

8/20/84 ALLEY VACATION - Alley between
Dearborn St. and Arthur St. & between
Spruce Road and Belmore Lane

No further comment being heard, Member Turner moved adoption of the following resolution:

RESOLUTION

BE IT RESOLVED by the City Council of the City of Edina, Minnesota, that the Final Development Plan for Erickson Petroleum Corporation, 5200 Interlachen Boulevard, presented at the regular meeting of the City Council of September 17, 1984, be and is hereby approved, subject to resolution of the access right of way issue with the County; requesting to the County that a one-way ingress from West 50th Street be kept open until final improvement of West 50th Street occurs; limited to the building plans presented; and that issuance of a building permit be conditioned on a signed letter of agreement between the applicant and Hennepin County.

Motion for adoption of the resolution was seconded by Member Schmidt.

Rollcall:

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney

Resolution adopted.

NEIGHBORHOOD FOR EAST EDINA HOUSING FOUNDATION DESIGNATED. Affidavits of Notice were presented by Clerk, approved as to form and ordered placed on file. Mr. Hughes recommended that the designation of the neighborhood for the East Edina Foundation include that part of Edina located east of Hansen Road and north of Interlachen Boulevard extended. The designation is requested in connection with the proposed Edinborough project. A large area of the City is included in order to appoint members to the Foundation who are required to live in the area that the Foundation serves. It was noted that presently the area of the City which lies east of Highway 100 is included. Member Schmidt then introduced the following resolution, moving adoption:

RESOLUTION

WHEREAS, the City Council of the City of Edina conducted a Public Hearing pursuant to published notice duly given; and

WHEREAS, the City of Edina desires to provide assistance to renters, home buyers, and homeowners of modest incomes; and

WHEREAS, such assistance can most appropriately be provided on a neighborhood basis; and

WHEREAS, that portion of Edina located easterly of Hansen Road and northerly of Interlachen Boulevard extended is characterized by housing stock and housing opportunities which are more available to individuals and families of modest incomes than other parts of the City;

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Edina hereby designates and establishes that part of the City of Edina, Hennepin County, Minnesota, lying northerly and easterly of the following described line:

Beginning at the West Quarter corner of Section 30, Township 117, Range 21; thence easterly along the East-West center lines of Sections 30 and 29, Township 117, Range 21, to the East Quarter corner of said Section 29; thence south along the East line of said Section 29 and the East line of Section 32, Township 117, Range 21 to the Southeast corner of said Section 32; thence easterly along the North line of Section 5, Township 116, Range 21, to the Northeast corner of said Section 5; thence south along the east line of said Section 5 and the east line of Section 8, Township 116, Range 21, to the Southeast corner of said Section 8,

as a Neighborhood for purposes of promoting housing opportunities for individuals and families of modest incomes.

Motion for adoption of the resolution was seconded by Member Turner.

Rollcall:

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney

Resolution adopted.

VACATION OF PORTIONS OF DEARBORN STREET, SPRUCE ROAD AND ALLEY GRANTED CONDITIONALLY.

Affidavits of Notice were presented by Clerk, approved as to form and ordered placed on file. Mr. Hughes presented the petitions of P.K.R. Development Company for vacation of public right of way of portions of Dearborn Street, Spruce Road and the alley between Dearborn Street/Arthur Street and between Spruce Road/Belmore Lane, all as identified within the proposed plat of Blake Woods, generally located east of Dearborn Street and north of Belmore Lane. Mr. Hughes recommended that the vacations be granted, subject to the signing of the final plat of the Miller Addition. No comment or objections being heard, Member Turner introduced the following resolution and moved its adoption, subject to final approval by Council of the Miller Addition plat:

RESOLUTION VACATING PUBLIC RIGHT OF WAY

FOR PORTION OF DEARBORN STREET, SPRUCE ROAD AND ALLEY

WHEREAS, a resolution of the City Council, adopted the 2nd day of July, 1984, fixed a date for a public hearing on a proposed vacation of portions of Dearborn Street, Spruce Road and alley between Dearborn St/Arthur St and between Spruce Rd/Belmore Ln;

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was continued to and held on the 17th day of September, 1984, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and

WHEREAS, the Council deems it to be in the best interest of the City and of the public that said street vacations be made; and

WHEREAS, the Council has considered the extent to which the vacations affect existing

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easements within the area of the vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone 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 street or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described portions of Dearborn Street, Spruce Road and the alley between Dearborn St/Arthur St and between Spruce Rd/Belmore Lane be and is hereby vacated effective upon final approval by Council of the Miller Addition plat:

That part of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.

That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.

That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.

No easements were involved in said vacation and the Clerk is authorized and directed to cause a notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the Register of Deeds in accordance with Minnesota Statutes, Section 412.851.

Motion for adoption of the resolution was seconded by Member Schmidt.

Rollcall:

Ayes: Bredesen, Schmidt, Turner, Courtney

Abstained: Richards

Resolution adopted.

CONCERNS OF AREA RESIDENTS REGARDING 70TH STREET/CORNELIA DRIVE INTERSECTION HEARD.

Assistant Manager Bernhardson recalled that the Council in its meeting of July 16, 1984, adopted the Traffic Safety Committee's recommendations of July 10 regarding the intersection at 70th Street and Cornelia Drive. In its reconsideration on September 11 of the 70th and West Shore stop sign which has been referred by Council for further study, the Traffic Safety Committee was again presented with the 70th and Cornelia issue by some area residents. After considerable discussion the Committee recommended that those individuals address the Council regarding this issue. The 70th and Cornelia issue was originally presented to the Traffic Safety Committee at its February meeting following letter requests from both the Cornelia PTA and a committee that had been formed regarding safety problems. At the February meeting the Committee received testimony and moved to consider the action again at its April meeting. In April, following a study in the area, the following observations were made: a) there was excellent compliance with the existing stop sign, b) the intersection did not meet warrants for signalization, c) pedestrian traffic at that intersection occurred for a very short period of time during the day, and d) the existing 20 mph zone in the area received minimal compliance. Following discussion by the Committee, it was recommended that additional information be gathered, including traffic gap studies. An extensive study was done and the following findings were made and forwarded to the Council as a recommendation on July 10, 1984. Several area residents and PTA members were present. Council approved the recommendations on July 16: a) that the four-way stops be maintained, b) that 70th and Cornelia be striped to indicate the "through" and "turn" lanes, c) that "No Parking - Anytime" zones be established near the intersection, d) that snow removal at the intersection be improved by the City, e) that steps be initiated to relocate the mailbox, f) that attempts be made to relocate the existing MTC shelter, and g) that the adult school crossing guards should be maintained. It was the feeling of the Traffic Safety Committee that signalization in addition to not being warranted would cause additional problems including an overall increase in traffic speed and that it would change the character and nature of the street from a collector street to something akin to a four-lane major arterial. The Committee also concluded that a semaphore would not enhance pedestrian safety. Those persons who were in attendance at the Committee's September 11 meeting indicated that there were two major issues: 1) that the lane striping has not helped alleviate the problem but in their estimation has exacerbated the problem, and 2) that they feel signalization is the only remedy that will increase safety at that corner. Additional issues were identified by the neighborhood group and there is some indication that they feel that an independent traffic study of the situation would be appropriate at this time. It was noted that the Traffic Safety Committee was established as a technical advisory committee to the City Council regarding matters of traffic safety and that its action must always be reviewed and

PUBLIC HEARING DATE SET FOR DESIGNATION OF NEIGHBORHOOD FOR EAST EDINA HOUSING FOUNDATION. As recommended by Staff, Member Bredesen's motion was seconded by Member Schmidt to set the hearing date for designation of neighborhood for East Edina Housing Foundation for September 10, 1984.

Ayes: Bredesen, Schmidt, Turner, Courtney
Motion carried.

PUBLIC HEARING ON STREET VACATION CONTINUED TO SEPTEMBER 10, 1984. As recommended by Staff, Member Bredesen's motion was seconded by Member Schmidt to continue the public hearing on street vacation pertaining to a portion of Dearborn Street, a portion of Spruce Road and the alley between Dearborn Street/Arthur Street and between Spruce Road/Belmore Lane to the City Council Meeting of September 10, 1984.

Ayes: Bredesen, Schmidt, Turner, Courtney
Motion carried.

AWARD OF BID FOR TRUCK SNOW WING APPROVED. Mr. Rosland explained that there were two bidders: La Hass Manufacturing Company and Little Falls Machine, Inc. Staff recommends the low bidder, La Hass, with a bid of \$6,801.00. This snow wing is for the City's larger trucks purchased two years ago. It will give wider plowing of the streets; instead of having to plow four times down a street, it could be done in two times with the wing. It is an experimental piece this year; if this one works and speeds up our movement of snow, then we will come back in further budget years to ask for more. Member Bredesen's motion was seconded by Member Schmidt for award of bid to recommended low bidder, La Hass, at \$6,801.00.

Ayes: Bredesen, Schmidt, Turner, Courtney
Motion carried.

TRAFFIC SAFETY COMMITTEE MINUTES OF 8/14/84 APPROVED; 4-WAY "STOP" SIGNS ISSUE ON WEST 70TH STREET AND WEST SHORE DRIVE CONTINUED TO TRAFFIC SAFETY MEETING OF SEPTEMBER 11, 1984. Council Members reviewed without questions five items on the Traffic Safety Committee's agenda of August 14, 1984: 1) Request for installation of a "Stop" sign to control eastbound West 69th Street traffic at Xerxes Avenue South; 2) Request for improved safety in conjunction with the part located on Belmore Lane at Monroe Avenue; 3) Request for "Stop" signs to control traffic on Edina Industrial Boulevard at Metro Boulevard; 4) Request for a reduction in the speed zone along West 78th Street; 5) Request for review of West 70th Street and Antrim Road intersection. Mr. Hoffman reported that the request for installation of "Stop" signs creating a four-way stop intersection on West 70th Street at West Shore Drive is a highly disputed issue. Neighbors recommending the "Stop" signs: Ron Rich, 7008 West Shore Drive; Helaine Cohen, 4405 Dunham Drive; Ron Martin, 4519 West 70th Street; and Jess Cohen, 4405 Dunham Drive. Neighbors opposed to the "Stop" signs: Harold Babb, 4701 West 70th Street; Albina Horsch, 4705 West 70th Street; and Donn Latourell, 6905 Creston Road. (At this time during the Council Meeting, Council Member Richards arrived.) Mr. Hoffman further reported that there have not been many reported accidents at the intersection; however, those that have been reported all involved injuries. It was felt that a four-way "Stop" at the intersection might deter traffic from the area; but the neighbors against the "Stop" sign feel it will make it difficult for them to get out of their driveways. Mr. Hoffman cited that the intersection does not meet the requirements for a four-way "Stop" based on traffic volume; however, gap studies indicate inadequate time is available to cross the street for pedestrians. The question of traffic lights was raised; Staff does not feel they are the answer, and that perhaps outside expertise may be necessary for a resolution of this issue.

Member Turner's motion was seconded by Member Schmidt to approve the Traffic Safety Committee Minutes of August 14, 1984, and to hold the West 70th Street/West Shore Drive "Stop" sign issue until the next Traffic Safety Committee Meeting on September 11, 1984, at which time everyone will be heard, and the issue will come back to the City Council again on September 17, 1984.

Ayes: Richards, Schmidt, Turner, Courtney
Nays: Bredesen
Motion carried.

EDINA LEAGUE OF WOMEN VOTERS RECYCLING REQUEST APPROVED. Judy Smith, Action Chairperson for the League of Women Voters of Edina, was introduced, and she presented a study to the City Council on recycling, the League's position as it relates to this study, and she urged that the Council request the Edina Recycling Commission to study this issue and make recommendations to the City Council on the feasibility of household pick-up of recyclables in Edina. Mrs. Smith explained that in the fall of 1983 the League of Women Voters studied the feasibility of implementing household pick-up of recyclables. In December, consensus was reached which supported household pick-up of recyclables. Based on the consensus, a position statement was developed: The League of Women Voters of Edina supports the household pick-up of recyclables in Edina, involving 1) support for adequate City staff for local recycling programs; 2) support for an ordinance to allow curbside placement of recyclables for pick-up; 3) support for City-wide anti-scavenging ordinance to protect those recyclables from being

telephone with Mr/Mrs Bernard Kuenzli, the affected property owners, on several occasions and had presented a plan which he had hoped would resolve the issue. A graphic was presented which showed the proposed plan and illustrated a joint platting of the Miller and Kuenzli property, including the transfer of some of the Miller property to the Kuenzlis to increase the size of two of their non-conforming lots. The plan was also based upon the Kuenzlis being assessed for sewer, water and street improvement costs for only one of their lots. The other two lots which would be benefitted by these improvements would not be assessed, or if assessed such assessments would be paid by others. In consideration of these items, the Kuenzlis were asked to convey the needed right of way to the City. Mr. Hughes pointed out that this plan envisioned that the necessary drainage basin would be located on public rather than private property. The proposal as outlined was agreed to by Mr. Miller, but was not approved by the Kuenzlis. Mr. Hughes submitted that the issue again before the Council is use of its power of eminent domain to secure the right of way. If the Council elects to use this authority, it is suggested that a resolution be adopted authorizing acquisition by purchase or eminent domain if necessary. Staff would then suggest that final plat approval of the Miller Addition should be continued pending the design of the proposed public improvements, acquisition of the right of way and agreement of Millers to pay related costs. If the use of eminent domain is not authorized, staff would recommend that the Miller Addition should be denied. Mr. Hughes also advised that, with regard to the vacation of Spruce Road/Dearborn Street and the alley next on the agenda, that if the right of way is not acquired from the Kuenzlis, then no right of way should be vacated. If acquisition by eminent domain is authorized, then the Spruce Road/Dearborn Street/alley vacations should be subject to the actual acquisition of the needed right of way and final plat approval of Blake Woods (east of Dearborn Street) should be withheld until such right of way is acquired. He noted that John and Jim Miller, the proponents, were present to answer questions. John Miller observed that they felt the proposed plan for a joint platting of the Miller and Kuenzli property was a good one, that the proposed dedication to the City by the Millers of the outlot for drainage would resolve that issue and that he hoped the Kuenzlis would agree to the plan and that access could be acquired thereby. Lloyd Peterson, developer of Blake Woods, spoke in support of the proposed plan as presented by Mr. Hughes. Mr. and Mrs. Kuenzli presented their arguments as to why the plan was not acceptable to them, stating they did not feel the water drainage will be adequate and that they were not interested in developing their property at this time. After further discussion, Member Schmidt moved that final plat approval be continued for one week to the September 17 meeting to allow for further negotiations between the Millers and the Kuenzlis. Motion was seconded by Member Turner.

Ayes: Schmidt, Turner, Courtney

Motion carried.

Attorney Erickson then asked Mr. Miller if he would agree to the extension of time for consideration of final plat approval. Mr. John Miller agreed to the extension. (Member Richards returned to the meeting at this point.)

HEARING DATE SET FOR FINAL DEVELOPMENT PLAN/ERICKSON PETROLEUM CORPORATION. As recommended by staff, Member Schmidt's motion was seconded by Member Richards to set September 17, 1984, as hearing date for the following:

- 1) Final Development Plan - Erickson Petroleum Corporation/Holiday - Generally located northeast quadrant of W. 50th Street and Interlachen Boulevard.

Ayes: Richards, Schmidt, Turner, Courtney

Motion carried.

PUBLIC HEARING ON VACATION OF DEARBORN STREET/SPRUCE ROAD/ALLEY CONTINUED TO 9/17/84.

As recommended by Mr. Hughes, the public hearing on vacation of portion of Dearborn Street, Spruce Road and the alley between Dearborn Street/Arthur Street and between Spruce Road/Belmore Lane was continued to September 17, 1984, by motion of Member Schmidt, seconded by Member Turner.

Ayes: Richards, Schmidt, Turner, Courtney

Motion carried.

PUBLIC HEARING CONDUCTED; LONDONDERRY DRIVE CHANGED TO DUNCAN LANE. Affidavits of Notice were presented by Clerk, approved as to form and ordered placed on file. Mr. Rosland advised that the public hearing to consider a change of name for Londonderry Drive for the access road into the Londonderry Townhouse complex was called as a result of a request from the Londonderry Townhouse Association. John Loper, president of the Londonderry Townhouse Association, explained that the name change is requested because they have a steady flow of misdirected and confused drivers into the cul-de-sac of the townhouse complex who are searching for the "Londonderry Road" or "Londonderry Drive" streets that lie about three blocks easterly. Richard Patch, 5721 Duncan Lane, also spoke in favor of the street name change to either Townhouse Road or Duncan Lane. No objections being heard to changing the name of the access road into the Londonderry Townhouse complex from Londonderry Drive to Duncan Lane, Member Richards offered the following ordinance for First Reading, waiving Second Reading, and moved its adoption:



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

June 12, 1986

Thomas S. Erickson, P.A.
Dorsey and Whitney
2200 First Bank Place East
Minneapolis, MN 55402

Re: Vacation of Portion of Dearborn Street, Spruce Road and Alley

Dear Tom:

Enclosed is Notice of Completion for the above referenced street vacations. The vacation was granted by the Council effective upon final approval of the Miller Addition plat. Final Plat approval was granted to Dearborn Addition (Miller Addition at concept approval) on May 5, 1986, and Mr. Hughes has advised that the completion can now be recorded.

I am also enclosing a copy of my letter to Allen Christy, attorney for the developer of Blake Woods, who will be filing the documents with the county.

Very truly yours,

A handwritten signature in cursive script that reads 'Marcella M. Daehn'.

Marcella M. Daehn
City Clerk

enclosures (2)



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

June 12, 1986

Mr. Allen Christy
Hadlick, Hoedeman, Christy
2340 Dain Tower
Minneapolis, MN 55402

Re: Vacation of Portion of Dearborn Street, Spruce Road and Alley

Dear Mr. Christy:

Enclosed are two copies each of the Notice of Completion of Proceedings and Council Resolution on the above referenced street vacation.

As you indicated by telephone yesterday, you will arrange to have these documents entered into the transfer record of the county auditor and filed with the county recorder.

Very truly yours,

A handwritten signature in cursive script that reads 'Marcella M. Daehn'.

Marcella M. Daehn
City Clerk

enclosures (4)

cc: Thomas S. Erickson P.A.
Dorsey and Whitney



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

NOTICE OF COMPLETION OF PROCEEDINGS
ON VACATION OF EASEMENT FOR STREET PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on September 17, 1984, adopted a Resolution Vacating Public Right of Way for Portion of Dearborn Street, Spruce Road and Alley, 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 Register of Deeds in and for Hennepin County, Minnesota:

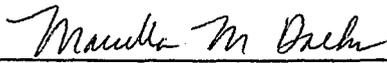
That part of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.

That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.

That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.

All conditions having been met, the time of completion of proceedings and the effective date of said vacation is June 11, 1986.

BY ORDER OF THE CITY COUNCIL,
CITY OF EDINA



Marcella M. Daehn
City Clerk



4801 WEST 50TH STREET, EDINA, MINNESOTA 55424
612-927-8861

RESOLUTION VACATING PUBLIC RIGHT OF WAY
FOR PORTION OF DEARBORN STREET, SPRUCE ROAD AND ALLEY

WHEREAS, a resolution of the City Council, adopted the 2nd day of July, 1984, fixed a date for a public hearing on a proposed vacation of portions of Dearborn Street, Spruce Road and alley between Dearborn St/Arthur St and between Spruce Rd/Belmore Ln;

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was continued to and held on the 17th day of September, 1984, at which time all persons desiring to be heard were given an opportunity to be heard thereon; and WHEREAS, the Council deems it to be in the best interest of the City and of the public that said street vacations be made; and

WHEREAS, the Council has considered the extent to which the vacations affect existing easements within the area of the vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone 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 street or portion thereof vacated to maintain, repair, replace, remove, or otherwise attend thereto.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Edina, Hennepin County, Minnesota, that the following described portions of Dearborn Street, Spruce Road and the alley between Dearborn St/Arthur St and between Spruce Rd/Belmore Lane be and is hereby vacated effective upon final approval by Council of the Miller Addition plat:

That part of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.

That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.

That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.

No easements were involved in said vacation and the Clerk is authorized and directed to cause a notice of completion of proceedings to be prepared, entered in the transfer record of the County Auditor, and filed with the Register of Deeds in accordance with Minnesota Statutes, Section 412.851.

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

AFFIDAVIT OF POSTING NOTICE OF HEARING ON

VACATION OF PORTION OF DEARBORN STREET
VACATION OF PORTION OF SPRUCE ROAD
VACATION OF ALLEY - BETWEEN DEARBORN ST.
& ARTHUR ST. AND BETWEEN SPRICE ROAD &
BELMORE LANE

The undersigned, being first duly sworn, upon oath deposes and says that he/she is a duly appointed and acting Police Officer for the City of Edina, Hennepin County, Minnesota, and that on 8/1/84 he/she posted the Notice of Hearing on the vacation described above to be held on August 20, 1984, a true and correct copy of which is hereto attached, at each of the following official City Bulletin Boards located at conspicuous places within the City:

- ✓ 1) City Hall, 4801 W. 50th Street
- ✓ 2) 50th and France Business Area, 3943 W. 50th Street
- ✓ 3) Amundson Avenue Shopping Center - NW corner of Parking Lot

Dated

8/1/84

Signed

B.K. Dooker

~~Police Officer~~ C.S.O. #212

Signed and sworn to before me, a Notary Public
in and for Hennepin County, Minnesota, this

1st day of August, 19 84.

Maureen M. Dooker

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF DEARBORN STREET,
ON VACATION OF PORTION OF SPRUCE ROAD
AND ON ALLEY VACATION
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 W. 50th Street on Monday, August 20, 1984 at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following streets and alley:

That part of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.

That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.

That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.

All persons who desire to be heard with respect to the question of whether or not the above proposed vacations are 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 vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacations, 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.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Minnesota Suburban Newspapers, Inc.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

ss.

COUNTY OF HENNEPIN)

DONALD K. MORTENSON being duly sworn, on oath says that he is the operations manager and employee of the publisher of the newspaper known as Edina Sun

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 legal newspaper, as provided by Minnesota Statutes 331.02, 331.06, and other applicable laws.

(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 1 day of Aug, 19 84, and was thereafter printed and published on every Wednesday to and including Wednesday, the 8 day of August 19 84. 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: Donald K. Mortenson

Subscribed and sworn to before me

on this 9 day of Aug, 19 84.

Meridel M. Hedblom

Notary Public
MERIDEL M. HEDBLOM
NOTARY PUBLIC - MINNESOTA
HENNEPIN COUNTY
My commission expires July 2, 1986

(Official Publication)
CITY OF EDINA
4901 W. 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF
DEARBORN STREET, ON
VACATION OF PORTION OF
SPRUCE ROAD AND ON ALLEY
VACATION
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, 4901 W. 50th Street on Monday, August 20, 1984 at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following streets and alley:
That part of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.
That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.
That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.
All persons who desire to be heard with respect to the question of whether or not the above proposed vacations are 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 vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacations, 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.
BY ORDER OF THE EDINA CITY COUNCIL.
MARCELLA M. DAEHN
City Clerk
(Aug. 1 & 8, 1984)-ED 6A

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 August 3, 19 84, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing - Alley between Dearborn + Arthur Streets and Spruce Rd + Belmore Lane (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 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 3rd day of

August, 19 84.

Marella M. Dachs

Edina City Clerk

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF DEARBORN STREET,
ON VACATION OF PORTION OF SPRUCE ROAD
AND ON ALLEY VACATION
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 W. 50th Street on Monday, August 20, 1984 at 7:00 p.m., for the purpose of holding a public hearing on the proposed vacation of the following streets and alley:

That part of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.

That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.

That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.

All persons who desire to be heard with respect to the question of whether or not the above proposed vacations are 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 vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacations, 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.

BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

MAILING LIST FOR ALLEY VACATION - BETWEEN DEARBORN STREET AND ARTHUR STREET
and FROM BRUCE ROAD TO BELMORE LANE

30-117-21-12-0012 Meredith R. Melhart et al
Wayzata Bank & Trust
900 E. Wayzata Blvd
Wayzata, MN 66343

0013 Meredith R. Melhart et al

0014 Meredith R. Melhart et al

0015 Robert Bolling
6520 Belmore Lane
Edina, MN 55343

0017 Robert Bolling

0016 John E. and Alice S. Reimann III
6512 Belmore Lane
Edina, MN 55343

0081 Michael Youshock
308 Arthur Street
Edina, MN 55343

0019 Harold T. Lundholm
309 Arthur Street
Edina, MN 55343

0021 Harold T. Lundholm

0022 Harold T. Lundholm

Stuart E. Fraser
Normandale Division
Northern States Power Co.
5309 W. 70th Street
Edina, MN 55436

William Schramm
Minnegasco
700 Linden Avenue
Minneapolis, MN 55430

Don Romain
NW Bell Telephone Company
6244 Cedar Avenue So.
Richfield, MN 55423

Minnesota Suburban Newspapers, Inc.

AFFIDAVIT OF PUBLICATION

STATE OF MINNESOTA)

SS.

COUNTY OF HENNEPIN)

DONALD K. MORTENSON being duly sworn, on oath says that he is the operations manager and employee of the publisher of the newspaper known as Edina Sun

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 legal newspaper, as provided by Minnesota Statutes 331.02, 331.06, and other applicable laws.

(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 1 day of Aug, 19 84, and was thereafter printed and published on every Wednesday to and including Wednesday, the 8 day of August 19 84. 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: Donald K. Mortenson

Subscribed and sworn to before me

on this 9 day of Aug, 19 84.

Meridel M. Hedblom

Notary Public
MERIDEL M. HEDBLOM
NOTARY PUBLIC - MINNESOTA
HENNEPIN COUNTY
My commission expires July 2, 1986

(Official Publication)
CITY OF EDINA
4801 W. 50TH STREET
EDINA, MINNESOTA 55424
NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF
DEARBORN STREET, ON
VACATION OF PORTION OF
SPRUCE ROAD AND ON ALLEY
VACATION
IN THE CITY OF EDINA
HENNEPIN COUNTY,
MINNESOTA
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That part of Dearborn Street lying south of the westerly extension of the northerly extension of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line about 5.00 feet south of, measured at right angles to the westerly extension of the south line of said Lot 1.
That part of Spruce Road lying east of the northerly extension of the west line of Lot 1, Block 1, MENDELSSOHN, Hennepin County, Minnesota, and west of the northerly extension of the west line of Lot 10, Block 2, MENDELSSOHN, Hennepin County, Minnesota.
That part of the Alley which lies adjacent to the east line of Lots 1, 2, 3, 4 and 5, Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of the north line of Belmore Lane.
All persons who desire to be heard with respect to the question of whether or not the above proposed vacations are 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 vacations affect existing easements within the area of the proposed vacations and the extent to which the vacations affect the authority of any person, corporation, or municipality owning or controlling electric or telephone poles and lines, gas and sewer lines, or water pipes, mains, and hydrants on or under the area of the proposed vacations, to continue maintaining the same or to enter upon such easement area or portion thereof, vacated to maintain, repair, replace, 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.
BY ORDER OF THE EDINA CITY COUNCIL.
MARCELLA M. DAEHN
City Clerk
(Aug. 1 & 8, 1984)-ED 6A

(Official Publication)

File - Alley

CITY OF EDINA
4801 W. 50th Street
Edina, Minnesota 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF PORTION OF DEARBORN STREET,
ON VACATION OF PORTION OF SPRUCE ROAD
AND ON ALLEY VACATION
IN THE CITY OF EDINA
HENNEPIN COUNTY, MINNESOTA

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BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

Please publish in the Edina Sun on August 1 and August 8, 1984
Please send 6 Affidavits of Publication

Hedlund Engineering Services, Inc.

CIVIL ENGINEERS & LAND SURVEYORS
7726 MORGAN AVENUE SOUTH
SUITE 10
MINNEAPOLIS, MINNESOTA 55423
PHONE 866-2523

② ~~Vacate~~ that part of the ~~East 1/2~~ of Dearborn Street lying south of the westerly extension of the north line of Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and north of a line distant 5.00 feet south of, measured at right angles to, the westerly extension of the south line of said Lot 1.

① ~~Vacate~~ that part of Spruce Road lying east of ^{of the westerly extension of the west line} ~~the centerline of~~ ~~of Lot 1, Block 1, Mendelssohn, Hennepin County, Minnesota~~ Dearborn Street and its extension northerly and west of ~~the centerline of the alley which lies adjacent to Lot 1, Block 2, MENDELSSOHN, Hennepin County, Minnesota, and its extension northerly.~~

Alley
Vacate that part of the ~~West 1/2~~ of the Alley which lies adjacent to the east line ^{of} Lots 1, 2, and 3, ^{4 and 5,} Block 2, MENDELSSOHN, Hennepin County, Minnesota, lying south of the easterly extension of the north line of said Lot 1 and north of ^{the north line Belmore Lane.} ~~the easterly extension of the south line of said Lot 3.~~

→ the northerly extension of the west line of Lot 10, Block 2, ^(C. 1915) Mendelssohn, Hennepin County, Minnesota.

CITY OF EDINA

PUBLIC RIGHT-OF-WAY VACATION APPLICATION

Date Initiated JUNE 21, 1984

1) I hereby petition the City Council of the City of Edina to vacate all of the following described public right-of-way:

Street

Alley

Utility Easement

Drainage Easement

Other _____
(describe)

Description of area proposed to be vacated:

RE: BLAKE WOODS - PRELIMINARY PLAT

TOTAL 75.00
06/22/84

Attach copy of scaled drawing showing in full detail the proposed vacation:

Signature *Paul Kempton*
P.K.R. DEVELOPMENT Co.

Address 5001 W. 80TH ST #2710

BLOOMINGTON, MINN
Telephone 631 7227

2) Review

CITY ENGINEER by _____ Acceptable Opposed Conditional
Conditions _____

MINNEGASCO by _____ Acceptable Opposed Conditional
Conditions _____

N.W. BELL by _____ Acceptable Opposed Conditional
Conditions _____

N.S.P. by _____ Acceptable Opposed Conditional
Conditions _____