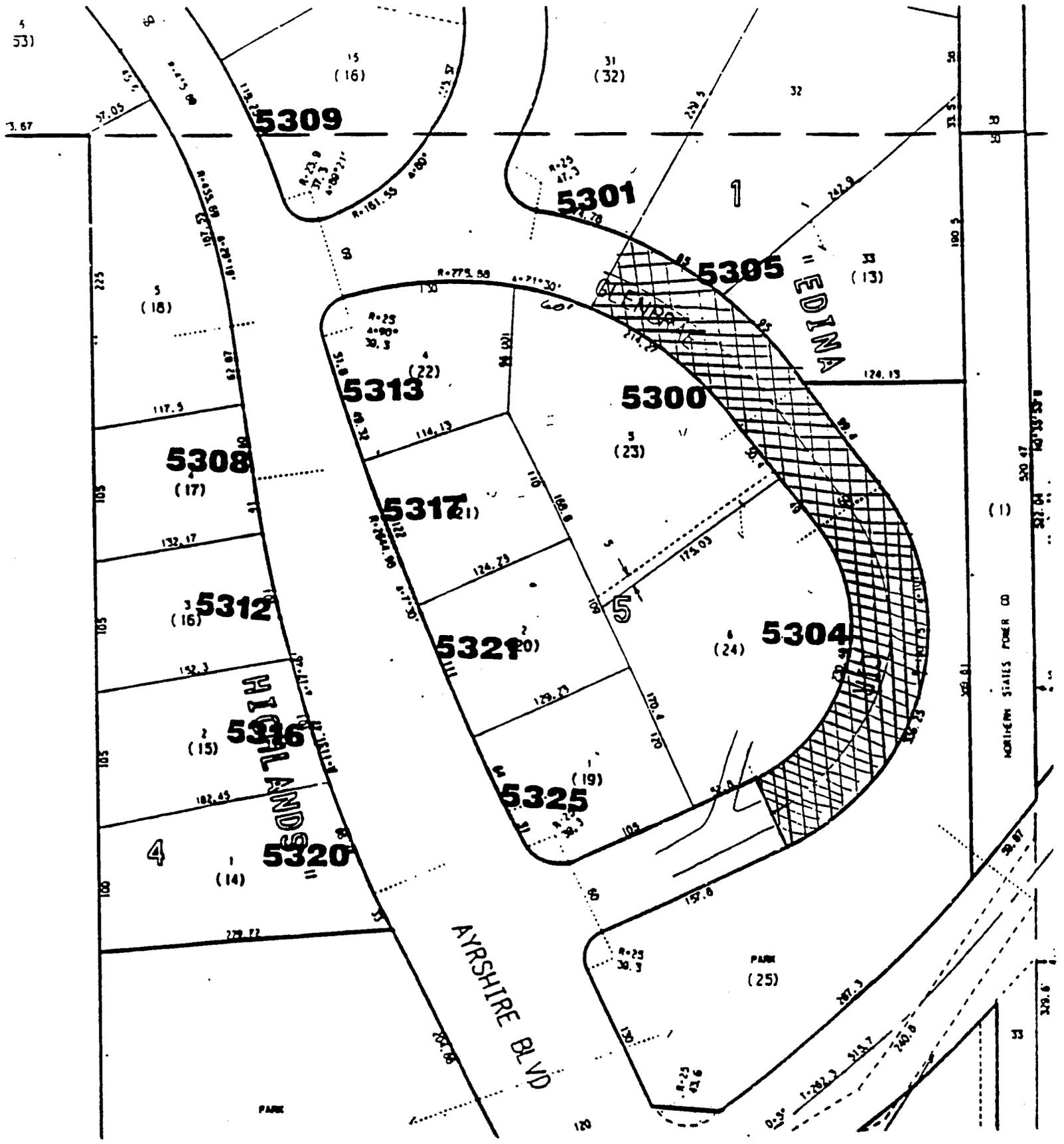
If you have any questions, please give me a call this week at 927-8861, ext. 245.

Sincerely,

Francis J. Hoffman, P.E.
Director of Public Works
and City Engineer

FJH/clf

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53)

3.67

225

5 (18)

5308 (17)

5312 (16)

2 (15)

5320 (14)

4

HIGHLANDS

5309

5313 (22)

5312 (1)

5321 (0)

5325 (19)

AYRSHIRE BLVD

5301

5300 (23)

5305

5304 (24)

PARK (25)

EDINA

R (3)

NORTHERN STATES POWER CO

R R

500.47

(1)

100.81

50.07

9.62

R

32.62

R



REPORT/RECOMMENDATION

TO: Mayor & City Council	Agenda Item # III.A.
FROM: Francis Hoffman <i>FH</i> City Engineer	<input type="checkbox"/> Consent
	Information Only <input type="checkbox"/>
	Mgr. Recommends <input type="checkbox"/> To HRA
DATE: 1 May, 1995	<input checked="" type="checkbox"/> To Council
SUBJECT: Vacation of Portion of Glenbrae Circle	Action <input type="checkbox"/> Motion
	<input checked="" type="checkbox"/> Resolution
	<input type="checkbox"/> Ordinance
	<input type="checkbox"/> Discussion

Recommendation:

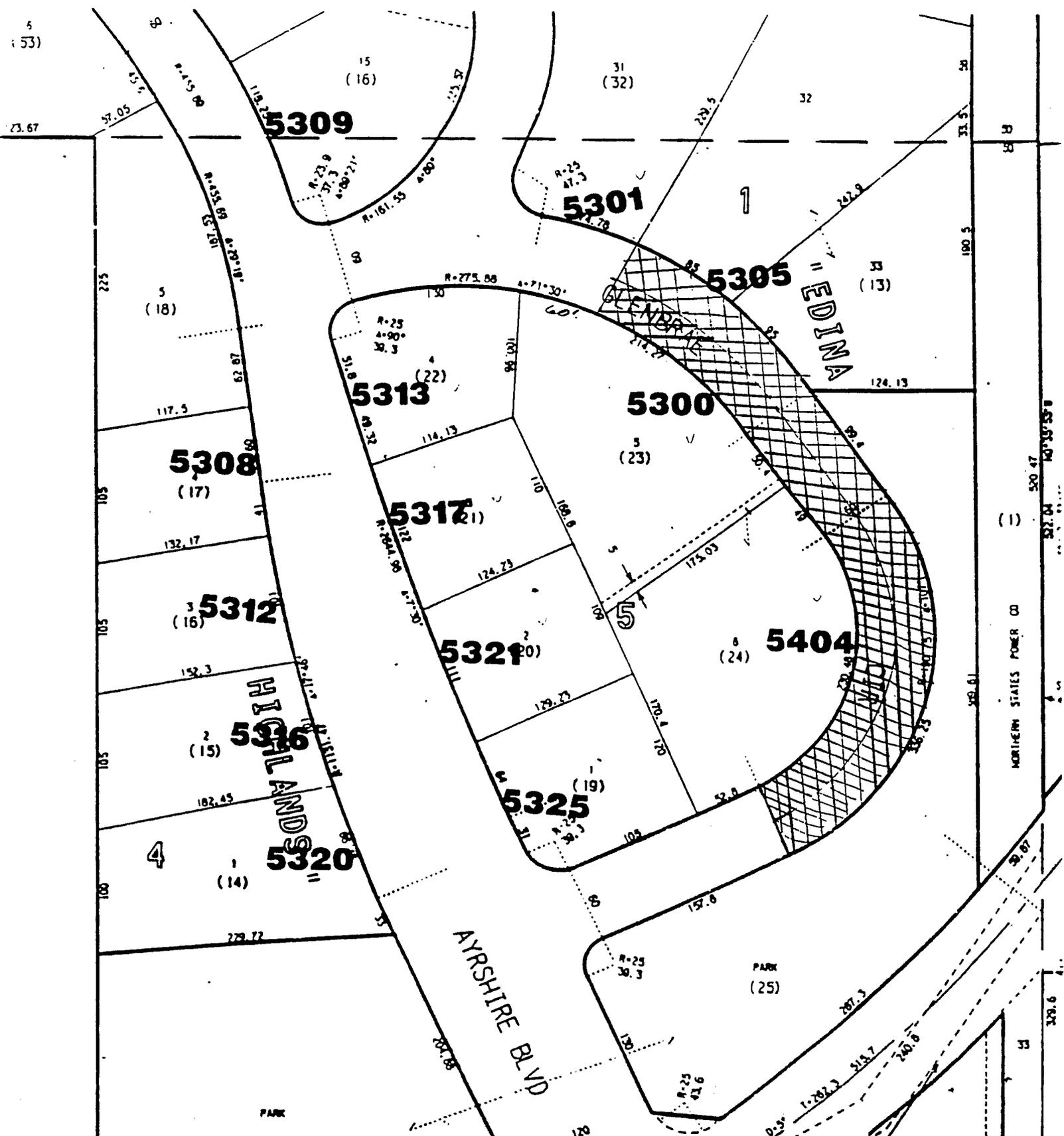
Vacate the portion of street as requested.

Info/Background:

The property owner at 5300 Glenbrae Circle has petitioned the City to vacate a portion of Glenbrae Circle, or re-build it. Public Works analysis would conclude that vacating a portion would be the most cost effective, and require no assessment to any property owner. All of the adjacent land on the east and south sides of the vacated portion is currently City open space. Please note the attached City Planner's comments. The utility companies do not object to this vacation. Staff would recommend this vacation after Council discussion.

walk to open space
5304 Glenbrae Circle
Letter to ↑
5/15th

11



NORTHERN STATES POWER CO

MEMORANDUM

TO: Fran Hoffman
FROM: Craig Larsen
SUBJECT: Vacation of Glen Brae Circle
DATE: April 27, 1995

Comments on the proposed street vacation.

1. The proposed partial vacation would allow the lots at 5300 and 5404 to continue to comply with Zoning Ordinance standards requiring at least 30 feet of frontage on a public street. A full vacation of the street would "land lock" the lots.
2. The proposed vacation would severely limit any future subdivision potential of the properties. Since the lots are quite large it is conceivable that the properties could cooperate in a subdivision. However, if the street were vacated the necessary frontage would be lacking to support an additional lot.

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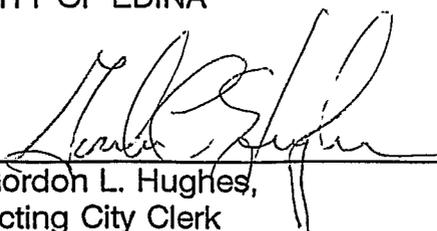
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LINE B:

Beginning at a point on the South line of Lot 6, Block 5, "Edina Highlands" distant 52.8 feet East of the most Southerly corner thereof, thence Southeast along a line drawn parallel with the Southeasterly extension of the West line of Lot 6, Block 5 "Edina Highlands" to the South right-of-way line of Glenbrae Circle and there terminating.

The time of completion of proceedings and the effective date of said vacation is May 16, 1995.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA



Gordon L. Hughes,
Acting City Clerk

OFFICE OF COUNTY RECORDER
HENKIP IN COUNTY, MINNESOTA

CERTIFIED FILED AND OR
RECORDED ON

95 JUN -2 AM 11:05

AS DOCUMENT # **6433827**
R. B. ...
CO. RECORDER



DEPUTY

Duplicate
Filing
Certificate

FACSIMILE COVER SHEET

FROM: Ron Tombarge (US West)

5910 Shingle Creek Parkway
Brooklyn Center, MN 55430

FAX Number: 612-569-2183

Contact Number 612-569-2012

DATE: 5-1-95

NUMBER OF PAGES BEING SENT: 1 +/COVER= 2

TO

NAME: CANDY FIEDLER

FAX NO: 927-7645

ATTN: Ron Tomberg
927-7645
58.1a Fax

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

MINNEGASCO by Stahlberg Acceptable Opposed Conditional
4-18-95

NSP by _____ Acceptable Opposed Conditional

PARAGON CABLE by _____ Acceptable Opposed Conditional

U.S. WEST by Ron Tomberg Acceptable Opposed Conditional
5-1-95

CONDITIONS: _____

LOCATION: Portion of Glenbrae Circle - see legal description on
attached Notice of Hearing

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

STREET AND/OR EASEMENT VACATION REVIEW

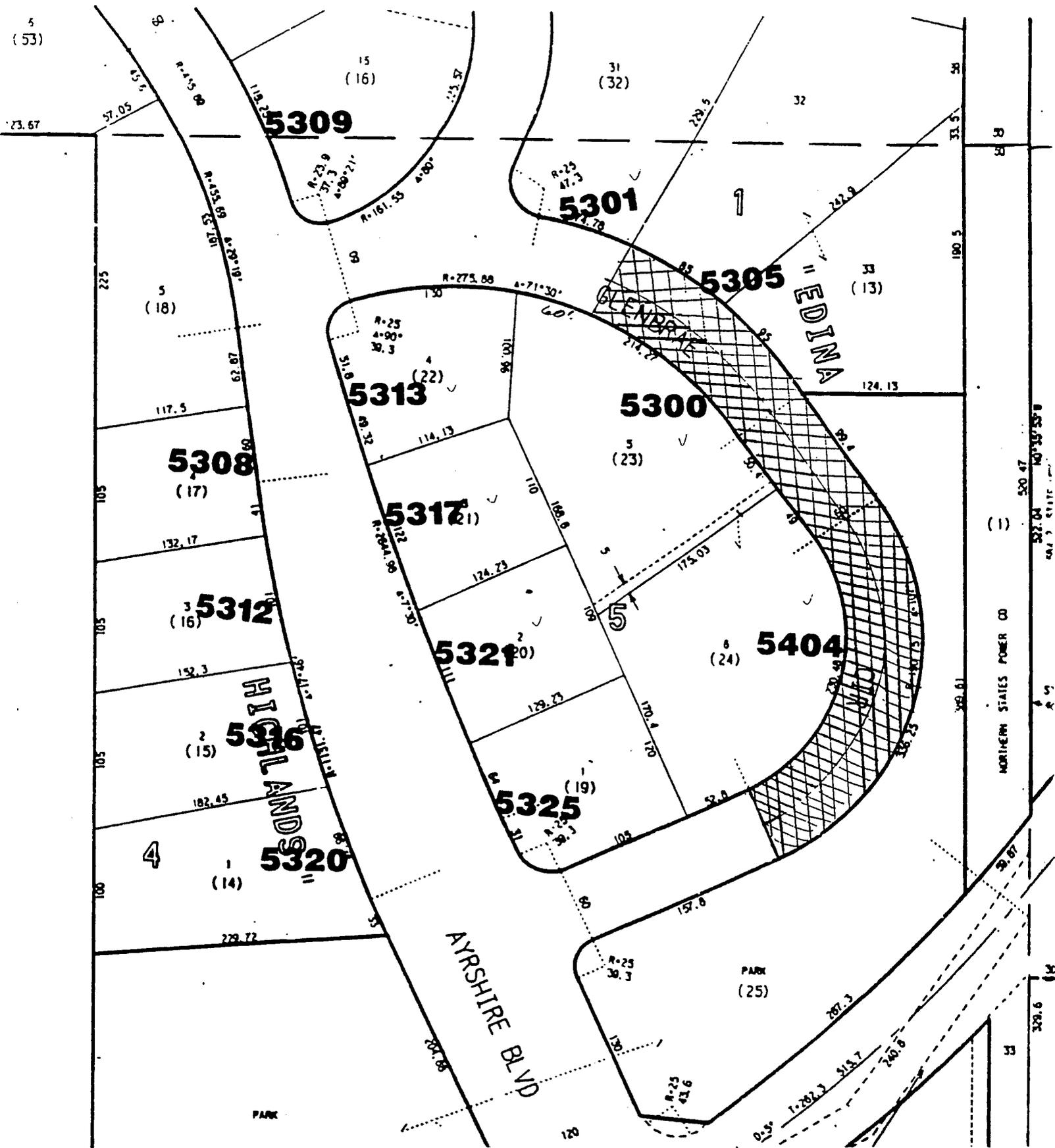
CITY ENGINEER by _____	<input type="checkbox"/>	Acceptable	<input type="checkbox"/>	Opposed	<input type="checkbox"/>	Conditional
MINNEGASCO by <u>Stuart K. Boye</u> 4-18-95	<input checked="" type="checkbox"/>	Acceptable	<input type="checkbox"/>	Opposed	<input type="checkbox"/>	Conditional
NSP by _____	<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

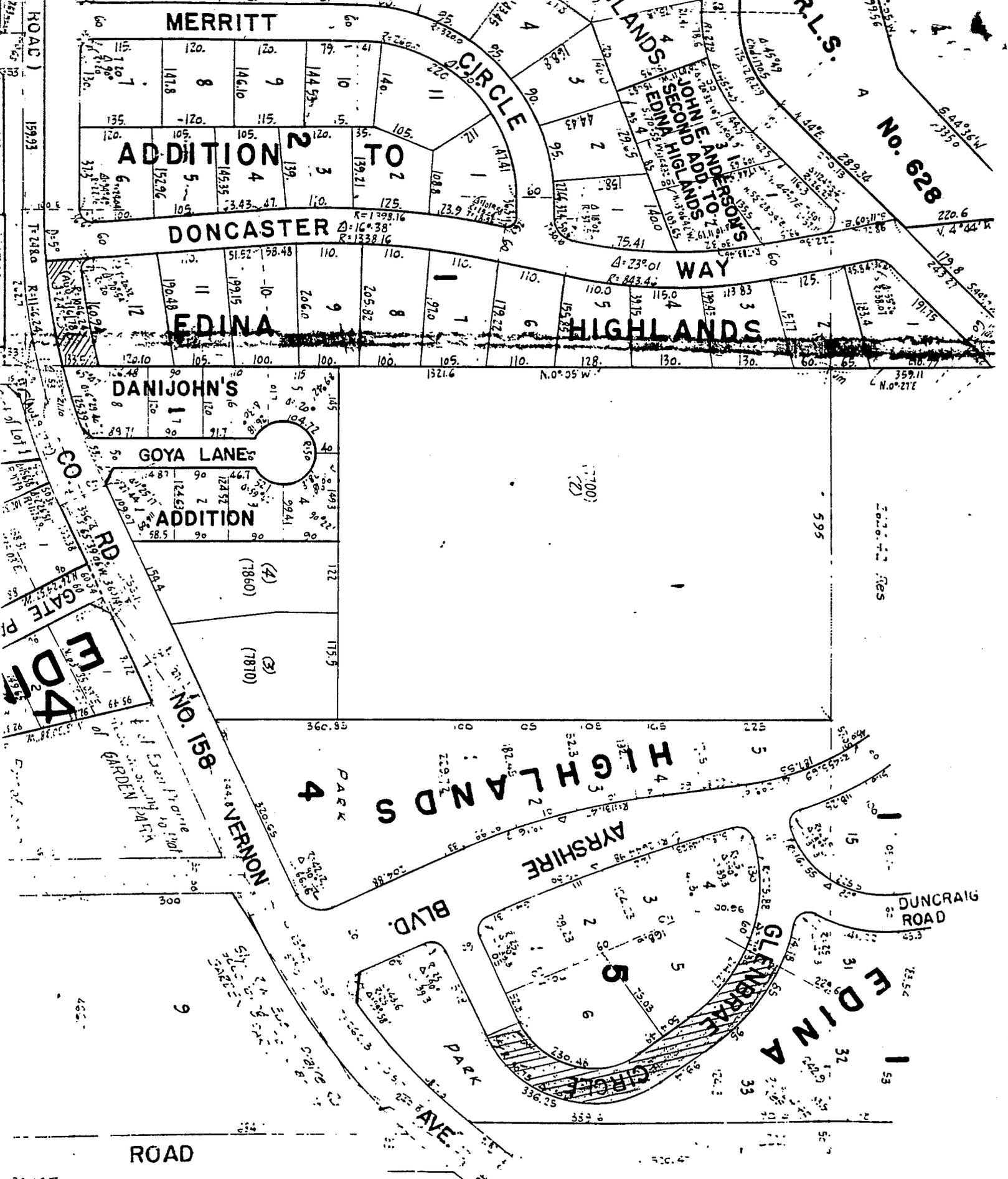
CONDITIONS: _____

LOCATION: Portion of Glenbrae Circle - see legal description on
attached Notice of Hearing

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Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424





MERRITT

CIRCLE

LANDS

R.L.S.

No. 628

ADDITION TO

DONCASTER

WAY

EDINA

HIGHLANDS

DANIJOHN'S

GOYA LANE'S

ADDITION

EDINA

No. 158

VERNON

HIGHLANDS

PARK 4

AYRSHIRE

BLVD.

PARK

EDINA

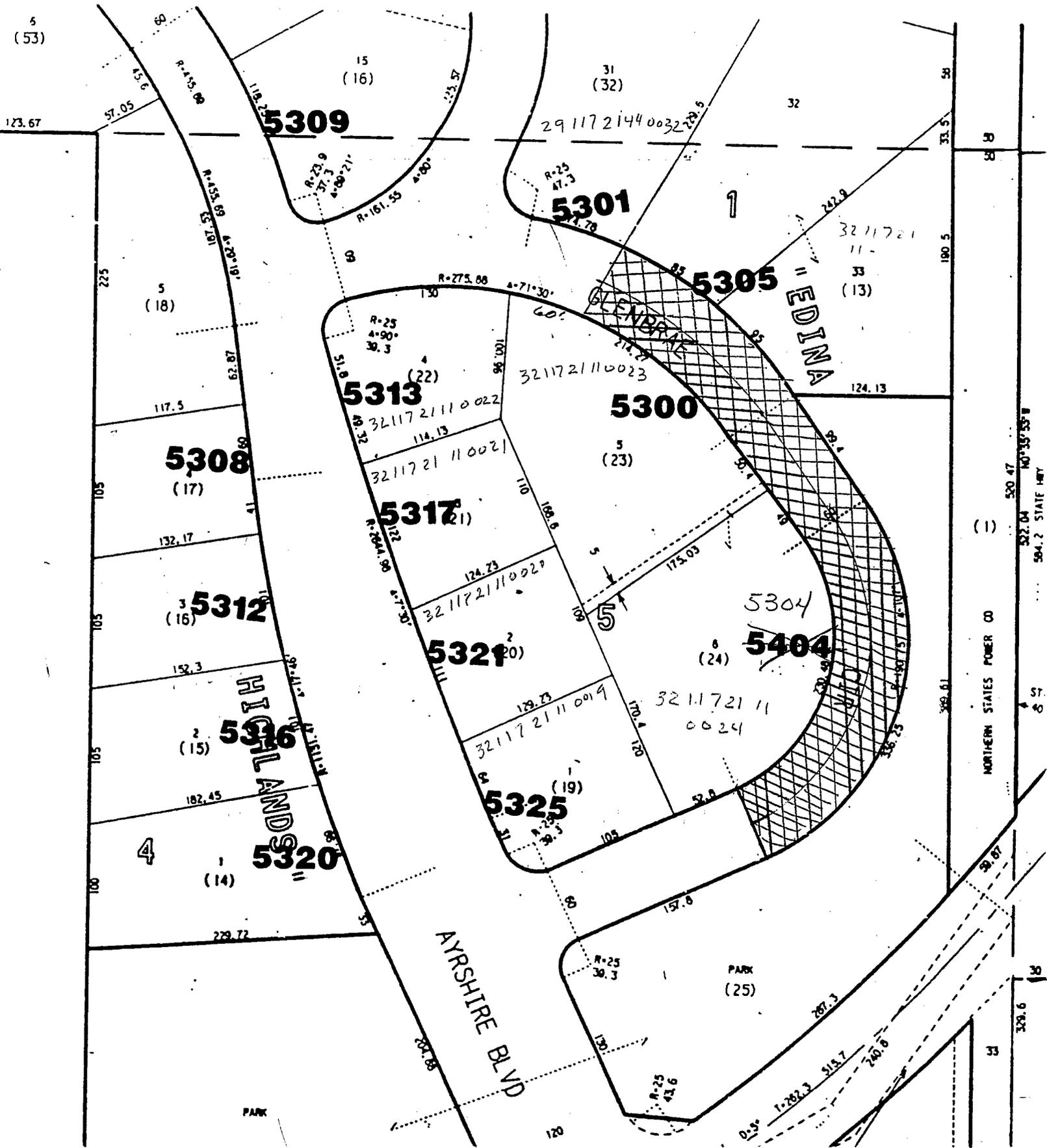
PARK 1

DUNCRAIG ROAD

ROAD

56 + 80 = 136

5
(53)



5309

5301

5305

5300

5308

5313

5317

5312

5321

5304

5404

5325

5320

AYRSHIRE BLVD

EDINA

HIGHLANDS

PARK

NORTHERN STATES POWER CO

504.2 STATE HWY

PARK

PARK



City of Edina

**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on May 1, 1995, at 7:00 P.M. for the purpose of holding a public hearing on the proposed vacation of the following public street:

That portion of Glenbrae Circle right-of-way lying South and East of a line perpendicular to a point on the Easterly line of Lot 5, Block 5, Edina Highlands, 60 feet Southeasterly of the most Northerly corner and lying East and North of a line perpendicular to a point on the Southerly line of Lot 6, Block 5, Edina Highlands, 52.8 feet East of the most Southerly corner.

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 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 any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 14th day of April, 1995.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn, City Clerk

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

STREET AND/OR EASEMENT VACATION REVIEW

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>S. E. Fraser</u>	<input checked="" 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: _____

LOCATION: Portion of Glenbrae Circle - see legal description on
attached Notice of Hearing

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____	<input checked="" 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>Pick-</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: Portion of Glenbrae Circle - see legal description on
attached Notice of Hearing

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

Return to: City Clerk
City of Edina
4801 W. 50th Street
Edina, MN 55424

To _____

Date 4/28 Time 9:50 AM PM

WHILE YOU WERE OUT

M Rick Berg

of Paragon Cable

Phone () _____

Area Code

Number

Extension

TELEPHONED	<input checked="" type="checkbox"/>	PLEASE CALL	<input type="checkbox"/>
CALLED TO SEE YOU	<input type="checkbox"/>	WILL CALL AGAIN	<input type="checkbox"/>
WANTS TO SEE YOU	<input type="checkbox"/>	URGENT	<input type="checkbox"/>

RETURNED YOUR CALL

Message Verbal Approval
Glenrose Vacation @
4/28/95

Operator _____



reorder 23-700

Green Cycle
RECYCLED PAPER

VACATION OF A PORTION OF GLENBRAE CIRCLE

That portion of Glenbrae Circle right-of-way lying South and East of a line perpendicular to a point on the Easterly line of Lot 5, Block 5, Edina Highlands 60 feet Southeasterly of the most Northerly corner and lying East and North of a line perpendicular to a point on the Southerly line of Lot 6, Block 5, Edina Highlands 52.8' East of the most Southerly corner:



REPORT/RECOMMENDATION

<p>TO: Mayor & City Council</p> <p>FROM: Francis Hoffman <i>F.H.</i> City Engineer</p> <p>DATE: 1 May, 1995</p> <p>SUBJECT: Vacation of Portion of Glenbrae Circle</p>	<table style="width: 100%; border: none;"> <tr> <td style="width: 60%;">Agenda Item #</td> <td style="width: 5%;"><u>III.A.</u></td> <td style="width: 35%;"></td> </tr> <tr> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Consent</td> </tr> <tr> <td style="text-align: center;">Information Only</td> <td style="text-align: center;"><input type="checkbox"/></td> <td></td> </tr> <tr> <td style="text-align: center;">Mgr. Recommends</td> <td style="text-align: center;"><input type="checkbox"/></td> <td>To HRA</td> </tr> <tr> <td></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>To Council</td> </tr> <tr> <td style="text-align: center;">Action</td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Motion</td> </tr> <tr> <td></td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> <td>Resolution</td> </tr> <tr> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Ordinance</td> </tr> <tr> <td></td> <td style="text-align: center;"><input type="checkbox"/></td> <td>Discussion</td> </tr> </table>	Agenda Item #	<u>III.A.</u>			<input type="checkbox"/>	Consent	Information Only	<input type="checkbox"/>		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
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	<input checked="" type="checkbox"/>	Resolution																										
	<input type="checkbox"/>	Ordinance																										
	<input type="checkbox"/>	Discussion																										

Recommendation:

Vacate the portion of street as requested.

Info/Background:

The property owner at 5300 Glenbrae Circle has petitioned the City to vacate a portion of Glenbrae Circle, or re-build it. Public Works analysis would conclude that vacating a portion would be the most cost effective, and require no assessment to any property owner. All of the adjacent land on the east and south sides of the vacated portion is currently City open space. Please note the attached City Planner's comments. The utility companies do not object to this vacation. Staff would recommend this vacation after Council discussion.

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

CERTIFICATE OF POSTING NOTICE

I, the undersigned duly appointed and acting Police Officer for the City of Edina, County of Hennepin, State of Minnesota, do hereby certify that I have on this date posted copies of the attached notice of:

NOTICE OF PUBLIC HEARING - VACATION OF PORTION OF GLENBRAE CIRCLE

at each of the official City bulletin boards, located at conspicuous places within the City as follows:

- 1) City Hall, 4801 West 50th Street
- 2) Municipal Liquor Store, 50th and France Business Area
- 3) Centennial Lakes Park Centrum, 7499 France Avenue South

Dated

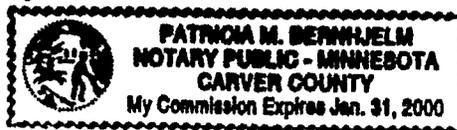
4/14/95

Signed

Shirley Ann Hansen

Signed and sworn to before me, a Notary Public in and for Hennepin County, Minnesota, this 14th day of April, 1995.

Patricia M. Bernijelm



**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on May 1, 1995, at 7:00 P.M. for the purpose of holding a public hearing on the proposed vacation of the following public street:

That portion of Glenbrae Circle right-of-way lying South and East of a line perpendicular to a point on the Easterly line of Lot 5, Block 5, Edina Highlands, 60 feet Southeasterly of the most Northerly corner and lying East and North of a line perpendicular to a point on the Southerly line of Lot 6, Block 5, Edina Highlands, 52.8 feet East of the most Southerly corner.

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 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 any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 14th day of April, 1995.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn, City Clerk

1/1/74

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 April 14, 1995, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing - Vacation of Portion of Glenbrae Circle (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 a date at least 14 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.

<u>Name</u>	<u>Address</u>
_____	_____
_____	_____
_____	_____
_____	_____

WITNESS my hand and seal of said City this 14th day of April, 19 95.

Maura M. Dack
Edina City Clerk



City of Edina

**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on May 1, 1995, at 7:00 P.M. for the purpose of holding a public hearing on the proposed vacation of the following public street:

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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 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 any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

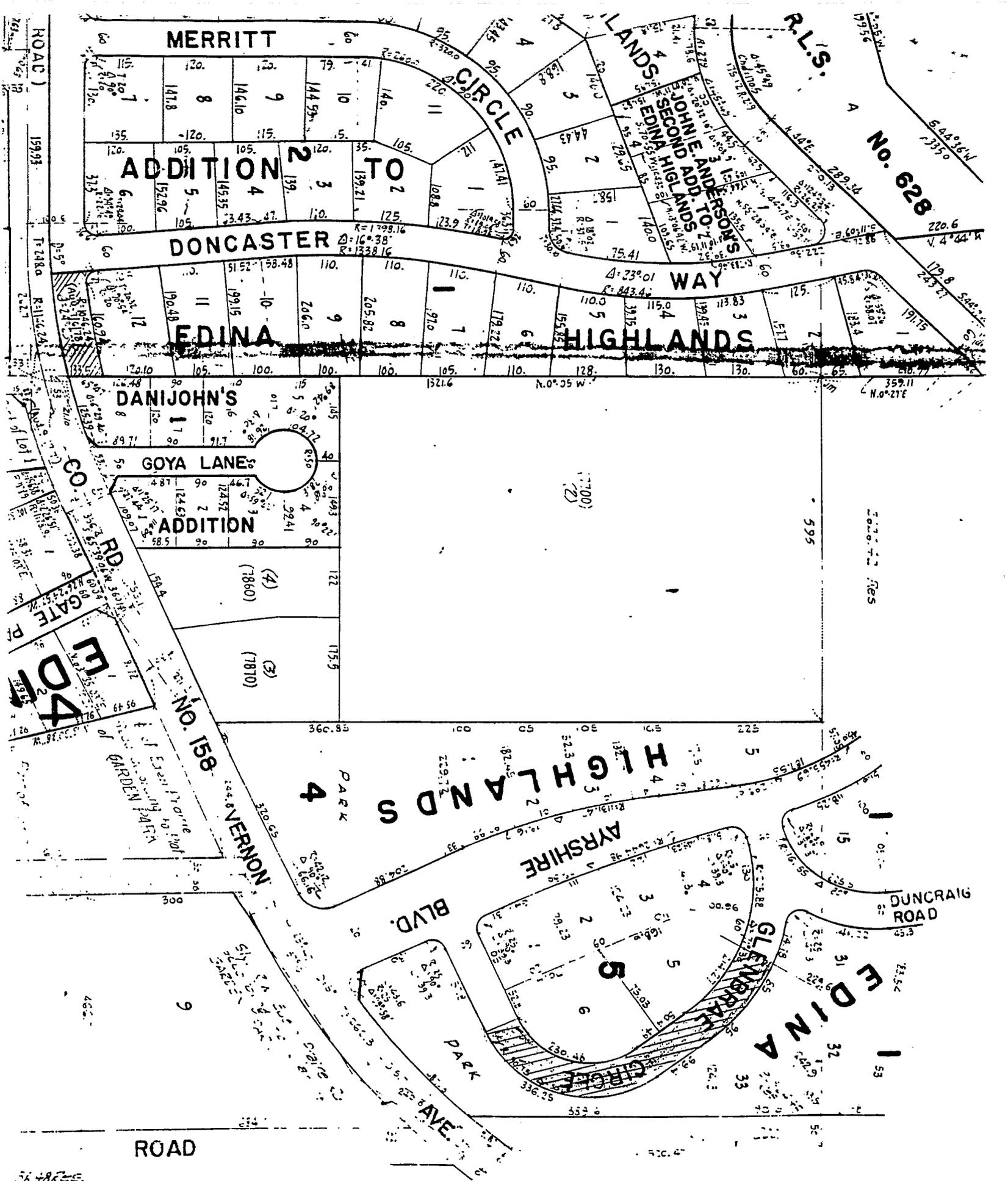
Dated this 14th day of April, 1995.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn, City Clerk

VACATION OF A PORTION OF GLENBRAE CIRCLE

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MERRITT

ADDITION TO

DONCASTER WAY

EDINA

HIGHLANDS

DANIJOHNS

GOYA LANE

ADDITION

HIGHLANDS

AYRSHIRE

BLVD.

EDINA

ROAD

56 48 255

MAILING LIST FOR VACATION OF PORTION OF GLENBRAE CIRCLE:

32-117-21-11-0022	Stephen Litman 5313 Ayrshire Blvd Edina MN 55436	
32-117-21-11-0019	Neil & Mary Senescall 5325 Ayrshire Blvd Edina MN 55436	
29-117-21-44-0032	Jason Quist 5301 Glenbrae Cir Edina MN 55436	
32-117-21-11-0021	Jeffrey & Jodi Upin 5317 Ayrshire Blvd Edina MN 55436	
32-117-21-11-0024	Wilma Smith 5304 Glenbrae Cir Edina MN 55436	
32-117-21-11-0013 32-117-21-11-0025	City of Edina 4801 West 50th St Edina MN 55436	
32-117-21-11-0020	Kelly & Steven Housh 5321 Ayrshire Blvd Edina MN 55436	
32-117-11-0023	Julie Jonason Julie Harper 5300 Glenbrae Cir Edina Mn 55436	
	Mark Kerssen Paragon Cable 10210 Crosstown Cir Eden Prairie MN 44344-3377	Stuart E. Fraser NSP Normandale Division 5309 W. 70th St Edina MN 55435
	Steven Bon Bargaen Minnegasco, Inc. 700 Linden Av W P.O. Box 1165 Minneapolis MN 55440-1165	Steven Van Anman U.S. West Communications 6244 Cedar Av So Richfield MN 55423

**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

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Dated this 14th day of April, 1995.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn, City Clerk

VACATION OF A PORTION OF GLENBRAE CIRCLE

That portion of Glenbrae Circle right-of-way lying South and East of a line perpendicular to a point on the Easterly line of Lot 5, Block 5, Edina Highlands 60 feet Southeasterly of the most Northerly corner and lying East and North of a line perpendicular to a point on the Southerly line of Lot 6, Block 5, Edina Highlands 52.8' East of the most Southerly corner:

**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on May 1, 1995, at 7:00 P.M. for the purpose of holding a public hearing on the proposed vacation of the following public street:

That portion of Glenbrae Circle right-of-way lying South and East of a line perpendicular to a point on the Easterly line of Lot 5, Block 5, Edina Highlands, 60 feet Southeasterly of the most Northerly corner and lying East and North of a line perpendicular to a point on the Southerly line of Lot 6, Block 5, Edina Highlands, 52.8 feet East of the most Southerly corner.

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Dated this 14th day of April, 1995.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn, City Clerk

(Official Publication)
CITY OF EDINA
4801 WEST 50TH STREET
EDINA, MN 55424

**NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF PUBLIC STREET
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA**

NOTICE IS HEREBY GIVEN that the City Council of the City of Edina, Hennepin County, Minnesota, will meet at the Edina City Hall, 4801 West 50th Street on May 1, 1995, at 7:00 P.M. for the purpose of holding a public hearing on the proposed vacation of the following public street:

Portion of Glenbrae Circle

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 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 any such easements, and such authority to maintain, and to enter upon the area of the proposed vacation, shall continue.

Dated this 12th day of April, 1995.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn, City Clerk

Publish in the Edina Sun-Current on April 12 and 19, 1995.
Send two Affidavits of Publication.



REPORT/RECOMMENDATION

TO: MAYOR RICHARDS AND COUNCIL MEMBERS	Agenda Item # <u>IV.D</u>
FROM: MARCELLA DAEHN, CLERK	Consent <input checked="" type="checkbox"/>
DATE: MARCH 31, 1995	Information Only <input type="checkbox"/>
SUBJECT:	Mgr. Recommends <input type="checkbox"/> To HRA
PETITION FOR VACATION OF GLENBRAE CIRCLE	<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:

Adoption of a resolution setting May 1, 1995, as hearing date on the petition for vacation of Glenbrae Circle.

Information/Background:

A petition has been received requesting vacation of Glenbrae Circle.

Staff would recommend that May 1, 1995, be set as hearing date to consider the petition in order to comply with publication and mailing requirements. Copy of petition is attached.