

Department of Community Planning and Economic Development - Planning Division
Alley Vacation
Vac-1455

Date: April 25, 2005

Applicant: Regents of the University of Minnesota

Address Of Property: East-west alley to the north of 2015 Bloomington Avenue South

Contact Person And Phone: Gregory Ewig – University of Minnesota 612-625-5345

Planning Staff And Phone: Jim Voll 612-673-2587

60 Day Review Decision Period: Not applicable

Ward: 6 **Neighborhood Organization:** Ventura Village

Existing Zoning: The C2 Neighborhood Corridor Commercial District is adjacent to both sides of the right-of way.

Existing Overlay Districts: The NP North Phillips Overlay District is adjacent to both sides of the right-of-way.

Proposed Zoning: Not applicable for this application.

Zoning Plate Number: 21

Legal Description: All that portion of the alley lying adjacent to Lots 1-6, and 19, Foster's Addition to Minneapolis, being 258.1 feet in length and 16 feet in width, according to the plat of record at Hennepin County Minnesota.

Proposed Use: No development is proposed at this time (please see attached photos).

Concurrent Review: Alley vacation. No other applications are required.

Background: The University of Minnesota proposes to vacate this alley for future development. Xcel Energy and Qwest request that easements be reserved for their facilities in the alley.

Development Plan: No development is proposed at this time.

Responses from Utilities and Affected Property Owners: Xcel Energy and Qwest request that easements be reserved for their facilities in the alley.

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Findings: The Public works and City Planning Departments finds that the area proposed for vacation is not needed for any public purpose, and it is not part of a public transportation corridor, and that it can be vacated if any easements requested above are granted by the petitioner.

RECOMMENDATION

Recommendation of the Community Planning and Economic Development Department – Planning Division:

The Community Planning and Economic Development Department - Planning Division recommends that the City Planning Commission and City Council adopt the above findings and **approve** the vacation application subject to the provision of an easement to Xcel Energy and Qwest.

Attachments:

1. Letter from Public Works.
2. Aerial photo.
3. Hennepin County map.
4. Photos.

CPED Planning Division Report
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Vacating all that portion of the alley lying adjacent to Lots 1-6, and 19, Foster's Addition to Minneapolis, being 258.1 feet in length and 16 feet in width, according to the plat of record at Hennepin County Minnesota (Vacation File No. 1455).

Resolved by The City Council of The City of Minneapolis:

That All that portion of the alley lying adjacent to Lots 1-6, and 19, Foster's Addition to Minneapolis, being 258.1 feet in length and 16 feet in width, according to the plat of record at Hennepin County Minnesota is hereby vacated except that such vacation shall not affect the existing easement right and authority of Xcel Energy and Qwest, their successors and assigns, to enter upon that portion of the aforescribed alley which is described in regard to said corporation(s) as follows, to wit:

As to Xcel Energy: An easement over the north 10 feet of the proposed vacation area.

As to Qwest: An easement over the entire proposed vacation area.

to operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said alley upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.