

12/19/83 STREET VACATION - Frontage Rd
east of Lots 1 & 12, Blk 1, Grandview
Plateau

BEET & FLANAGAN

3500 J.W. Walker
Cincinnati, OH 45242
(612) 333-7121

Reno Van Patten
339-7121

Telecopier: (612) 339-5897

Date: 9/10/90

Time: 12:02

Receiving Telephone Number: (612) 927-5032

Deliver to: Darlene or Marcelle Dahn

M. Van Patten

Total number of pages including this cover sheet 2

*Please Prepare a Certified Copy of the attached
and advise me
of cost. I will
pickup -*

IF YOU DO NOT RECEIVE ANY OF THE PAGES
PLEASE CALL OUR OFFICE (612) 339-7121.

All documents and/or information contained in this facsimile
transmission are confidential and intended ONLY for the
recipient named above. If you are not the intended recipient,
please deliver to the recipient. If you have received this
facsimile in error, please notify us immediately, by phone or
arrange for return or disposal of the information.

Client Number: 5059 Matter Number: 5059

Telecopier Operator: MMW

THOMSEN, NYBECK, JOHNSON, BOUQUET & VAN VALKENBURG, P.A.

LAW OFFICES

SUITE 102

7250 FRANCE AVENUE SOUTH

MINNEAPOLIS (EDINA), MINNESOTA 55435

(612) 835-7000

GLENN G. NYBECK
GORDON V. JOHNSON
JOHN K. BOUQUET
JAMES VAN VALKENBURG
MARK G. OHNSTAD
DONALD D. SMITH
MARSH J. HALBERG
DENNIS M. PATRICK
JOHN R. PRAETORIUS
PHILIP L. SIEFF

OF COUNSEL
HELGE THOMSEN
RICHARD D. WILSON, P.A.
JACK W. CARLSON
STEVEN J. QUAM
ROBERT E. ZECK

November 19, 1986

Mrs. Marcella Daehn
City of Edina
4801 W. 50th Street
Edina, Minnesota 55424

RE: Grandview

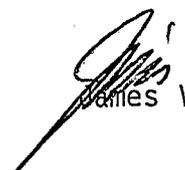
Dear Marc:

I am enclosing for your use a photocopy of the December, 1983 Council minutes regarding the vacation of the easement in Grandview Plateau.

That has now been confirmed as of the November 17th meeting and I would appreciate it if you would give me now the necessary certified documents indicating that vacation so that we may proceed to record that and obtain the signature on the easements so that matter will be complete.

If there is any charge for this advise and I will promptly remit.

Yours truly,


James Van Valkenburg

JVW:jd
Encl.

cc: Frank Dunbar

dealing with the property and would interfere with the ability and responsibility to function as the public's education provider. Speaking for the School Board, Mr. Christianson urged the Council to reject the rezoning for Wooddale School. Appearing and speaking in support of rezoning the Wooddale School to Heritage Preservation District were: Dennis Gimmestad, Assistant State Historic Preservation Officer, Donna Skagerberg, President of Edina Historical Society, Charles Paulus, 4617 Moorland Avenue, and Rick Dorsey who stated he grew up at 4609 Browndale Avenue. Persons appearing and speaking in opposition to the rezoning and in favor of razing the building to provide park space were: Mary and Al Kluesner, 4409 Country Club Rd., Joseph Cronin, 4607 Browndale Avenue, Joan Cornwell, 4905 Browndale Avenue, Max Hill, 4617 Browndale Avenue and Yngve Magnuson, 4909 Browndale Avenue. Jane Bennett, 4901 Browndale Avenue and Paul Laederach, 4633 Bruce Avenue, both stated they were undecided about the issue because they did not know what usage the building would have. Joseph Price, 4407 Country Club Road, stated that if there is a viable option, whereby the building can be preserved and the uses would be compatible with the interests of the neighborhood, then he would have a different view than if it were to have commercial uses to which he is opposed. He suggested that some concrete proposals as to usage should be made for the residents of the area to look at and evaluate before being asked for their input on this important issue. There being no further comments, Mayor Courtney called the hearing closed, stating that anyone wishing to express their view should write to the Council. In summary, Member Richards stated the Council would like to have time to reflect on all the facts and comments heard, would negotiate with the School Board the basis upon which the City would take the property if that is the decision eventually made, and would try to make a decision in January. Member Richards then moved to continue the Wooddale School rezoning request and disposition of the property to January 16, 1984. Motion was seconded by Member Turner.

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

HEARING DATE SET FOR ZONING ORDINANCE. As recommended, Member Bredesen's motion was seconded by Member Schmidt setting January 16, 1984, as the hearing date for the draft Zoning Ordinance.

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

FRONTAGE ROAD VACATION IN GRANDVIEW PLATEAU (BILTMORE MOTEL SITE) GRANTED SUBJECT TO CONDITIONS. Affidavit of Notice was presented by Clerk, approved as to form and ordered placed on file. Engineer Hoffman presented a petition for vacation of the Frontage Road, generally located east of Lots 1 and 12, Block 1, Grandview Plateau, as requested by the developer of the Biltmore Motel site. Vacation of the road is recommended, with the City reserving the right to maintain the sanitary sewer located thereon, and reserving the right of Minnegasco to maintain utility lines as requested. Member Richards suggested that the City also reserve a floating easement for location of a traffic signal if it is determined at a latter date that such is needed. No further comments being heard, Member Bredesen offered the following resolution and moved its adoption:

RESOLUTION VACATING FRONTAGE ROAD

WHEREAS, a resolution of the City Council, adopted the 21st day of November, 1983, fixed a date for a public hearing on a proposed vacation of easement for road purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 19th day of December, 1983, 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 easement vacation be made; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects 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 easement area 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 portion of the road easement be and is vacated on the condition that the developer of the Biltmore Motel site deliver to the City a floating easement for location of a traffic turn signal control box and related facilities, somewhere along a 10-foot strip of land adjoining Vernon Avenue, to be in form and substance acceptable to the City:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:
Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest

having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

Provided however that after due consideration, the Council has determined and hereby specifies that the foregoing vacation shall not affect, and there is hereby continue reserved, and retained, the following existing easements and authority in, on and under the above vacated area:

- (a) The authority of the City of Edina to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the pipes, mains, lines, and hydrants for water, sanitary sewer, or storm and drainage water, now in, on or under the above vacated area;
 - (b) The authority of Minnegasco to enter upon the above vacated area to maintain repair, replace, remove, or otherwise attend to, all of the poles, pipes, mains, and lines for gas now in, on or under the above vacated area;
- and that the City 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, Richards, Schmidt, Turner, Courtney
Resolution adopted.

ABC794

PUBLIC HEARING CONDUCTED ON REVENUE SHARING FUNDS FOR 1984 ENTITLEMENT PERIOD 15. Affidavit of Notice was presented by Clerk, approved as to form and ordered placed on file. Mr. Bernhardson advised that a public hearing was held on November 7, 1983, for the purpose of receiving written and oral comments from the public concerning the 1984 annual budget and the proposed use of revenue sharing monies. Notice was again published on December 7, 1983, for the purpose of receiving comment on the expenditure of revenue sharing funds and that no comments have been received. Member Turner thereupon offered the following resolution and moved its adoption:

RESOLUTION APPROVING

1984 REVENUE SHARING ENTITLEMENT PERIOD 15 BUDGET

BE IT RESOLVED by the Edina City Council that it does hereby approve the following budget for the 1984 Revenue Sharing Entitlement Period 15:

		<u>REVENUES</u>		
<u>Source</u>		<u>Amount</u>		
Property Taxes		\$6,343,000		
Sales Taxes		473,111		
Service Charges/User Fees		1,170,431		
Licenses and Permits		320,000		
Fines and Penalties		275,000		
Income from Other Governments		292,905		
Federal General Revenue Sharing		225,000		
		<u>\$9,099,447</u>		
		<u>EXPENDITURES</u>		
<u>Activity</u>	<u>GRS Funds</u>	<u>Other Funds</u>		
Education		\$ -0-		
Police	\$125,000	2,113,164	\$2,238,164	
Fire	100,000	1,227,809	1,327,809	
Roads/Transport/Public Works		2,492,860	2,492,860	
Sewers/Sanitation		87,860	87,860	
Libraries			-0-	
Parks/Recreation		1,075,220	1,075,220	
Health/Hospitals		199,846	199,846	
Social Services/Welfare		53,930	53,930	
General Administration		865,839	865,839	
Financial Administration/Debt Service		407,919	407,919	
Reserve for Contingencies		350,000	350,000	
	<u>\$225,000</u>	<u>\$8,874,447</u>	<u>\$9,099,447</u>	

Motion for adoption of the resolution was seconded by Member Bredesen

Rollcall:

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney
Resolution adopted.

BID AWARDED FOR FERTILIZER FOR GOLF COURSE/BALL FIELDS. Mr. Bernhardson presented tabulation of bids for fertilizer for the golf course and ball fields showing Turf Supply Company as sole bidder at \$7,144.00. In response to question of Member Bredesen as to why only one bid was received, Mr. Kojetin explained that only one company handles the slow release fertilizer specified in the advertisement for bid. Motion of Member Schmidt was seconded by Member Turner for award of bid for golf course/ball field fertilizer to Turf Supply Company at \$7,144.00.

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



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

November 26, 1986

Mr. James Van Valkenburg
Thomsen, Nybeck, Johnson, Bouquet & Van Valkenburg, P.A.
7250 France Avenue South
Edina, MN 55435

Re: Vacation of Frontage Road - Grandview Plateau
Vacation of Utility Easements - Grandview Plateau

Dear Jim:

Enclosed are two copies each of the Notice of Completion of Proceedings and Council Resolution for the two above referenced vacations in connection with the Grandview Biltmore Project.

As you indicated in your letter of November 19, 1986, 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,

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 ROAD PURPOSES
IN THE CITY OF EDINA, HENNEPIN COUNTY, MINNESOTA

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on December 19, 1983, adopted a Resolution Vacating Frontage Road, 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 road purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows: Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

The time of completion of proceedings and effective date of said vacation is November 18, 1986.

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 to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the pipes, mains, lines, and hydrants for water, sanitary sewer, or storm and drainage water, now in, on or under the above vacated area, and future traffic signal;
- (b) The authority of Minnegasco to enter upon the above vacated area to maintain repair, replace, remove, or otherwise attend to, all of the poles, pipes, mains, and lines for gas now in, on or under the above vacated area.

BY ORDER OF THE EDINA CITY COUNCIL,
CITY OF EDINA

Marcella M. Daehn

Marcella M. Daehn, City Clerk



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

RESOLUTION VACATING FRONTAGE ROAD

WHEREAS, a resolution of the City Council, adopted the 21st day of November, 1983, fixed a date for a public hearing on a proposed vacation of easement for road purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 19th day of December, 1983, 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 easement vacation be made; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects 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 easement area 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 portion of the road easement be and is vacated on the condition that the developer of the Biltmore Motel site deliver to the City a floating easement for location of a traffic turn signal control box and related facilities, somewhere along a 10-foot strip of land adjoining Vernon Avenue, to be in form and substance acceptable to the City:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows: Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

Provided however that after due consideration, the Council has determined and hereby specifies that the foregoing vacation shall not affect, and there is hereby continued, reserved, and retained, the following existing easements and authority in, on and under the above vacated area:

- (a) The authority of the City of Edina to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the pipes, mains, lines, and hydrants for water, sanitary sewer, or storm and drainage water, now in, on or under the above vacated area, and future traffic signal;
- (b) The authority of Minnegasco to enter upon the above vacated area to maintain repair, replace, remove, or otherwise attend to, all of the poles, pipes, mains, and lines for gas now in, on or under the above vacated area;

and that the City 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.

ADOPTED this 19th day of December, 1983.

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

CERTIFICATE OF CITY CLERK

I, the undersigned duly appointed and acting City Clerk for the City of Edina, do hereby certify that the attached and foregoing Resolution was duly adopted by the Edina City Council at its Regular Meeting of December 19, 1983, and as recorded in the Minutes of said Regular Meeting.

WITNESS my hand and seal of said City this 18th day of November 1986.

Maureen M. Dush

City Clerk

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

NOTICE IS HEREBY GIVEN that the City Council of Edina, Hennepin County, Minnesota, on December 19, 1983, adopted a Resolution Vacating Frontage Road, 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 road purposes, all as platted and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows: Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

The time of completion of proceedings and effective date of said vacation is November 18, 1986.

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 to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the pipes, mains, lines, and hydrants for water, sanitary sewer, or storm and drainage water, now in, on or under the above vacated area, and future traffic signal;
- (b) The authority of Minnegasco to enter upon the above vacated area to maintain repair, replace, remove, or otherwise attend to, all of the poles, pipes, mains, and lines for gas now in, on or under the above vacated area.

BY ORDER OF THE EDINA CITY COUNCIL,
CITY OF EDINA

Marcella M. Daehn, City Clerk

RESOLUTION VACATING FRONTAGE ROAD

WHEREAS, a resolution of the City Council, adopted the 21st day of November, 1983, fixed a date for a public hearing on a proposed vacation of easement for road purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 19th day of December, 1983, 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 easement vacation be made; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects 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 easement area 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 portion of the road easement be and is vacated on the condition that the developer of the Biltmore Motel site deliver to the City a floating easement for location of a traffic turn signal control box and related facilities, somewhere along a 10-foot strip of land adjoining Vernon Avenue, to be in form and substance acceptable to the City:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows: Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

Provided however that after due consideration, the Council has determined and hereby specifies that the foregoing vacation shall not affect, and there is hereby continued, reserved, and retained, the following existing easements and authority in, on and under the above vacated area:

- (a) The authority of the City of Edina to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the pipes, mains, lines, and hydrants for water, sanitary sewer, or storm and drainage water, now in, on or under the above vacated area, and future traffic signal;
- (b) The authority of Minnegasco to enter upon the above vacated area to maintain repair, replace, remove, or otherwise attend to, all of the poles, pipes, mains, and lines for gas now in, on or under the above vacated area;

and that the City 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.

ADOPTED this 19th day of December, 1983.


SUN
NEWSPAPERS
AFFIDAVIT OF PUBLICATION
EDINA SUN

7401 Bush Lake Road

Edina, Minnesota

State of Minnesota
 County of Hennepin

D. K. MORTENSON, being duly sworn, on oath says he is and during all times here stated has been the vice president and general manager of the newspaper know as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once every week. (3) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisement. (4) Said newspaper is circulated in and near the municipalities which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Edina in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper is made available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making the applicable payment. (8) Said newspaper has complied with all foregoing conditions for at least one year preceding the day or dates of publication mentioned below. (9) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter and affidavit in the form prescribed by the Secretary of State and signed by the managing officer of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of Public Hearing hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for two successive weeks;

that it was first so published on Wed the 30 day of Nov, 19 83

and was thereafter printed and published on every Wednesday to and including

Wed the 7 day of Dec, 19 83 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxy

D. K. Mortenson

Subscribed and sworn to before me this 7 day of Dec, 19 83

Meridel Hedblom


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

(Official Publication)
 CITY OF EDINA
 4801 W. 50TH STREET
 EDINA, MN 55424
**NOTICE OF PUBLIC HEARING
 ON VACATION OF FRONTAGE
 ROAD 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 Mall, 4801 W. 50th Street on December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:
 That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:
 Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.
 All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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
 (Nov. 30 & Dec. 7, 1983)-ED

PROPERTY OF COLLEGE

THIS BOOK IS LOANED TO YOU BY THE LIBRARY OF THE COLLEGE

AND IS TO BE RETURNED TO THE LIBRARY AT THE END OF THE TERM

FOR THE YEAR 1901

LIBRARY OF THE COLLEGE

1901

1901

1901

1901

THE UNIVERSITY OF CHICAGO PRESS
PUBLISHED BY THE UNIVERSITY OF CHICAGO PRESS
530 N. Dearborn Street, Chicago, Ill.
1901

1901

1901

1901

1901

1901

1901

1901

(Official Publication)
CITY OF EDINA
4801 W. 50TH STREET
EDINA, MN 55424
**NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE
ROAD 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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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
(Nov. 30 & Dec. 7, 1983) -ED

 **SUN
NEWSPAPERS**
AFFIDAVIT OF PUBLICATION
EDINA SUN

7401 Bush Lake Road

Edina, Minnesota

State of Minnesota
County of Hennepin

D. K. MORTENSON, being duly sworn, on oath says he is and during all times here stated has been the vice president and general manager of the newspaper know as The Edina Sun and has full knowledge of the facts herein stated as follows: (1) Said newspaper is printed in the English language in newspaper format and in column and sheet form equivalent in printed space to at least 900 square inches. (2) Said newspaper is a weekly and is distributed at least once every week. (3) Said newspaper has 50% of its news columns devoted to news of local interest to the community which it purports to serve and does not wholly duplicate any other publication and is not made up entirely of patents, plate matter and advertisement. (4) Said newspaper is circulated in and near the municipalities which it purports to serve, has at least 500 copies regularly delivered to paying subscribers, has an average of at least 75% of its total circulation currently paid or no more than three months in arrears and has entry as second-class matter in its local post-office (5) Said newspaper purports to serve the City of Edina in the County of Hennepin and it has its known office of issue in the City of Edina in said county, established and open during its regular business hours for the gathering of news, sale of advertisements and sale of subscriptions and maintained by the managing officer of said newspaper or persons in its employ and subject to his direction and control during all such regular business hours and devoted exclusively during such regular business hours and at which said newspaper is printed. (6) Said newspaper files a copy of each issue immediately with the State Historical Society. (7) Said newspaper is made available at single or subscription prices to any person, corporation, partnership or other unincorporated association requesting the newspaper and making the applicable payment. (8) Said newspaper has complied with all foregoing conditions for at least one year preceding the day or dates of publication mentioned below. (9) Said newspaper has filed with the Secretary of State of Minnesota prior to January 1, 1966 and each January 1 thereafter and affidavit in the form prescribed by the Secretary of State and signed by the managing officer of said newspaper and sworn to before a notary public stating that the newspaper is a legal newspaper.

He further states on oath that the printed Notice of Public Hearing hereto attached as a part hereof was cut from the columns of said newspaper, and was printed

and published therein in the English language, once each week, for two successive weeks;

that it was first so published on Wed the 30 day of Nov, 19 83

and was thereafter printed and published on every Wednesday to and including

Wed the 7 day of Dec, 19 83 and that the following is a printed copy of the lower case alphabet from A to Z, both inclusive, and is hereby acknowledged as being the size and kind of type used in the composition and publication of said notice, to wit:

abcdefghijklmnopqrstuvwxyz



Subscribed and sworn to before me this 7 day of Dec, 19 83



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

THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
5800 S. DICKINSON DRIVE
CHICAGO, ILLINOIS 60637

TO: THE DIRECTOR, NATIONAL BUREAU OF STANDARDS
433 RIVERSIDE DRIVE
WASHINGTON, D.C. 20535

FROM: DR. J. H. GOLDSTEIN, CHICAGO
DR. J. H. GOLDSTEIN, CHICAGO
DR. J. H. GOLDSTEIN, CHICAGO

RE: [Illegible text]

DATE: [Illegible text]

BY: [Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

File

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS Sanitary Sewer Reservation

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

CONDITIONS _____

LOCATION Frontage Road - Vernon Avenue

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

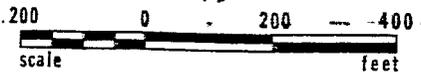
Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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.

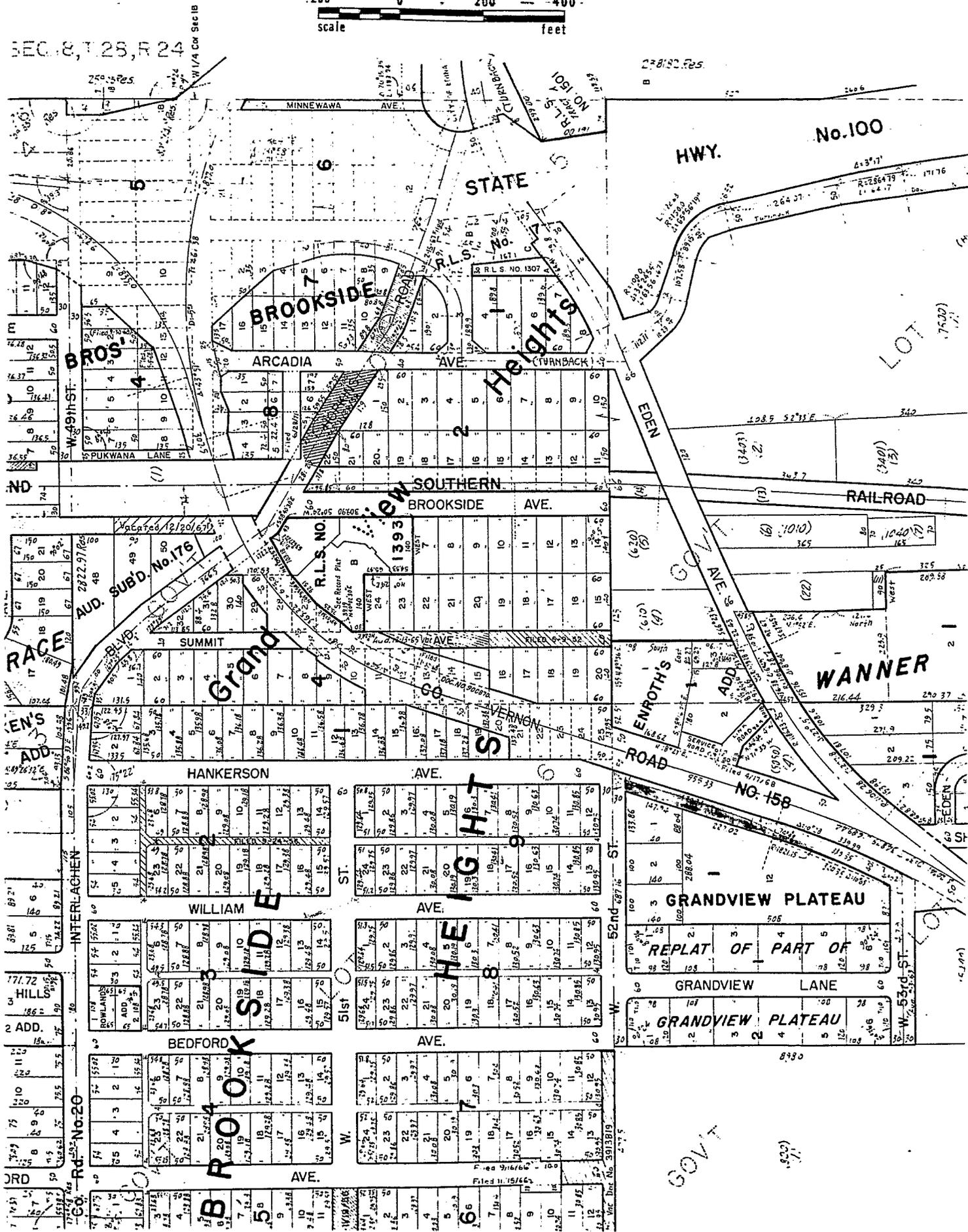
BY ORDER OF THE EDINA CITY COUNCIL.

Marcella M. Daehn
City Clerk

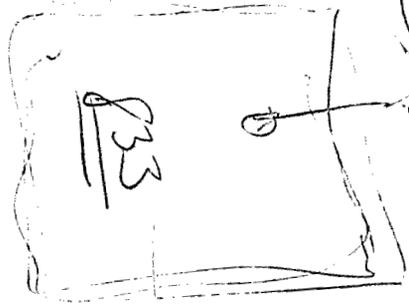
T.117, R.21



SEC. 28, T.28, R.24



2.34.2



5

6

Rec'd 12-7-83

fraser

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by *S. E. Fraser* Acceptable Opposed Conditional

CONDITIONS _____

LOCATION Frontage Road - Vernon Avenue

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

CITY CLERK
CITY OF EDINA
4801 WEST 50th STREET
EDINA, MINN. 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

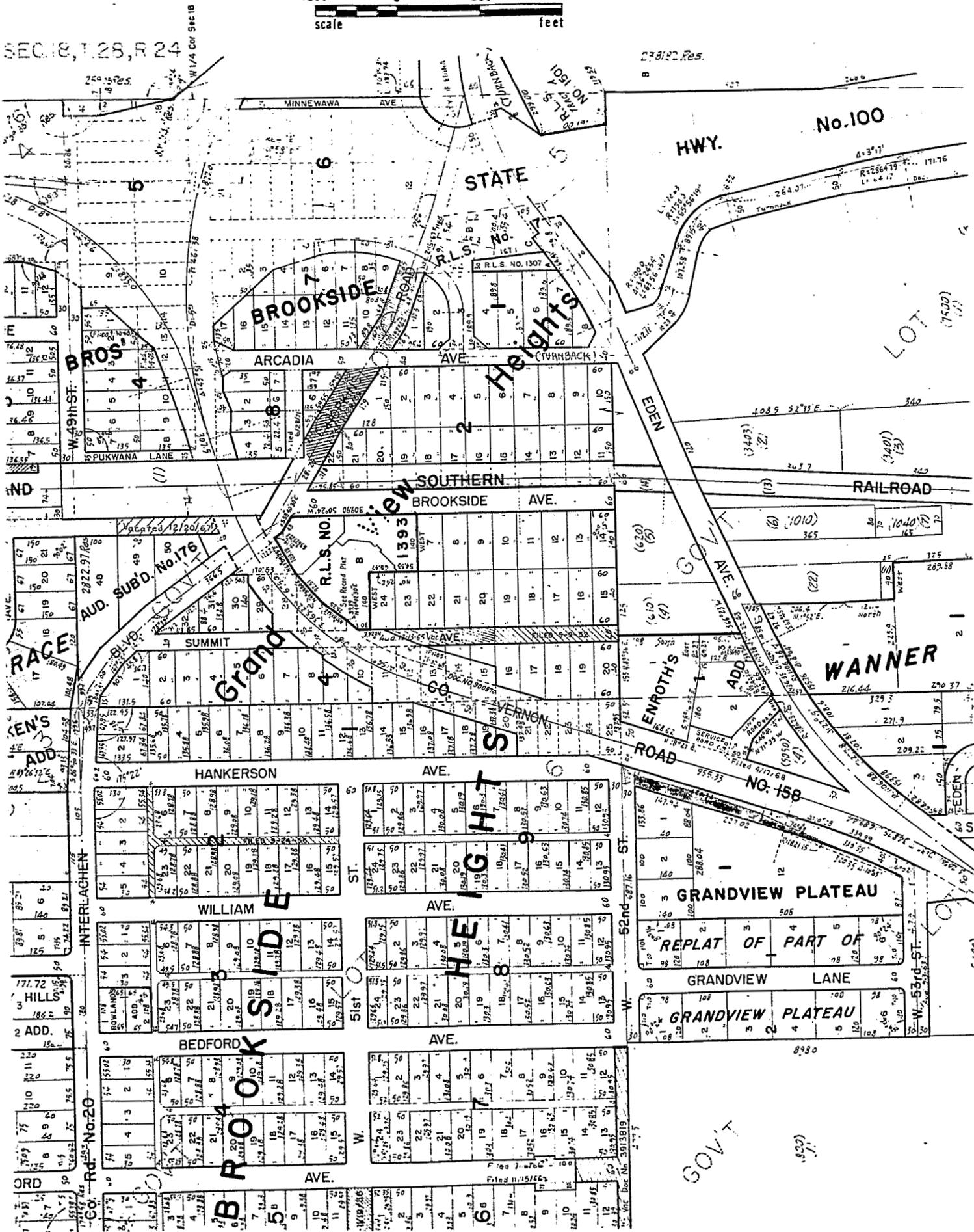
Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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

T.117, R.21



STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by _____ Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by Cary Schmitt Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

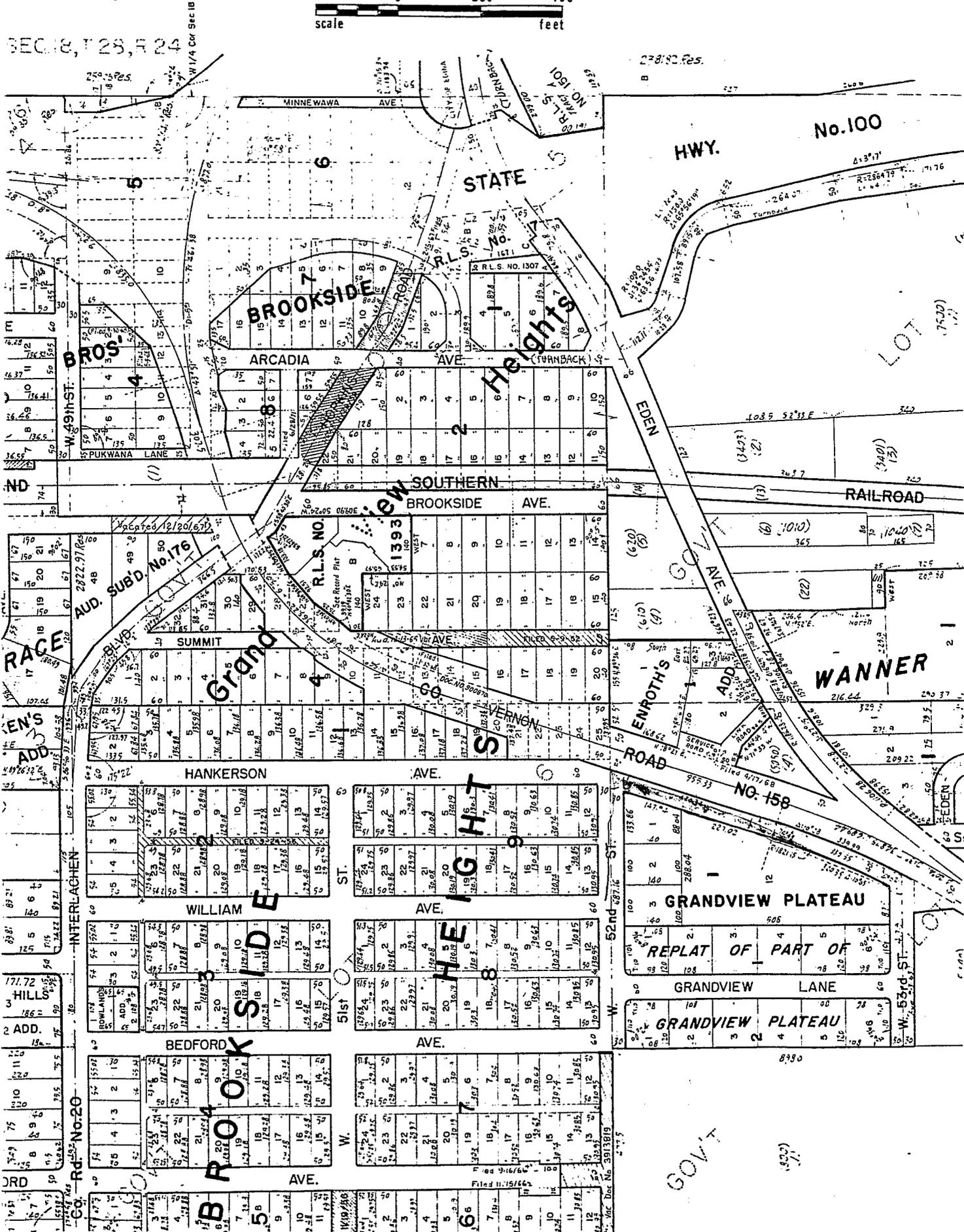
CONDITIONS _____

LOCATION Frontage Road - Vernon Avenue

PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

CITY CLERK
CITY OF EDINA
4801 WEST 50th STREET
EDINA, MINN. 55424

T.117, R.21



NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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

STREET AND/OR EASEMENT VACATION REVIEW

CITY ENGINEER by _____ Acceptable Opposed Conditional

CONDITIONS _____

MINNEGASCO by W. J. Johnson 12/14/83 Acceptable Opposed Conditional

CONDITIONS _____

NORTHWESTERN BELL by _____ Acceptable Opposed Conditional

CONDITIONS _____

N.S.P. by _____ Acceptable Opposed Conditional

CONDITIONS _____

VACATE ONLY ON CONDITION THAT MINNEGASCO IS RESERVED EASEMENT
LOCATION Frontage Road - Vernon Avenue
OVER VACATED AREA

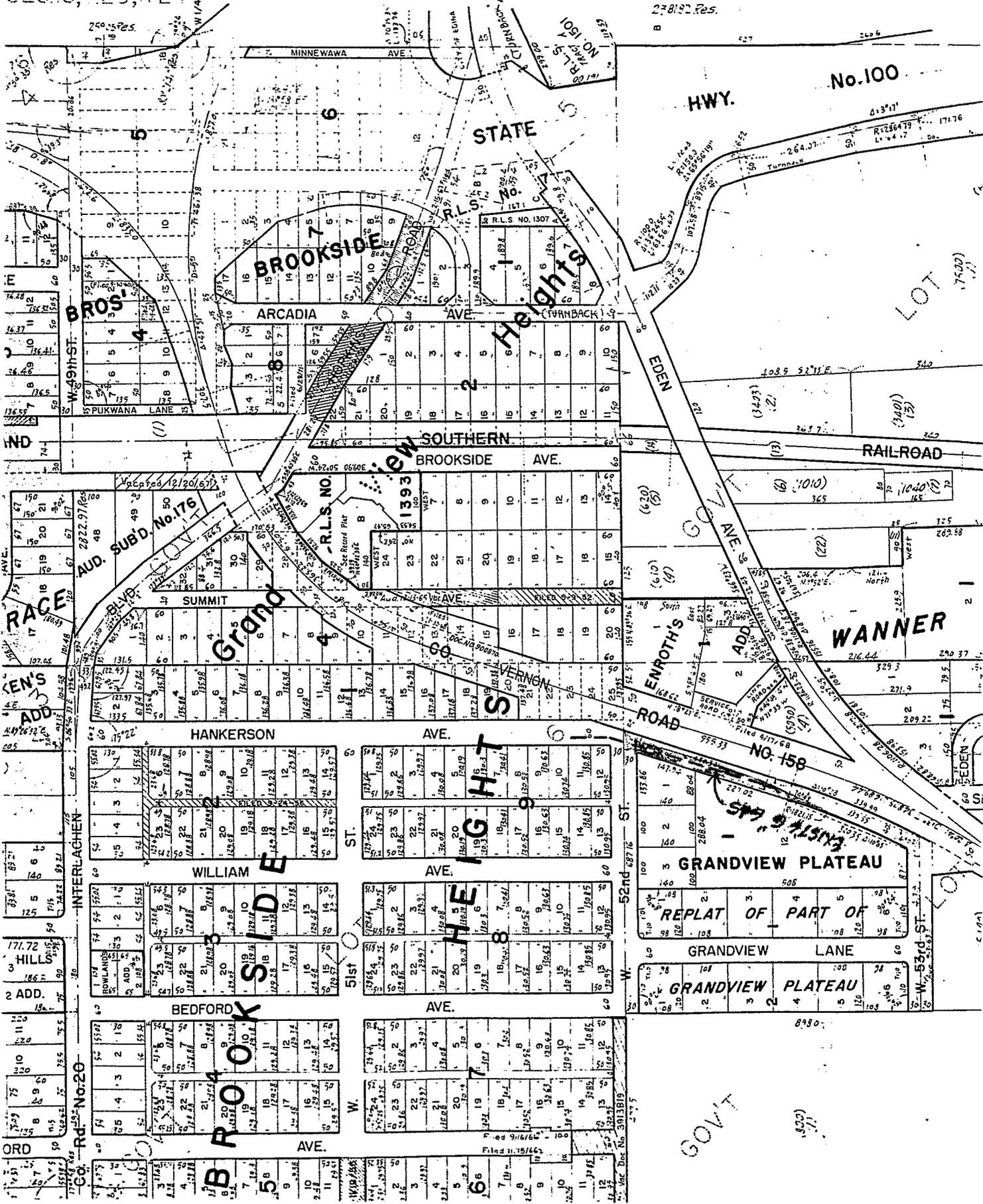
PLEASE SIGN AND RETURN TO INDICATE RECEIPT OF NOTICE

CITY CLERK
CITY OF EDINA
4801 WEST 50th STREET
EDINA, MINN. 55424

T.117, R.21



SEC. 28, T.117, R.21



NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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

dealing with the property and would interfere with the ability and responsibility to function as the public's education provider. Speaking for the School Board, Mr. Christianson urged the Council to reject the rezoning for Wooddale School. Appearing and speaking in support of rezoning the Wooddale School to Heritage Preservation District were: Dennis Gimmestad, Assistant State Historic Preservation Officer, Donna Skagerberg, President of Edina Historical Society, Charles Paulus, 4617 Moorland Avenue, and Rick Dorsey who stated he grew up at 4609 Browndale Avenue. Persons appearing and speaking in opposition to the rezoning and in favor of razing the building to provide park space were: Mary and Al Kluesner, 4409 Country Club Rd., Joseph Cronin, 4607 Browndale Avenue, Joan Cornwell, 4905 Browndale Avenue, Max Hill, 4617 Browndale Avenue and Yngve Magnuson, 4909 Browndale Avenue. Jane Bennett, 4901 Browndale Avenue and Paul Laederach, 4633 Bruce Avenue, both stated they were undecided about the issue because they did not know what usage the building would have. Joseph Price, 4407 Country Club Road, stated that if there is a viable option, whereby the building can be preserved and the uses would be compatible with the interests of the neighborhood, then he would have a different view than if it were to have commercial uses to which he is opposed. He suggested that some concrete proposals as to usage should be made for the residents of the area to look at and evaluate before being asked for their input on this important issue. There being no further comments, Mayor Courtney called the hearing closed, stating that anyone wishing to express their view should write to the Council. In summary, Member Richards stated the Council would like to have time to reflect on all the facts and comments heard, would negotiate with the School Board the basis upon which the City would take the property if that is the decision eventually made, and would try to make a decision in January. Member Richards then moved to continue the Wooddale School rezoning request and disposition of the property to January 16, 1984. Motion was seconded by Member Turner.

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney

Motion carried.

HEARING DATE SET FOR ZONING ORDINANCE. As recommended, Member Bredesen's motion was seconded by Member Schmidt setting January 16, 1984, as the hearing date for the draft Zoning Ordinance.

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney

Motion carried.

FRONTAGE ROAD VACATION IN GRANDVIEW PLATEAU (BILTMORE MOTEL SITE) GRANTED SUBJECT TO CONDITIONS. Affidavit of Notice was presented by Clerk, approved as to form and ordered placed on file. Engineer Hoffman presented a petition for vacation of the Frontage Road, generally located east of Lots 1 and 12, Block 1, Grandview Plateau, as requested by the developer of the Biltmore Motel site. Vacation of the road is recommended, with the City reserving the right to maintain the sanitary sewer located thereon, and reserving the right of Minnegasco to maintain utility lines as requested. Member Richards suggested that the City also reserve a floating easement for location of a traffic signal if it is determined at a latter date that such is needed. No further comments being heard, Member Bredesen offered the following resolution and moved its adoption:

RESOLUTION VACATING FRONTAGE ROAD

WHEREAS, a resolution of the City Council, adopted the 21st day of November, 1983, fixed a date for a public hearing on a proposed vacation of easement for road purposes; and

WHEREAS, two weeks' published and posted notice of said hearing was given and the hearing was held on the 19th day of December, 1983, 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 easement vacation be made; and

WHEREAS, the Council has considered the extent to which the vacation affects existing easements within the area of the vacation and the extent to which the vacation affects 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 easement area 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 portion of the road easement be and is vacated on the condition that the developer of the Biltmore Motel site deliver to the City a floating easement for location of a traffic turn signal control box and related facilities, somewhere along a 10-foot strip of land adjoining Vernon Avenue, to be in form and substance acceptable to the City:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest

having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

Provided however that after due consideration, the Council has determined and hereby specifies that the foregoing vacation shall not affect, and there is hereby continued, reserved, and retained, the following existing easements and authority in, on and under the above vacated area:

- (a) The authority of the City of Edina to enter upon the above vacated area to maintain, repair, replace, remove, or otherwise attend to, all of the pipes, mains, lines, and hydrants for water, sanitary sewer, or storm and drainage water, now in, on or under the above vacated area, and future traffic signal;
- (b) The authority of Minnegasco to enter upon the above vacated area to maintain repair, replace, remove, or otherwise attend to, all of the poles, pipes, mains, and lines for gas now in, on or under the above vacated area;

and that the City 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, Richards, Schmidt, Turner, Courtney

Resolution adopted.

PUBLIC HEARING CONDUCTED ON REVENUE SHARING FUNDS FOR 1984 ENTITLEMENT PERIOD 15.

Affidavit of Notice was presented by Clerk, approved as to form and ordered placed on file. Mr. Bernhardson advised that a public hearing was held on November 7, 1983, for the purpose of receiving written and oral comments from the public concerning the 1984 annual budget and the proposed use of revenue sharing monies. Notice was again published on December 7, 1983, for the purpose of receiving comment on the expenditure of revenue sharing funds and that no comments have been received.

Member Turner thereupon offered the following resolution and moved its adoption:

RESOLUTION APPROVING

1984 REVENUE SHARING ENTITLEMENT PERIOD 15 BUDGET

BE IT RESOLVED by the Edina City Council that it does hereby approve the following budget for the 1984 Revenue Sharing Entitlement Period 15:

REVENUES

<u>Source</u>	<u>Amount</u>
Property Taxes	\$6,343,000
Sales Taxes	473,111
Service Charges/User Fees	1,170,431
Licenses and Permits	320,000
Fines and Penalties	275,000
Income from Other Governments	292,905
Federal General Revenue Sharing	225,000
	<u>\$9,099,447</u>

EXPENDITURES

<u>Activity</u>	<u>GRS Funds</u>	<u>Other Funds</u>	
Education		\$ -0-	
Police	\$125,000	2,113,164	\$2,238,164
Fire	100,000	1,227,809	1,327,809
Roads/Transport/Public Works		2,492,860	2,492,860
Sewers/Sanitation		87,860	87,860
Libraries			-0-
Parks/Recreation		1,075,220	1,075,220
Health/Hospitals		199,846	199,846
Social Services/Welfare		53,930	53,930
General Administration		865,839	865,839
Financial Administration/Debt Service		407,919	407,919
Reserve for Contingencies		350,000	350,000
	<u>\$225,000</u>	<u>\$8,874,447</u>	<u>\$9,099,447</u>

Motion for adoption of the resolution was seconded by Member Bredesen

Rollcall:

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney

Resolution adopted.

BID AWARDED FOR FERTILIZER FOR GOLF COURSE/BALL FIELDS. Mr. Bernhardson presented tabulation of bids for fertilizer for the golf course and ball fields showing Turf Supply Company as sole bidder at \$7,144.00. In response to question of Member Bredesen as to why only one bid was received, Mr. Kojetin explained that only one company handles the slow release fertilizer specified in the advertisement for bid. Motion of Member Schmidt was seconded by Member Turner for award of bid for golf course/ball field fertilizer to Turf Supply Company at \$7,144.00.

Ayes: Bredesen, Richards, Schmidt, Turner, Courtney

Motion carried.

ABC794

(Official Publication)
CITY OF EDINA
4801 W. 50th Street
Edina, MN 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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

Please publish in the Edina Sun on November 30 and December 7, 1983
Please send two Affidavits of Publication

NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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

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 December 2, 19 83, acting on behalf of said City I deposited in the United States mail copies of the attached Notice of Public Hearing on Vacation of Frontage Road (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 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.

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

WITNESS my hand and seal of said City this 2nd day of December, 19 83.

Maudie M. Ocker
Edina City Clerk

NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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 - EASEMENT VACATION - FRONTAGE ROAD east of Lots 1 & 12, Block 1,
Grandview Plateau

Johnson Building Company
501 Southgate Office Plaza
Minneapolis, MN 55437

28-117-21-33-0018	Vernon Inn Corporation H. L. Kraving and J. Geller 5212 Vernon Ave. So. Edina, MN 55436	William Schramm Minnesota Gas Company 739 Marquette Ave. Minneapolis, MN 55402
0019	Roland H. Winebrenner 5203 Grandview Lane Edina, MN 55436	Don Romain NW Bell Telephone Co. 6244 Cedar Ave. So. Minneapolis, MN 55423
0020	Margot H. Delaittre 5207-05 Grandview Lane Edina, MN 55436	Stuart E. Fraser Northern States Power Normandale Division 5309 W. 70th Street Edina, MN 55435
0021	John Canton 6075 Lincoln Dr. #104 Edina, MN 55436	
0022	Mary J. Bursell Victor Bodnia 2303 22nd Avenue So. Minneapolis, MN 55404	
0023	Waldo J. Carlson 5219 Grandview Lane Edina, MN 55436	
0024	Sue T. Corlick 12 Cooper Avenue Edina, MN 55436	
Hennepin County	Dennis Hansen, Traffic Engineer Henn. Co. Dept. of Transportation 320 Washington Ave. So. Hopkins, MN 55343	

(Official Publication)
CITY OF EDINA
4801 W. 50th Street
Edina, MN 55424

NOTICE OF PUBLIC HEARING
ON VACATION OF FRONTAGE ROAD
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 December 19, 1983, at 7 o'clock p.m., for the purpose of holding a public hearing on the proposed vacation of the following frontage road:

That part of the Service Road originally dedicated in the plat of GRANDVIEW PLATEAU, according to the recorded plat thereof, described as follows:

Beginning at the northeast corner of Block 1, said GRANDVIEW PLATEAU, thence on an assumed bearing of East along the easterly extension of the north line of said Block 1, a distance of 33.50 feet; thence southwesterly a distance of 326.96 feet along a nontangential curve, concave to northwest having a radius of 3087.95 feet and a central angle of 6 degrees 04 minutes, said curve has a chord bearing of South 21 degrees 58 minutes West; thence South 25 degrees West to the southeasterly line of said Block 1; thence northeasterly along said Block 1 to the point of beginning.

All persons who desire to be heard with respect to the question of whether or not the above proposed frontage road 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 frontage road 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 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 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

Please publish in the Edina Sun November 30, 1983
Please send two Affidavits of Publication



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

August 15, 1983

Michael J. Klein, AIA
Johnson Building Company
501 Southgate Office Plaza
Minneapolis, MN 55437

Re: Biltmore Property
Proposed Condominium Development

Dear Mr. Klein:

With reference to the request of Johnson Building Company that the City of Edina vacate the platted frontage road east of Lots 1 & 12, Block 1, Grandview Plateau between West 52nd Street and West 53rd Street, this is to advise:

- 1) Petition to Vacate Street Form (enclosed) must be completed and accompanied by a check in the amount of \$75.00 as filing fee.
- 2) A legal description of the property to be vacated must be submitted.
- 3) The City Engineer has advised that this petition to vacate will have to be reviewed by Hennepin County also inasmuch as a county road is involved.

Upon receipt of the completed Petition form and filing fee, the City will begin the process for vacation.

Very truly yours,

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

Marcella M. Daehn
City Clerk

enclosure

JOHNSON Building Company

Minneapolis

501 Southgate Office Plaza
Minneapolis MN 55437
612 831-8777

August 12, 1983

Mr. Marc Daehn, City Clerk
City of Edina
4801 West 50th St.
Edina, MN 55424

RE: Biltmore Property
Proposed Condominium Development

Dear Mr. Daehn:

Johnson Building Company requests that City of Edina vacate the platted frontage road east of Lots 1 & 12, Block 1, Grandview Plateau between West 52nd Street and West 53rd Street, and attach the vacated property to the Biltmore Site.

I have enclosed a sketch showing the described property. **Please advise** me if presentation documents will be required for a public hearing. We appreciate your prompt attention to this request.

Sincerely,

JOHNSON BUILDING COMPANY



Michael J. Klein, AIA
Architect

MJK:km

Encl:



Legal Description

Lots 1, 2, 3 and 12, Block 1, Grandview Plateau, according to the plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota.

Subject to utility easement shown upon the plat thereof, recorded in Book 129 plat, page 14, office of the Register of Deeds, said Hennepin County, Minnesota.

