



**Request for City Council Committee Action
From the Department of Public Works**

Date: April 8, 2008
To: Honorable Sandra Colvin Roy, Chair Transportation & Public Works Committee
Subject: **Assessment for Areaway Abandonment and Removal for properties in the West Lake Street (Dupont Ave S to Blaisdell Ave S and Lyndale Ave S from W 29th St to W 31st St) Reconstruction Project No 6708. Set Public Hearing.**

Recommendation: Adoption of a Committee Report receiving the final costs, directing the City Engineer to prepare a proposed Areaway Abandonment and Removal Assessment and directing the City Clerk to give notice of an Assessment Public Hearing to be held on May 20, 2008 before the Transportation and Public Works Committee for the benefited properties at:

- 701-703 Lake St W, PID 04-028-24-11-0185, in the amount of \$3,072.66;
- 2922 Lyndale Ave S, PID 33-029-24-44-0121, in the amount of \$603.34;
- 3001 Lyndale Ave S, PID 03-028-24-22-0101, in the amount of \$3,360.71.

Previous Directives: Resolution 2007R-151, passed March 30, 2007, ordering the City Engineer to abandon and remove the areaways located in the public street r/w that are in conflict with the paving and streetscape project in the W Lake Street (Dupont Ave S to Blaisdell Ave S and Lyndale Ave S from W 29th St to W 31st St) area.

Prepared by: Suzette R. Hjermsstad, Public Works Special Assessment Office, 673-2401
Don Elwood, P.E., Director, Transportation Planning & Engineering

Approved by: _____
Steve A. Kotke, P.E., City Engineer, Director of Public Works

Presenters: Jenifer Loritz, P.E., Life Cycle Project Manager

Permanent Review Committee (PRC)	Approval _____	Not applicable	<u> X </u>
Policy review Group (PRG)	Approval _____	Not applicable	<u> X </u>

Financial Impact (Check those that apply)

- No financial impact - or - Action is within current department budget (If checked, go directly to Background/Supporting Information)
- Action requires an appropriation increase to the Capital Budget
- Action requires an appropriation increase to the Operating Budget
- Action provides increased revenue for appropriation increase
- Action requires use of contingency or reserves
- Business Plan: Action is within the plan. Action requires a change to plan.
- Other financial impact: Special Assessments against benefited property
- Request provided to department's Finance Dept. contact when provided to the Committee Coordinator

Community Impact

Neighborhood Notification: Not Applicable

Neighborhood Meetings: Not Applicable

City Goals: Maintain the physical infrastructure to ensure a healthy, vital and safe city

Comprehensive Plan: Not Applicable

Zoning Code: Not Applicable

Background/Supporting Information:

On January 26, 2007, the City Council designated the location, streets and improvements proposed to be made in the W Lake Street area. A public hearing was held on March 20, 2007 that included the areaway abandonment and removal of any conflicting areaways within the W Lake Street area street reconstruction and streetscape project in accordance with Section 95.90 of the Minneapolis Code of Ordinances.

As the street reconstruction and streetscape project work proceeded in 2007, the City contacted the property owners of 701-703 W Lake Street, 2922 Lyndale Ave S and 3001 Lyndale Ave S regarding their areaways that were in conflict with the project. On May 22, 2007 the project engineer received a fax from the property owner of 2922 Lyndale Ave S asking that the City proceed with abandoning their areaway and assessing all costs. On May 30, 2007 the project engineer received a fax from the property owner of 701-703 Lake St W asking that the City proceed with abandoning their areaway and assessing all costs. On August 28, 2007 the project engineer received an email from the representative of 3001 Lyndale Ave S asking that the City proceed with abandoning their areaway and assessing all costs.

The assessment public hearing procedure is in accordance with Section 95.90 of the Minneapolis Code of Ordinances which provides the authority for the City Engineer to abandon and remove an areaway in conflict with capital improvement project in the City's right-of-way and a public hearing for the assessment of the cost of removal to be held at a later date.

CC: Council Member Ralph Remington, Ward 10

T&PW – Your Committee having received final costs for the Areaway Abandonment and Removal at the following properties:

1. 701-703 Lake St W, PID 04-028-24-11-0185, in the amount of \$3,072.66, legally described as: That part of Lot 1 and of the North 38 feet of Lot 2 lying East of a line running from a point on the North line of said Lot 1, distant 43.75 feet West from the Northeast corner thereof, to a point on the South line of the North 38 feet of said Lot 2 distant 43.43 feet West from the Southeast corner thereof, Auditor's subdivision No. 40, Hennepin county, Minn;

2. 2922 Lyndale Ave S, PID 33-029-24-44-0121, in the amount of \$603.34, legally described as: Lot 7, Auditor's Subdivision No. 187, also the South 9 feet of the West 18.2 feet of Lot 6 Auditor's Subdivision No. 187, Hennepin County, Minn; and

3. 3001 Lyndale Ave S, PID 03-028-24-22-0101, in the amount of \$3,360.71, legally described as: The South 10 6/10 feet of the East 42 feet of Lot 23 and that part of Lots 23 and 24, lying West of the East 42 feet thereof, Block 4, Motor Line Addition to Minneapolis.

All in accordance with the Lake St W (Dupont Ave S to Blaisdell Ave S and Lyndale Ave S from W 29th St to W 31st St) Street Reconstruction and Streetscape Project, Improvement of Existing Street No 6708, as ordered by Resolution 2007R-151, passed March 30, 2007, now recommends that the City Engineer be directed to prepare an Areaway Abandonment and Removal Assessment against the benefited properties.

Your Committee further recommends that the City Clerk be directed to give notice of a public hearing to be held by the Transportation and Public Works Committee on May 20, 2008 in accordance with Chapter 8, Sections 12 and 13, of the Minneapolis City Charter, to consider the amount proposed to be assessed to the benefited properties.