

Luebben moved, seconded by Kaeder, that the Town Engineer be authorized to purchase a tailgate sander at a cost not to exceed \$450.

Ayes - all

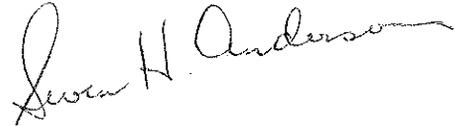
O'Mara moved, seconded by Luebben, that the proposal for sewer bond financing as submitted by Juran & Moody Inc., a copy of which is hereby attached and made a part of these minutes, be and is hereby accepted.

Ayes - all

Clerk read letter of November 23, 1955 from Mr. Leonard W. Thompson, General Manager to Mr. Frederick P. Memmer, attorney for the Town of New Canada, with regard to the water works project in the vicinity East of East Avenue and North of Stillwater Road by the City of St. Paul. Board instructs the Town Attorney to advise Mr. Thompson that proper rezoning procedures must be adhered to before construction begins at this location.

Mr. Oscar Londin brings to the attention of the Board that he has received word that Mrs. Hazel Bakke at 1876 McMenemy Road has made application to the fire marshal's office to conduct a rest home at this location. Clerk is instructed to write a letter to Mrs. Bakke indicating that it is required to rezone the property to Class C residence before such use can be made of this home.

Meeting Adjourned 10 P.M.



Clerk

January 5, 1956

The regular monthly meeting was called to order by Chairman Luebben at 7:10 P.M. January 5, 1956. Luebben and Kaeder present. O'Mara absent.

Kaeder moved, seconded by Luebben, that the minutes of December 15, 1955 be accepted as read.

Ayes - all

Clerk read letter of December 13, from Ramsey County Auditor's Office with regard to the setting of the date of the presidential primary election of March 20, 1956 and asking whether any realignment of voting precincts were necessary. After considered judgement by the Board it was decided to resubmit the same four districts as at the last primary.

Kaeder moved, seconded by Luebben, that the following resolution be adopted:

Resolved, that upon the recommendations of the Town Engineer for formal acceptance of streets and drainage in Sabins Addition that the Town of New Canada releases the Modern Home Construction Company Inc., developer, and the Seaboard Surety Co. as surety on Bond No. 51807 executed May 14, 1954 covering the construction of streets and drainage in Sabins Addition to Gladstone.

Ayes - all

Mr. O'Mara arrived at 8:20 P.M.

Luebben moved, seconded by Kaeder, that the resolution attached hereto for the construction of Manton Street between Copley and Skillman Avenue be adopted and that the undertaking agreement be executed by the officers.

Ayes - all

Mr. Peloquin, 1939 Chamber St., appeared before the Board and brought attention to the fact that snow was being hauled in from the Seeger Plant premises in the City of St. Paul to their Gladstone location and being dumped indiscriminately on the premises which could cause flooding conditions to his property when the spring thaw occurs. Board instructs Town Attorney to inform Seeger of this situation.

Kaeder moved, seconded by O'Mara, that Ordinance No. 25 be adopted which is an ordinance amending Ordinance No. 14 entitled "An Ordinance Establishing, Amplifying and Revising the Building Code; Creating and Continuing the Office of Building Inspector; Validating all Permits Issued and Construction Authorized Under the Code Heretofore Existing and Repealing Resolutions, Ordinances or Parts Thereof Inconsistent Herewith."

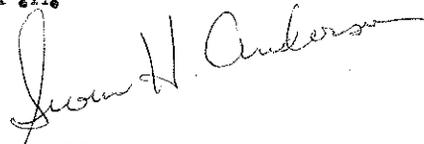
Ayes - all

Luebben moved, seconded by Kaeder, that the following resolution be passed:

"Resolved, that upon the recommendations of the Township Engineer that streets and drainage in James 1st Addition be accepted by the Town for maintenance purposes and that the Town of New Canada releases the Evans Construction Company, Inc., developer, and the Seaboard Surety Co. as surety on Bond No. 52986 covering the construction and drainage in James 1st Addition, New Canada Township.

Ayes - all

Meeting Adjourned 11:15 P.M.



Clerk

January 19, 1956

The regular semi-monthly meeting was called to order by Chairman Luebben at 7:20 P.M. All members of the Board present.

O'Mara moved, seconded by Kaeder, that the minutes of January 5, 1956 be accepted as read.

Ayes - all

Mr. Charles E. Johnson, Route 3, Stillwater, appeared before the Board to inquire as to the securing of a garbage and refuse collection license for the Town. Mr. Johnson was given a copy of Ordinance No. 7 to study to see whether he had complied with his terms.

O'Mara moved, seconded by Luebben, that after proper bonds, insurance papers, and fees have been paid that this license be granted to Mr. Johnson.

Ayes - all

Clerk is instructed to get the signs corrected on Maryknoll Avenue which is now in two words rather than being a single word as it is supposed to be, and also to get the signs changed on David Chambers Street to Chambers Street which is the correct name.

Mr. John Hoge, 1055 Arcade Street, appeared before the Board to inquire as to the new restrictions on licensing with regard to insurance regulations.

Mr. Tom Renner of the Minnesota State Well Drillers Association from St. Louis Park, Mr. Norm Ovrom, 1495 W. Larpenteur, executive secretary of the Minnesota State association of Well Drillers and Twin City Well Drillers Association and Mr. Les

Renner, Vice President of the same Association, all appeared before the Board. Board explained to the group the intent of the revised ordinance with regard to products liability insurance.

Clerk read letter from Mr. Butzen, Manager, Insurance Department, Montgomery Ward Co. with regard to warm heating license to the Town of New Canada whereby it is their practice to self-insure up to \$50,000 property damage and public liability. In view of the information contained in this letter, the Clerk is instructed to inform Mr. Butzen that it would be acceptable with proper evidences and including any evidence of excess liability insurance which are required.

O'Mara moved, seconded by Kaeder, that the Clerk inform Officer Nordquist by letter that he is temporarily suspended as a police officer and he is requested to appear at the next meeting, which is February 2, 1956, to state any reason why he should not be permanently suspended for violation of the rules as set forth in the Nov. 12, 1955 meeting with the police department.

Ayes - all

Mr. Evans of the Evans Construction Co. presented to the Board a bond in the amount of \$6500 including a proposed agreement with the Town concerning all lots in James 5th Addition with regard to drain fields in this area asking that the Town approve of the fact through this agreement, which includes the fact that the sanitary inspector should execute completed inspection certificates on these lots as requested by the company. After considerable discussion by the Board, there was no motion for adoption of the agreement and it was indicated to Mr. Evans that the Board was unwilling to enter into this agreement.

O'Mara moved, seconded by Luebben, that the Clerk be instructed to write a letter to the Evans Construction Company indicating that the arrangement whereby a bond and agreement for the installation of proper sanitary facilities in James 5th Addition is satisfactory and that the proposed provisions between now and the time that the drain fields are installed approximately May 1st, 1956 seem to be satisfactory to the officials of the Town of New Canada and will not create an unsanitary condition.

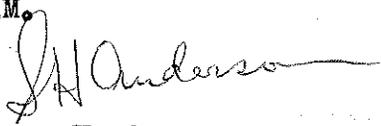
Ayes - all

O'Mara moved, seconded by Kaeder, that the resignation of Swen H. Anderson as Clerk be accepted with regrets January 31, 1956.

Ayes - all

O'Mara nominates Mr. Forrest Schmid for the position of Clerk effective Feb. 1, 1956. Chairman at that time declared that nominations be closed. Clerk be instructed to cast a white ballot for Mr. Forrest Schmid to take office as Clerk Feb. 1, 1956.

Meeting Adjourned 12:35 A.M.


Clerk

February 2, 1956

The regular semi-monthly meeting was called to order by Chairman Luebben at 7:40 P.M. All members of the Board were present.

O'Mara moved, Kaeder seconded, that the minutes of the January 19th, 1956 meeting be accepted as read.

Ayes - all

Kendall DeMars appeared before the Board. He requested a letter of acceptance, for the V.A. and F.H.A., of streets known as Bellwood Street and Sloan Avenue, both for maintenance and to the effect that there will be no assessments to property owners. The streets are located in DeMars 2nd Addition. The Board deferred action until a report could be made by Carley, Town Engineer.

Mr. John L. Currell, office address, 1296 Hudson Road, appeared before the Board. He requested that the area known as Lots 1 and 2, 15 and 16 in Block 6, Lots 1 and 2, 15 and 16 in Block 7, less 30 feet on the west of Lots 2 and 15, Block 6 and 2, and 15 in Block 7, Tanners Lake Outlots, Section 36, be rezoned from residential to industrial for the purpose of erecting a warehouse. Mr. Currell was informed that petitions must be obtained from at least 51% of the property owners within 500 feet of the area proposed for rezoning and that the petitions must be accompanied by an abstractors certificate showing the owners of the land within 500 feet of said property. He was instructed to get his petition in order and present it at the next meeting of the Board for further action.

H. T. Anderson, 930 Wheelock Parkway, appeared before the Board. Mr. Anderson purchased a 100 foot lot, Lot 14, Block 1, Garden Acres, Section 15. He requested permission to divide the lot into two 50 foot sections for the building of two homes. Mr. Anderson was denied permission to make this division under existing town regulations.

Frank McGinley, 2044 Prosperity Road, appeared before the Board. He informed the Board that water collects on his property and on Lots 1, 2, 3 and others in the area known as Gladstone Homesites, Section 15. A ditch which formerly ran along Prosperity Road and into a culvert under that road, just south of the Soo Line tracks has been filled in by contractors in the area while grading a road known as Harris Avenue. Carley, Town Engineer, was instructed to look at the property to determine what action could be taken at a future date to help alleviate the problem for the property owners.

Chairman Luebben then opened the meeting for a discussion on insurance requirements for contractors. John Luger, 1899 Maryknoll Ave., appeared in the discussion. Memmer, Town Attorney, reported his investigation disclosed that rates for public liability and property damage insurance varied with the individual insurance companies and also varied with regard to the degree of risk encountered with individual contractors. Kaeder moved, O'Mara seconded, that an amendment to Ordinance #14 be made to provide that licensees must furnish a certificate of insurance showing that they carry public liability insurance in the amount of, not less than, \$25,000.00 and \$50,000.00 and property damage insurance in the amount of not less than \$5,000.00 and that the completed operations requirement be eliminated. The former provisions were to continue in force for gas installers. This is Ordinance #26.

Ayes - all

The Board instructed the Town Attorney that hereafter, whenever an ordinance is adopted, the Attorney shall assume responsibility for it's publication and to insure that all other legal requirements are complied with. Kaeder moved, O'Mara seconded the adoption of this procedure.

Ayes - all

Carley, Town Engineer, reported that in a verbal communication with the Soo Line, they had apologized for not having the promised surveyor here, but would take care of the matter as soon as possible.

O'Mara moved, Kaeder seconded that the following resolution be adopted:

RESOLVED: That blanket authority be given to the County Engineer to replace street signs when needed on intersections of town roads and county roads and that the cost thereof be handled in the customary manner; and that for street signs at the intersections of town roads, the Town Clerk, at the request of the Street Supervisor, is hereby authorized to order the work done by the County Engineer and the County Engineer is authorized to complete the installation.

Ayes - all

Swen Anderson appeared before the Board and suggested that additional insurance be taken out to cover the new construction now in process. Kaeder moved, O'Mara seconded, that Mr. Anderson be authorized to place up to \$10,000.00 additional insurance, binder basis, and subject to an insurance survey of the entire building, in force.

Ayes - all

Chairman Luebben brought to the attention of Town Engineer, Carley, the request of Ken DeMars that the streets, Sloan and Bellwood, in DeMars second addition, be accepted. He informed the Board that approval has not yet been granted. Carley was instructed to contact DeMars and inform him of the situation.

Harold A. Norgard, 22 - 13th Avenue, N.E., North St. Paul, appeared before the Board and requested that Lots 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25, Block 1, Lincoln Park, Section 16, Township 29, be rezoned "Commercial". Hugo H. Radman, 956 Beech Street, St. Paul, appeared in support of this request. The land is to be used for purposes of a shopping center and roller rink. Luebben moved, that a hearing be set for February 16th, 1956 at 8:00 P.M. on the petition for rezoning. Kaeder seconded.

Ayes - all

Arthur Engstrom, 2525 Highwood Avenue, requested permission of the Board to move into a basement home, located at that address. Memmer, Town Attorney, will arrange to have a bond prepared requiring completion of the super-structure during the year, 1956. Mr. Engstrom agreed to this.

Oscar Londin requested a plat of James 5th addition for the East County Line Fire Department. He was instructed to secure the plat and turn it over to the Department.

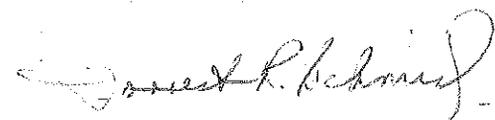
Londin requested a letter from Carley, Town Engineer, when roads have been completed and approved. The information is also to show the completion of half roads.

O'Mara moved, Luebben seconded, that Ordinance #27 be adopted. It relates to the opening and construction of streets in existing plats, new platted areas and unplatted areas.

Kaeder moved, Luebben seconded, that Ordinance #28 be adopted. It is entitled, an ordinance defining nuisances, prohibiting their creation or maintenance and providing for abatement and penalties for violation thereof.

Ayes - all

Meeting adjourned at 12:35 A.M.



Clerk

February 7, 1956

A special meeting of the Board was called to order at 9:00 P.M. by Chairman Luebben. All members of the Board were present.

Luebben moved, Kaeder seconded, that the following resolution be adopted:

"RESOLVED: That the First State Bank of Saint Paul be and is hereby designated, a depository of this Town, and funds deposited in said bank may be withdrawn by check when signed by Lawrence S. Olson, Treasurer and by the other two following officers:

Chairman

Treasurer

Clerk

Ayes - all

O'Mara moved, seconded by Luebben, that the following resolution be adopted:

RESOLUTION PROVIDING FOR THE PUBLIC SALE
OF \$18,000.00 BUILDING BONDS OF 1956

BE IT RESOLVED by the Town Board of the Town of New Canada, Ramsey County, Minnesota, as follows:

1. The Board shall meet at the time and place specified in the form of notice hereinafter contained for the purpose of receiving and considering sealed bids for and awarding the sale of \$18,000.00 Building Bonds of 1956 said Town.

2. The Clerk is hereby authorized and directed to cause notice of the time, place and purpose of said meeting to be published once at least ten days prior to the date of sale in the official newspaper of the Town and in the Finance and Commerce, which notice shall be in substantially the following form:

NOTICE OF BOND SALE

\$18,000.00

TOWN OF NEW CANADA, RAMSEY COUNTY, MINNESOTA

BUILDING BONDS OF 1956

Sealed bids will be received by the Town Board of the Town of New Canada, Ramsey County, Minnesota, at The Town Hall, 1900 Clarence Street, in said Town on Thursday, February 23, 1956, at 8:00 o'clock P.M., at which time they will be publicly opened and announced, for the purchase of \$18,000.00 Building Bonds of 1956 of said Town. The bonds will be dated March 1, 1956 and will mature serially in the years and amounts as follows: \$1,000.00 in each of the years 1958 and 1959; \$2,000.00 in each of the years 1960 to 1964, both inclusive; and \$3,000.00 in each of the years 1965 and 1966, all without option of prior payment.

The bonds will be issued in bearer form with coupons attached and will be payable as to both principal and interest at any suitable bank designated by the successful bidder.

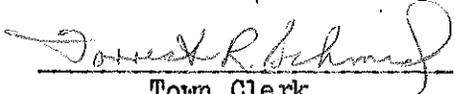
Each bid must specify in multiples of 1/4 or 1/10 of 1% a rate or rates of interest not in excess of 6% per annum, which interest will be payable March 1, 1957 and semi-annually thereafter on September 1 and March of each year.

Bids will be preferred according to the lowest net interest cost (total dollar amount of interest payable to the stated maturity dates at the coupon rates or rate specified, less the amount of any premium offered). No bid of less than par and accrued interest will be considered and the Town reserves the right to reject any and all bids, and to waive informalities.

The successful bidder will be furnished without cost the printed bonds and the approving legal opinion of Briggs, Gilbert, Morton, Kyle & Macartney to the effect that the bonds are valid and binding general obligations of the Town. The bonds will be delivered to the purchaser within 40 days from the date of sale without cost for delivery if delivered at the Town of New Canada, or the City of St. Paul or Minneapolis, Minnesota. All bids must be unconditional except as to legality, which may be conditioned upon the opinion of the aforesaid attorneys and must be accompanied by a cashier's check, bank draft or certified check in the amount of \$200.00 payable to the Town, to be forfeited as liquidated damages in the event the bid is accepted and the bidder shall fail to comply therewith.

Said bonds will be general obligations of the Town for the payment of which the full faith and credit and taxing powers of the Town shall be pledged. Said bonds are to be issued for the purpose of providing funds for the construction of a building to house administrative offices and for other general purposes of the Town government.

Proposals should be addressed to Forrest Schmid at 1900 Clarence Street, St. Paul 17, Minnesota and enclosed in a sealed envelope marked on the outside "Bid for \$18,000.00 Town Building Bonds of 1956."


Town Clerk

Dated February 7th, 1956.

3. Each of the terms and provisions of the foregoing Notice of Sale are adopted, ratified and made a part hereof."

Ayes - all

Meeting adjourned 10:30 P.M.


Clerk

February 16, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:15 P.M. All members of the Board were present.

Kaeder moved, seconded by Luebben that the minutes of the February 2nd, 1956 meeting be accepted as read.

Ayes - all

O'Mara moved, Kaeder seconded that the minutes of the February 7th, 1956 special meeting be accepted as read.

Ayes - all

Vernon Potter, 401 Charles Ave., St. Paul appeared before the Board to request a building permit on a lot next to 1250 East Avenue. The Deputy Clerk and Building Inspector had denied the permit because the lot did not have the required 75 foot frontage and according to the information available did not front on a completed street. Upon consultation of the Section plat, it was learned that the lot was sixty (60) feet at road center and that it angled back to a width of two hundred fifty-one feet (251) at the west end. A road, maintained by the Township, does exist, however, it has been surfaced on the County side. The Board felt that the lot fulfills the building code requirements because it has an average width of more than seventy-five (75) feet. Permission was granted to issue the permit.

Herbert Broberg, 45 E. Dion Street appeared before the Board requesting that the plat of Broberg's Addition be approved. Mr. Broberg was under the impression that the plat had been previously approved and required only the Clerks signature. When it was learned that the plat had not been investigated by the Town Planning Commission, it was referred to that group and to Carley, Town Engineer for a recommendation as to further action.

Swen H. Anderson of the Swen Anderson Agency, Inc., presented a letter to the Board outlining his recommendation for the purchase of additional fire insurance and extended coverage for the present fire department building and Town Hall addition. The letter presented current rates and gave a resume' of present replacement costs. Mr. Anderson appeared personally to answer any questions that might arise. The cost of the recommended \$10,000 additional insurance for a five year period is \$232.00. Kaeder moved, Luebben seconded that the additional insurance be purchased as recommended.

Ayes - all

It was brought to the attention of the Board that a fire insurance policy presently held, covered the fire department building now a part of Little Canada. The Board instructed the Clerk to write the Bachman-Anderson Agency requesting a refund for that period since Little Canada officially separated and became a village.

The special hearing for the purpose of rezoning Lots 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, & 25, Block 1, Lincoln Park, Section 16, from a "Residential" classification to "Commercial" was called to order at 8:00 P.M. Mr. Claude Zagaria and Mrs. Fox appeared along with and in behalf of Mrs. Rose Zagaria, 1973 English St. Two (2) lots owned by Mrs. Zagaria although a part of the block intended for rezoning were not included in the petition for rezoning. A Mr. Leonard Knutson, who did not appear, also a party to the proposed rezoning, had submitted a separate petition for the three lots he owns in this block. Mrs. Zagaria was concerned that an attempt was being made to rezone the area without her approval, although she had agreed in principle for the sale of her property to the proposed developers of the block. Mr. Hugo Radman representing the developers stated that he did not wish to enter into a contract with Mrs. Zagaria without assurance that the area would be rezoned "Commercial". It was then pointed out that Mrs. Zagaria would be agreeable to enter into a contract that would be contingent upon the rezoning with full refund rights. Mr. Radman stated that he had not understood this from previous conversations and if this was true, arrangements could be made. Chairman Luebben then called three (3) times for other objectors to the proposed rezoning. None appeared. The Board then stated it's willingness to grant the requested rezoning upon the presentation of evidence that all parties to the action are satisfied. Chairman Luebben advised that the hearing would be laid over until the next regular meeting of the Board on March 1st, 1956.

Mr. John Currell, office address, 1296 Hudson Road, again appeared before the Board with regard to the proposed rezoning to "Industrial" property in Tanners Lake Outlots now classified "Residential". Mr. Currell presented petitions and the abstractors certificate of property owners. He did not have petitions signed by property owners across the highway who are also within 500 feet of his property, however, Mr. Currell stated that there was no longer any urgency in this matter and that he would secure the needed petitions and present them at a later meeting for action.

Mr. Sherman Nordquist appeared before the Board in response to a letter sent him regarding his temporary suspension as a Town police officer. He stated that illness, his own and that of his family, had prevented him from carrying out his duties and for that reason had turned in no official logs of duty. It was pointed out that had he so notified Acting Chief Pepin or one of the Board Members, arrangements for a leave of absence could have been made. Acting Chief Pepin was consulted as to his feelings in this matter. He stated that he and the other officers would be inclined to accept Mr. Nordquist back on the force only on condition that he abide by the rules and regulations governing their work and also that the accepted standards of conduct be followed. Kaeder moved, Luebben seconded that Mr. Nordquist be placed on probation until March 1st, 1956. He and Mr. Pepin were instructed to return and report to the Board meeting on that date.

Ayes - all

Bill Janssen of the Road Machinery and Supply Company appeared before the Board to explain the details of road equipment for which an advertisement for bids has been placed. He was referred to Carley, Town Engineer for his negotiations.

Mr. Robert Evans of the Evans Construction Company appeared before the Board. He inquired as to the correctness of the currently published building code with regard to the number of square feet required. His understanding was that homes were required to have 800 square feet of finished area in developments unless there was a variety of styles built. In this case, he understood that the previous minimum of 768 square feet was all that was required. The Board pointed out that there had been some confusion at the time the code was adopted but that the printed version is correct. Mr. Evans then suggested that some consideration be given to the idea of allowing story and a half homes with unfinished half stories be allowed with the old minimum to allow developers to provide more variety. He stated that the price range did not allow them to use the present minimum with that type of home. The Board felt the recommendation had some merit and referred the matter to the Planning Commission for study.

Vernon Christensen, Electrical Inspector, presented the Board a proposed new electrical code which has already been adopted as an ordinance in several neighboring suburban communities including West St. Paul, South St. Paul, Newport, St. Paul Park and North St. Paul. Mr. O'Mara stated that he did not feel that a new ordinance was required but that the Board felt that an amendment should be adopted to require the three prong system. It was also pointed out that an effort was being made to adopt a uniform code with other like communities. The proposed ordinance was referred to Carley, Town Engineer, for study and recommendations.

Carley, Town Engineer, informed the Board that he now had figures on the road costs for the past year and was prepared to make a proposal for the budget. This matter will be considered at the February 23rd, 1956 special meeting. He also reported that advertisements for road equipment the town proposes to purchase had been placed. March 1st, 1956 has been set as the date for the receipt of bids.

Two (2) letters received from the County Plait Commission concerning Edgerton Heights and Ballingers Addition were referred to Carley, Town Engineers, for further action.

A letter from the Twin City Rapid Transit Company was read, requesting permission to extend bus service from the City Limits to County Road A-2 on Jackson Street. It was necessary to present to the Railroad and Warehouse Commission, an approval of such an operation. O'Mara moved, Luebben seconded that a resolution be adopted granting such permission as follows:

"WHEREAS, The Twin City Rapid Transit Company desires to extend its bus service on Jackson Street from the North City Limits of St. Paul to County Road A-2 within the Town of New Canada; and,

"WHEREAS, The establishment of such bus service along Jackson Street will benefit the residents of the Town of New Canada,

"NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of the Town of New Canada, in regular meeting assembled, does hereby grant permission and authority to the Twin City Rapid Transit Company pursuant to its application of February 7, 1956, to operate busses upon and along Jackson Street from Larpenteur to County Road A-2, said operation to be subject to the regular rules and regulations of the Township affecting streets and roads and subject to road limit restrictions during those periods of the year when such restrictions are in force. It is further understood that the fare to be charged for the service beyond the city limits of St. Paul will be five cents (5¢) in addition to the regular St. Paul fare, including transfer privileges in St. Paul."

Ayes - all

It was brought to the attention of the Board by Moritz, Street Supervisor, that several businesses in the Township have cigarette machines on the premises and have not paid the required license fee. On the advice of the Town Attorney, it was decided to tag the machines and give the owners and opportunity to pick up a permit at the Town Hall. If this is not done, then the machines are to be picked up and impounded until such fees are paid.

Meeting adjourned at 11:05 P.M.



Clerk

February 23, 1956

Pursuant to due call and notice thereof, a special meeting of the Town Board of the Town of New Canada, Minnesota, was duly held at the Town Hall in said Town on February 23, 1956 at 8:00 o'clock P.M. for the purpose of opening and considering bids for, and awarding the sale of \$18,000.00 Building Bonds of 1956, and for such other business as might come before the Board.

The following members were present:

W. E. Luebben, Ed O'Mara, L. Kaeder

and no members were absent.

The Board proceeded to receive and open bids for the sale of said bonds.

The following bids were received:

<u>Name of Bidder</u>	<u>Terms of Bid</u>		<u>Net Interest Cost</u>
	<u>Coupons</u>	<u>Premium</u>	
Juran & Moody, Inc.	2.8% plus 1% from Sept. 1, 1956 to Mar. 1, 1957	None	2.87%
Piper, Jaffray & Hopwood	2.9%	\$39.00	2.868%

The Board then proceeded to consider such bids. After the bids had been considered and discussed, member O'Mara introduced the following resolution and moved it's adoption:

A RESOLUTION ACCEPTING BID ON SALE OF
BONDS AND FIXING THE RATE OF INTEREST

BE IT RESOLVED, By the Council of the Town of New Canada, Minnesota, as follows:

1. That the bid of Piper, Jaffray & Hopwood of Minneapolis, Minnesota, to purchase \$18,000.00 Building Bonds of this Town at the rate of two & 9/10 (2.9%) percent per annum, and to paytherefor the sum of \$18,039.00 is hereby found, determined and declared to be the most favorable bid received and is hereby accepted and said bonds are hereby awarded to said bidder. The Town Clerk is directed to retain the deposit of said bidder and to forthwith return the good faith checks or drafts to the unsuccessful bidders.

2. The rate of interest said bonds shall bear is hereby fixed at two and nine-tenths (2.9%) per cent per annum.

3. Said bonds shall be payable at First National Bank of St. Paul, Minnesota.

Member Luebben seconded the motion for the adoption of the foregoing resolution and upon vote being taken thereon the following voted in favor thereof:

Luebben, O'Mara, Kaeder

and the following voted against the same:

None

Whereupon said resolution was declared duly passed and adopted.

Member Luebben introduced the following resolution and moved it's adoption:

A RESOLUTION PROVIDING FOR THE ISSUANCE OF
\$18,000.00 BUILDING BONDS AND LEVYING A TAX
FOR THE PAYMENT THEREOF

BE IT RESOLVED, By the Town Board of the Town of New Canada, Minnesota, as follows:

1. The Town shall forthwith issue its negotiable coupon general obligation bonds in the aggregate principal amount of \$18,000.00 to be 18 in number, numbered from 1 to 18, both inclusive, in the denomination of \$1,000.00 each, bearing interest at the rate of two & nine-tenths per cent (2.9%) per annum, payable March 1, 1957 and semi-annually thereafter on September 1 and March 1 of each year and to mature serially on March 1 in the years and amounts as follows:

\$1,000.00 in each of the years 1958 and 1959;
\$2,000.00 in each of the years 1960 and 1964,
both inclusive; and
\$3,000.00 in each of the years 1965 and 1966;

all bonds of this issue are subject to redemption without option of prior payment, in inverse order of their numbers, on any interest payment date, at par and accrued interest. The said bonds shall be payable as to both principal and interest at First National Bank of St. Paul, Minnesota.

2. The bonds and interest coupons to be issued hereunder shall be in substantially the following form:

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF RAMSEY
TOWN OF NEW CANADA

No. _____

(\$1,000.00)

BUILDING BOND

KNOW ALL MEN BY THESE PRESENTS, That the Town of New Canada, Minnesota, Ramsey County, certifies that it is indebted, and for value received promises to pay to bearer, the sum of

ONE THOUSAND DOLLARS

on the first day of March, 19____, and to pay interest thereon from the date hereof until paid, at the rate of two & nine-tenths per cent (2.9%) per annum, interest being payable on the first day of March, 1957 and semi-annually thereafter on the first day of September and the first day of March in each year, in accordance with and upon presentation and surrender of, the interest coupons hereto attached as they severally become due. Both principal and interest are payable at First National Bank of St. Paul, Minnesota in any coin or currency of the United States of America which at the time of payment is legal tender for public and private debts.

This bond is one of an issue in the total principal amount of \$18,000.00, all of like date and tenor, which bond has been issued pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, for the purpose of providing money for the construction of a building to house adminis-

trative offices and for other general purposes of the Town government. This bond constitutes a general obligation of the Town, and to provide moneys for the prompt and full payment of said principal and interest when the same become due and full faith and credit of said Town have been and are hereby irrevocably pledged.

IT IS HEREBY CERTIFIED AND RECITED, That all acts, conditions, and things required by the Constitution and laws of the State of Minnesota to be done, to happen, and to be performed precedent to and in the issuance of this bond have been done, have happened and have been performed, in regular and due form, time and manner as required by law, and this bond together with all other debts of the Town outstanding on the date hereof and the date of its actual issuance and delivery, does not exceed any constitutional or statutory limitation of indebtedness.

IN WITNESS WHEREOF, The Town of New Canada, Ramsey County, Minnesota, by its Town Board has caused this bond to be executed in its behalf by the signatures of the Chairman of the Town Board and the Town Clerk, and the corporate seal to be hereunto affixed, and has caused the interest coupons to be executed and authenticated by the facsimile signatures of said officers, all as of March 1, 1956.

Town Clerk

Chairman of the Town Board

(Form of Coupon)

No. _____

\$ _____

On the first day of March (September), 19____, the Town of New Canada, Ramsey County, Minnesota, will pay to bearer at First National Bank of St. Paul, Minnesota, the sum of \$ _____ for interest then due on its Building Bond No. _____, dated March 1, 1956.

Town Clerk

Chairman of the Town Board

3. The Town Clerk is directed to cause said bonds to be prepared and the Chairman of the Town Board and Clerk are authorized and directed to execute the same, and to cause the said coupons to be executed and authenticated by the printed, engraved or lithographed facsimile signatures of said persons.

4. The said bonds when so prepared and executed shall be delivered by the Treasurer to the purchaser thereof upon receipt of the purchase price, and the purchaser shall not be obliged to see to the proper application thereof.

5. There is hereby created a special fund to be designated as "Building Bonds Fund" to be held and administered by the Town Treasurer separate and apart from all other funds of the Town. Said fund shall be maintained in the manner herein specified until all of the bonds herein authorized and interest thereon shall have been fully paid. In said fund there shall be maintained two separate accounts to be designated as the "Construction Account" and the "Sinking Fund Account," respectively. The proceeds of the sale of bonds herein authorized, less accrued interest received thereon, shall be credited to the Construction Account. From said Construction Account there shall be paid all of the costs of the Construction of the Building and the moneys in said account shall be used for no other purposes, provided that if upon completion

of said construction there shall remain any unexpended balance in said Construction Account such balance shall be transferred to the Sinking Fund Account. There shall also be credited to the Sinking Fund Account, all collections of general taxes herein levied and all accrued interest received upon delivery of said bonds. The Sinking Fund Account shall be used solely to pay principal and interest on the bonds issued hereunder.

6. To provide moneys for the payment of the principal of said bonds and the interest thereon there is hereby levied upon all of the taxable property in the Town a direct general annual ad valorem tax, which shall be spread upon the tax rolls and collected with and as part of, other general property taxes in said Town for the years and amounts as follows:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1956	\$1,000.00	1960	\$2,000.00
1957	\$1,000.00	1961	\$2,000.00
1958	\$2,000.00	1962	\$2,000.00
1959	\$2,000.00	1963	\$3,000.00
		1964	\$3,000.00

Said tax shall be irrepealable as long as any of said bonds are outstanding and unpaid, provided that the Town reserves the right and power to reduce the levies in the manner and to the extent permitted by Sec. 475.61 (3) M.S.A.

7. The full faith and credit of the Town is hereby pledged for the payment of principal and interest of said bonds.

8. The Town Clerk is hereby directed to file a certified copy of this resolution with the County Auditor of Ramsey County, Minnesota, together with such other information as he shall require, and to obtain from said Auditor a certificate that said bonds have been entered in the Auditor's Bond Register, and that the tax levy required by law has been made.

The motion for the adoption of the foregoing resolution was duly seconded by member O'Mara and upon vote being taken thereon the following voted in favor thereof:

Lueben, O'Mara, Kaeder

and the following voted against the same:

None

Whereupon said resolution was declared duly passed and adopted.

Chairman Luebben then opened the meeting for the discussion of fire protection for the year from March 1, 1956. In attendance representing the Little Canada Fire Department were, Marcel Gagne and Michael Stszeysnke. Luebben moved, Kaeder seconded that the Town Attorney be authorized to draw up a new contract with the Little Canada Fire Department for fire protection in that part of the Township lying west of Highway No. #61 and authorizing the Chairman of the Board and the Clerk to execute the contract for \$3,800.00 for the year from March 1, 1956 to March 1, 1957.

Ayes - all

Representatives of the East County Line and Gladstone Fire Departments were also present. It was decided that contracts would be made with the East County Line Fire Department for \$6,300.00 for the period from March 1st, 1956 to March 1st, 1957, and for \$8,800.00 for the Gladstone Fire Department for that same period.

Luebben moved, Kaeder seconded that the Town Attorney be instructed to draw up contracts as specified and that the Chairman of the Board and the Clerk be authorized to execute said contracts.

Ayes - all

A discussion was opened on the Road and Bridge Fund. Carley, Town Engineer, had previously presented a comprehensive written report on the accomplishments in 1955, the anticipated expenses and budget for roads for the year 1956 and also a proposed budget for 1957. It was decided to follow Mr. Carley's recommendations for 1956 and to consider his proposal for 1957 for submission to the Annual Town Meeting.

Carley, Town Engineer, presented a plat to the Board for a proposed new addition to be known as Minnehaha Highlands on behalf of the developer. It's location was shown on a topographic map of part of the southeast one-quarter of the southwest one-quarter of Section 25, Township 29, which accompanied the plat. The Clerk was instructed by the Board to turn the map and proposed plat over to the Planning Commission.

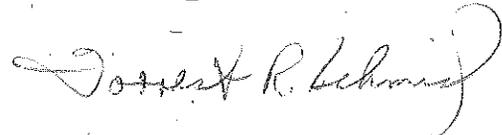
Luebben moved, O'Mara seconded that the Annual Town Meeting be held on March 13th, 1956 at 8:15 P.M. at the Gladstone School Auditorium and that notice thereof be inserted in the Ramsey County Review and also that notice be posted in the usual three (3) public places, the Town Hall, Beaver Lake School and Edgerton School.

Ayes - all

Luebben moved, O'Mara seconded that William Kaeder be reappointed as Weed Inspector.

Ayes - all

Meeting was adjourned at 12:05 A.M.



Clerk

March 1, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:25 P.M. All members of the Board were present.

The minutes of the February 16th, 1956 meeting were read. Two errors were noted in the section concerning Vernon Potter and his request for a building permit. The lot line angles back to the East rather than the West. East Avenue is surfaced on the City side rather than the County side as stated. Kaeder moved, O'Mara seconded that the minutes be accepted as corrected.

Ayes - all

The minutes of the special meeting of February 23rd, 1956, were read. A correction was noted here also. The name should read Leo Kaeder, rather than William Kaeder in reference to the appointment as Weed Inspector. O'Mara moved, Kaeder seconded that the minutes be accepted as corrected.

Ayes - all

Luebben moved, Kaeder seconded that a resolution be adopted rezoning James Additions 1, 2 and 5 in the Town of New Canada from Class A Farm Residential to Class A Residential. The request for rezoning was made by the James Investment Company which has already developed or is in the process of completing these previously approved platted areas.

Ayes - all

The letter from the James Investment Company also referred to a new development known as "Minnehaha Highlands" and described as below:

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 25, Township 29, Range 22, except the E. 78 feet of S. 166.5 feet thereof and except the following described tract:

Commencing at the SW corner of said SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence E. along the S. line a distance of 655.5 feet; thence N. and parallel to the W. line a distance of 495.04 feet; thence W. and parallel to the S. line a distance of 446.8 feet; thence N. and parallel to the W. line a distance of 165 feet; thence W. and parallel to the S. line a distance of 210 feet; more or less, to the W. line of said SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; thence S. along said W. line a distance of 660.04 feet, more or less, to the point of beginning.

It was requested that this area also be rezoned from Class A Farm Residential to Class A Residential. Because the plat had not been approved by the Planning Commission, action on the request was deferred.

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open at 8 P.M. for the purpose of opening and considering bids in the proposed purchase by the Town of New Canada of a 115 horse power motor grader as described in specifications developed by Milner Carley, Town Engineer and duly advertised in the Ramsey County Review. The following bids were received:

<u>NAME OF BIDDER</u>	<u>TERMS OF BID</u>
Borchert-Ingersoll, Inc.	\$20,325.00
Ruffridge-Johnson Equipment Co., Inc.	\$18,000.00
Alternate bid with torque converter	\$18,495.00
George T. Ryan Company	\$19,923.00
Road Machinery and Supplies Company	\$18,641.00
William H. Ziegler Company, Inc.	\$20,789.00

Luebben moved, seconded by O'Mara that the bids received be referred to Carley, Town Engineer, for tabulation, comparison with the specifications, report and recommendation at the special meeting called for 8 P.M. on March 6th, 1956.

Ayes - all

Mr. Ferd Bucher and Mr. V. R. Fitch appeared before the Board. They presented a petition signed by more than 51% of the property owners within 500 feet of an area described as follows: Lots 77, 88, 89, 90, 91 and the N $\frac{1}{2}$ of lots 75 and 76, Gardena Addition, Town 29 in Ramsey County, Minnesota. The property is located on Highway #61 between Kohlman Avenue and County Road D. The petition to rezone the property from Class A Farm Residential to Commercial was accompanied by an abstractors certificate of property owners within 500 feet of the area, proposed for rezoning. Luebben moved, Kaeder seconded that a hearing be set and that proper notice thereof be posted by the Clerk for 8 P.M. on March 15th, 1956.

Ayes - all

Herbert Broberg, 45 Dion Street, appeared before the Board, regarding his request for approval of plat known as Broberg's Addition. A letter was read by the Clerk from the

Town Planning Commission which stated that they had given approval for this plat on September 13th, 1955. Chairman Luebben questioned the status of Sylvan Street, which borders on the St. Paul Water Department property. It is necessary that this street be permanently open for access to lots on that part of the plat. Mr. Broberg was instructed that he must obtain an easement or written permission for use of the road fronting lots 5, 6 and 7 from the City of St. Paul. The matter was then laid over to the March 15th meeting.

Mr. Hugo Radman and Mr. Claude Zagaria appeared before the Board. Mr. Zagaria stated that he had not been able to reach a satisfactory agreement on behalf of Mrs. Rose Zagaria with the developers of the property which is proposed for rezoning at the following location: Lots 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25, Block I, Lincoln Park, Section 16, Township 29. Said property is located at Frost Avenue and English Street. Mr. Zagaria requested that the hearing be continued until such time that an agreement could be reached. The matter was laid over to the March 15th, 1956 meeting.

Donald J. Linz, 1958 Nona Place, Mrs. Martin O'Donnell, 804 Mayhill Road and Mrs. John Heinlein, 814 Mayhill Road appeared before the Board. They requested advice with regard to the proposed animal hospital that is to be operated next to their place of business. The Suburban Hardware Store, 831 East County Line Road. They stated that the surrounding property owners had signed a petition agreeing to the animal hospital. The Board informed the group that under the circumstances, unless some violation of the nuisance ordinance occurred, no action could be taken. The current zoning code does not prohibit the business.

The Clerk then read a letter from the Planning Commission regarding the question of minimum floor area for homes raised by the Evans Construction Company at a previous meeting and referred to them for recommendation. The Planning Commission recommended that the 800 square foot area as provided in the Building Code be considered an absolute minimum for other than two story dwellings. They further recommended that the practice be deviated from only in extreme hardship cases.

Through a misunderstanding with the Planning Commission, Building Inspector Londin issued seven permits for dwellings not complying with the minimum floor area. The impression given by the developer was that construction had progressed to such an extent, it would be unduly costly to correct the situation. Mr. Londin explained that this had not been the case. The stage of construction had been misrepresented. Mr. Londin was instructed to contact the developer immediately and see what could be done to correct the situation.

A letter from Carley, Town Engineer, was read regarding the use of a building available in the area as temporary maintenance headquarters. The location proposed and available is at the rear of John's Market, Frost Avenue and Clarence Street. An expenditure of \$150.00 would be required to put the rooms into suitable repair for use. O'Mara moved, Luebben seconded that the Town Engineer be instructed to proceed with the proposed rental of the property and the Clerk was instructed to check the insurance coverage available for tools and equipment intended for storage there. The Town Attorney was instructed to draw up an agreement with John Wetch, owner of the property.

Ayes - all

A letter was read from the Town Engineer regarding Ballinger's Addition, a proposed sub-division referred to him at a previous meeting. He requested that the developer be notified to furnish a contour map in accordance with Township platting rules. He also noted that Hazelwood Avenue should be 43 feet wide instead of the proposed 33 feet. The center street, which should be called Grandview Avenue is a dead end street. He suggested that the developer furnish a temporary turn-around on Lot 6, Block I and Lot 1, Block 2, through the use of easements to the Township which would revert to the owners when the turn-around is abandoned. He also recommended that building set-back lines be shown on the plat. The Clerk was instructed to refer this plat back to the

developer and to notify him that the area is located in a section proposed for rezoning to Light Industrial.

Another letter from the Town Engineer referred to the proposed plat known as Edgerton Heights. The recommendation was that the plat was in order and should be accepted. Luebben moved, Kaeder seconded that the sub-division be referred to the Planning Commission for further action.

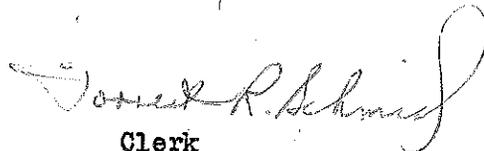
Ayes - all

Another letter from the James Investment Company was read. It concerned a request received by them from the Veteran's Administration and the Federal Housing Administration that all sponsors of projects, which would require loans insured by the F.H.A. or guaranteed by the V.A., obtain permission from the local Townships to install a community water system to replace individual wells. The James Investment made this request with specific reference to the proposed development to be known as "Minnehaha Highlands", if the Board deemed this action advisable. O'Mara moved, seconded by Kaeder that the following resolution be adopted:

RESOLVED, that whereas there has been submitted to this Board the proposal to establish community water supply systems in project building developments within New Canada Township, and whereas the Board has seriously considered such requests from the standpoint of potential problems such water systems might involve, including street maintenance and related questions; This Board does hereby determine and announce that such community water systems will not be permitted in the Town of New Canada and no privately operated water distribution systems will be enfranchised or authorized in said Town. The Clerk is hereby instructed to advise the Veteran's Administration and the Federal Housing Administration of the United States of the adoption of this Resolution, and provide said agencies with copies of this Resolution.

The Board requested that the Planning Commission reconsider the matter of allowing 7500 square foot lots in areas where municipal sewage facilities are available in view of the fact that this may greatly affect the adequacy of the water supply in the future.

Meeting was adjourned at 12:08 A.M.


Clerk

March 6, 1956

A special meeting of the Board was called to order by Chairman Luebben at 8:05 P.M. All members of the Board were present.

The Clerk read a letter from Carley, Town Engineer, to the Town Board reviewing the bids on the motor grader received at the March 1st meeting. He reported that all bids met the specifications required. The bid of the Ruffridge-Johnson Equipment Company for a Huber-Wharco Motor Grader was low. It was the recommendation of Carley that the low bid, an alternate bid which included a torque converter, be accepted. Kaeder

moved, O'Mara seconded that the recommendation of the Town Engineer be followed and that the award be made to the Ruffridge-Johnson Equipment Company, Inc., to furnish a Huber-Wharco Motor Grader on the alternate bid which would include a torque converter at a total cost of \$18,495.00.

Ayes - all

Luebbsen moved, seconded by Kaeder that the certified checks and performance bonds of the unsuccessful bidders be returned.

Ayes - all

The meeting was declared open to hear the request for rezoning set for 8 P.M. Owners William Guertin, 2404 Highway #61 and Meyer Schiffer, 2158 Wellesley Avenue, provided the necessary petitions. The legal description of the property is as follows: E. 260 feet of Block 20, all of Block 19 N. of Highway No. 36; S. 100 feet of Block 24, Clifton Addition to Ramsey County. The actual location of the property is on the north side of Highway No. 36 from English Street on the East to a point 260 feet West of the extended center line of Atlantic Street. The petition asked that it be rezoned from Farm Residential to Commercial. Reason for the rezoning is to construct a modern warehouse building of modern California brick and concrete block to be used for offices and truck operations. Chairman Luebbsen called three (3) times for objectors to the proposed rezoning. None appeared. Luebbsen moved, Kaeder seconded that the area described above be rezoned Commercial and that the Clerk be instructed to give proper notice to Ramsey County of the change.

Ayes - all

Luebbsen moved, Kaeder seconded that the following resolution be adopted:

RESOLVED: That the Clerk and Treasurer are hereby authorized and directed to transfer \$4,200.00 from the General Fund to the New Construction Fund for temporary contractors payment and when provided from the Building Bond Sale, are directed to transfer back to the General Fund said \$4,200.00 and further, after bond sale proceeds are received, to transfer from New Construction Fund, the sum of \$1,236.40 previously paid to contractors from Building Fund, back to said Building Fund.

Ayes - all

O'Mara moved, Kaeder seconded that \$967.89 in the Drag Fund be transferred to the Road and Bridge Fund.

Ayes - all

O'Mara moved, Luebbsen seconded that \$11,798.40 be transferred from the General Fund to the Road and Bridge Fund. Of this amount \$9,106.15 was received from Ramsey County as the Town share of Road and Bridge funds allocated for 1956.

Ayes - all

Luebbsen moved, Kaeder seconded that \$1,500.00 be transferred from the General Fund to the Planning Fund. This amount was appropriated in March, 1954 for planning and received from the County Auditor as part of the General Fund.

Ayes - all

Meeting was adjourned at 11:30 P.M.


Clerk

Annual Meeting March 13, 1956

The Annual Meeting of the Town of New Canada was called to order by Forrest Schmid, Clerk, in the Gladstone School Auditorium at 8:15 P.M., March 13th, 1956, as per posted and published notices.

The Clerk then called for nominations for Moderator of the Meeting.

Mr. John Luth nominated Mr. Leslie Westin for Moderator, seconded by Mr. Joseph Krieg. Mr. James McGinley moved that the nominations be closed, seconded by Mr. Sterling Brady. Mr. Westin was declared nominated unanimously.

The Clerk read the minutes of the March 8th, 1955 Annual Meeting. Mr. Lorne Joines moved, Mr. William Werner seconded that the minutes be accepted as read.

Carried

The Clerk then read the Board of Audit Report. Mr. Hackman moved, Mr. McGinley seconded that the Board of Audit Report be accepted as read.

Carried

Mr. LeRoy Casura moved, Mr. Joseph Zappa seconded that the Annual Town Meeting for 1957 be started shortly after 8 P.M. on the regular date prescribed by law.

Carried

Mr. Zappa moved, Mr. Frank Rose seconded that the polls be open between the hours of 7 A.M. and 8 P.M. on the regular date set forth for Towns in 1957 for the purpose of electing Town Officials according to law.

Carried

Mr. Wallace Monette moved that the Board of Audit recommendation of a \$40,000.00 tax levy for the Road and Bridge be adopted, Mr. Zuercher seconded. Mr. Brady requested that a member of the Board explain how it would be possible to maintain additional miles of roads developed in the area on the same budget as asked last year. Chairman Luebben and Member O'Mara gave brief explanations of the other revenue sources that could be used for this purpose if needed.

Motion Carried

Mr. Casura moved, seconded by Mr. Zappa that the Board of Audit recommendation of a \$24,000.00 Fire Protection Fund tax levy be adopted. A brief discussion of the need for additional equipment to service the homes and industry moving into the area followed.

Motion Carried

Mr. Hackman moved, Mr. Grover seconded that the General Revenue Fund be set for \$6,500.00

Motion Carried

Mr. McGinley moved that the \$1,000.00 tax levy for the Planning Fund be adopted. Mr. Zappa asked for a report from the Board on the results of the preliminary sewer survey. Mr. Luebben reported that all preliminary work had been completed. Contacts have been made with the City of St. Paul and action on the request was now being awaited. Mr. Al Toenjes seconded the motion.

Motion Carried

Mr. Hackman moved, Mr. Rose seconded that a tax levy of \$1,000.00 be made for the Drag Fund.

Motion Carried

The Board of Audit recommendation for a \$5,000.00 Police Fund was opened for discussion. The proposed use of the money was reviewed, including the desire to add additional police and provide them with radio equipped patrol cars. Mr. Casura questioned the Board on the proposed system hookup. He was told the Town had approached the St. Paul Police Department. Mr. Zappa moved that a \$5,000.00 tax levy for police protection be adopted, Mr. Ruggles Sanders seconded. Senator Westin reported that the Ramsey County Legislative delegation was considering bringing before the State Legislature a bill which would allow local governments such as the Town of New Canada to contract with the County Sheriff to provide local police service. The local government could buy as little or as much protection as they desired under the proposed bill. All fines would revert to the local government. He asked for an expression of opinion from the groups. More discussion followed.

Motion carried.

Mr. Casura moved that the Supervisors salaries be set at \$100.00 per month. Mr. Hackman seconded the motion. Mr. John Luth asked if anyone knew the salaries of the officials of similar governments in the area. Mr. Monette read a list. Mr. Swen Anderson moved that the motion be amended to read \$150.00 per month. Mr. Brady seconded the amendment. The amendment to the motion was carried by a division of the house, 144 to 70, that the Supervisors salary be set at \$150.00 per month. The original motion as amended was carried.

Mr. Joines moved that the Clerk's salary be set at \$200.00 per month. Mr. Brady seconded the motion.

Motion carried.

Mr. Rose moved that the Treasurer's salary be set at \$50.00 per month, Mr. Rowe seconded.

Motion carried.

Mr. McGinley moved that the Board be given the power to set the wages of all other employees of the Township at similar prevailing rates to those paid in other suburban areas of Minnesota. Mr. Schouweiler seconded the motion.

Carried.

Mr. Zappa moved that \$100.00 be allocated for the Ramsey County 4-H Camp. Mr. McGinley seconded.

Motion carried.

Mr. Raddatz moved, Mr. Krieg seconded that \$100.00 be allocated to the Ramsey County Agricultural Society.

Motion Carried.

Moderator Westin opened the discussion with regard to recreation needs of the Town of New Canada. Mr. Brady explained the efforts of a citizens group which has been attempting to set up a recreational program for the Township and the problems they encountered. They found a poor response to their appeal for volunteers to work on this committee. Mr. Luebben discussed a meeting he had attended in Roseville where this same problem was under consideration. Mr. Casura moved that a Recreational Planning Board be appointed by the Town Board to study future needs and make recommendations to the Township for future action.

Motion Carried.

Mrs. Murray requested information as to how the Town of New Canada could request annexation to the City of St. Paul. Mrs. Murray moved that an election be held to determine the desires of the people with regard to remaining as a Township or requesting annexation, Mrs. Cardinal

seconded. Mr. O'Mara explained that there was a question of legal ability on the part of the Town to conduct such an election. The motion was defeated.

Mr. Walter Rupp requested information as to what has been done on the establishment of a permanent voter registration. Mr. Marrone moved that a permanent voter registration be established for County, State and National elections in the Township, Mrs. Broberg seconded.

Motion carried.

Mr. Zuercher brought up the problem of dogs running loose in the Township.

Mr. Luebben requested that the subject of a tax levy to finance the needs determined by the Recreational Planning Board be discussed before going on to other matters. Mr. Casura moved that \$2,500.00 be allotted for recreational purposes to be spent by the Town Board upon recommendation of the Recreational Planning Board, Mr. Rose seconded.

Motion carried.

The Moderator discussed the possibility of organizing a new business development committee.

Mrs. Zuercher moved that an ordinance be adopted that all dogs must be kept on the owners premises, on a leash or under control of the owner. The owner of any dog found off the premises, not on a leash or under the control of the owner, would be guilty of a misdemeanor. Mr. Bob Anderson seconded this motion. It was explained that a dog ordinance has already been adopted which gives the Town Board the power to establish any rules it desires. The Board asked for advise from the people. Mr. Shaver amended the motion to the effect that Mr. O'Mara suggestions to request the Board to enforce the emergency provisions of the present dog ordinance for a specified period of time and that we institute police control over all dogs in the Township for that period. The amendment was seconded. The amendment was carried by a standing vote 89 to 27. The original motion as amended was carried.

Mr. Werner and Mrs. Trzcianko moved that all jobs in the town be held by residents of the Town if available and qualified. Mr. Rowe seconded the motion. The motion was carried by a standing vote of 48 to 36.

Mr. Swen Anderson made a motion that all proceedings of the Town Board be printed in our legal newspaper. Mr. Zappa seconded the motion. Mr. Gilbert amended the motion to the effect that all records be microfilmed and kept in a bank vault for preservation. Mr. Shaver seconded this amendment. After some discussion both the amendment and the original motion were withdrawn.

Mr. Rupp moved that the meeting be adjourned, seconded by a number of people.

Carried.

Meeting adjourned at 12:00 midnight



Clerk

We, FRANK FISCHBECK, CAROL CARLSON and LORRAINE TEPE, Judges, of the annual election held in and for the Town of New Canada, Ramsey County, Minnesota, on March 13, 1956, DO HEREBY CERTIFY as follows:

1. We attended at the polling place for said election, to wit, at the Fire Department Building in Gladstone in the Town of New Canada, on the date of said election.

2. The polls for said election were duly opened at 7:00 o'clock A.M. and remained open continuously thereafter until 8:00 o'clock P.M. of said day, and no longer.

3. Said election was in all respects conducted according to law, and all qualified voters resident in the Town who desired to vote thereat were permitted to do so.

4. Each person who voted thereat was furnished by us with an official ballot in form identical with the one hereto attached.

5. Forthwith upon the closing of the polls for said election, we proceeded to count and canvass the votes cast at said election for officers of the Town and thereupon found, determined and do hereby certify and declare that such vote was as follows:

ORLANDO ANDVIK	received 239 votes for supervisor, term of 3 years
LEROY CASURA	received 166 votes for supervisor, term of 3 years
LEO KAEDER	received 576 votes for supervisor, term of 3 years
MC GINLEY	received 6 votes for supervisor, term of 3 years
MC GINNIS	received 1 vote for supervisor, term of 3 years

LEO KAEDER was declared elected supervisor for term of 3 years to fill the place of LEO KAEDER whose term expires March 31, 1956.

FORREST SCHMID	received 854 votes for clerk, term of 2 years
MRS. BROBERG	received 1 vote for clerk, term of 2 years
SWEN ANDERSON	received 1 vote for clerk, term of 2 years
JOE KARTH	received 1 vote for clerk, term of 2 years
FRANK TRYZANIKO	received 1 vote for clerk, term of 2 years
JOHN GULLERNOR	received 1 vote for clerk, term of 2 years
JOHN LUTH	received 1 vote for clerk, term of 2 years
JOHN WIESE	received 1 vote for clerk, term of 2 years

FORREST SCHMID was declared elected clerk for term of 2 years to fill the place of FORREST SCHMID whose term expires March 31, 1956.

HAROLD E. BJOSTAD	received 334 votes for justice of the peace, term of 2 years
ROSCOE C. BROWN	received 366 votes for justice of the peace, term of 2 years
JOSEPH GRIEMAN	received 176 votes for justice of the peace, term of 2 years
EDWIN RICHARDSON	received 270 votes for justice of the peace, term of 2 years
FRANK J. SAILER	received 382 votes for justice of the peace, term of 2 years
HOPPENSTED	received 1 vote for justice of the peace, term of 2 years
AL JOHNSON	received 1 vote for justice of the peace, term of 2 years

FRANK J. SAILER and ROSCOE C. BROWN were declared elected justices of the peace for terms of 2 years to fill the places of FRANK J. SAILER and OSCAR NORDBERG whose terms expire March 31, 1956.

HAROLD KRENZ	received 387 votes for constable, term of 2 years
HOWARD SPIESS	received 485 votes for constable, term of 2 years

SHERMAN MARTINYEAN received 1 vote for constable, term of 2 years
OSCAR NORBERG received 1 vote for constable, term of 2 years
ZIEMER received 1 vote for constable, term of 2 years

HOWARD SPIESS WAS declared elected constable for term of 2 years to fill the place of HOWARD ZIEMER whose term expires March 31, 1956.

TOTAL VOTE - 988

WITNESS our hands officially as such election officers this 13th day of March, 1956.

Judges

ATTEST: _____, Clerk

March 15, 1956

The regular semi-monthly meeting of the Board was called to order at 7:15 P.M. by Chairman Luebben. All members of the Board were present.

The minutes of the March 1st, 1956 meeting were read. It was noted that the word "Company" had been omitted with reference to the James Investment Company. In the same section the vote on the resolution prohibiting community water supply system was omitted and should read, Ayes - all. Kaeder moved, Luebben seconded that the minutes be accepted as corrected.

The minutes of the special meeting of March 6th, 1956 were read. In the petition for the rezoning of property on Highway No. 36 and English Street, permission was requested and granted for a classification of "Industrial" rather than "Commercial" as stated. Member O'Mara also requested that the word "County" be inserted in the transfer of \$9,106.15 from the General Fund. The statement should read that this amount is "the Town share of County Road and Bridge funds allocated for 1956", to clarify the source of this money. O'Mara moved, Luebben seconded that the minutes be accepted as corrected.

Ayes - all

Mr. and Mrs. Adolph Palme, Jr., 1721 Arcade Street appeared before the Board at the request of Chairman Luebben. A petition, read by the Clerk, referred to the "unsightly condition" present at the above address. The petition was signed by residents of the area near Mr. Palme. Mr. Palme indicated that the property has been cleaned and that the cars referred to in the petition were all in running order and in use. In a conversation with Chairman Luebben, Mr. Palme had stated that a decision as to what could be done with his property was awaiting the proposed construction of a building by the Bacchus Construction Company. Moritz, Street Supervisor, has inspected the property and found it in proper condition. Mr. Palme agreed to keep his premises in order. The petition is to be placed on file.

Mr. Ballinger appeared before the Board regarding the proposed plat, Ballingers Addition. He was informed of the Town Engineer's recommendations with regard to the plat as described in the minutes of the March 1st, 1956 meeting. He was also informed that the area was scheduled for rezoning to "Light Industrial" under proposed new zoning code. Mr. Ballinger stated that he had previously entered into an agreement with a contractor to sell the property on a lot by lot basis, and that the contract could not be set aside. O'Mara moved that a building permit, previously applied for, be approved on condition that the building be sold with full knowledge of the proposed rezoning, that Mr. Ballinger agree not to oppose said rezoning and that the corrections suggested by the Town Engineer be made. Mr. Ballinger agreed to these conditions. Luebben seconded.

Ayes - all

Pursuant to due call and notice thereof, the special hearing set for 8:00 P.M. was declared open by Chairman Luebben. The purpose of the hearing was to rule on the petition for rezoning submitted by Victor Fitch and Ferd Bucher at the following location: Lots 77, 88, 89, 90, 91 and N $\frac{1}{2}$ of lots 75 and 76, Gardena Addition, Town 29, Ramsey County. Said property is located on Highway No. 61 (formerly Highway No. 1) between Kohlman Avenue and County Road D. It was requested that the property be rezoned from Farm to Business and Commercial. Chairman Luebben called three times for objectors to the proposed rezoning. None appeared. O'Mara moved, Kaeder seconded that the requested rezoning be approved, and that the Clerk be instructed to give proper notice to Ramsey County of the change.

Ayes - all

Member O'Mara reported to the Board that Mrs. Fox had called with regard to the Zagaria property and the proposed rezoning of the area at Frost Avenue and English Street. She had stated that there was no longer any objection to this rezoning by the Board. An agreement had been reached for the sale of the property to the developers. Mr. Hugo Radman was present with the completed earnest money contract. Chairman Luebben called three (3) times for objectors to the proposed rezoning. None appeared. Kaeder moved, Luebben seconded that Lots, 6, 7, 8, 9, 10, 11, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24 and 25, Block 1, Lincoln Park, Section 16, Town 29, be rezoned Commercial.

Ayes - all

Mrs. Herbert Coons, 1876 E. County Road C, appeared before the Board to request permission for the parking of a trailer on her property. She had previously received such permission for a ninety (90) day period. The members of her family who planned to visit and bring the trailer desired permission for a longer period on this occasion. Mrs. Coons was informed that permission could be granted only for a ninety (90) day period, however if there were no objections, the permit could then be extended for an additional ninety (90) days.

James A. Hamer appeared and presented an application for a position as police officer in the Town. Several other applications were also opened and examined by the Board Members.

Mr. Ben A. Black, 1733 E. Gervais Avenue, appeared before the Board to report what he described as an eye-sore in his area. The complaint dealt with the property adjoining him, 1715 E. Gervais Avenue, owned by Otto Folger. He stated that the home there located apparently has no sanitary facilities as well as presenting an unsightly appearance. The Clerk was directed to refer the investigation of this matter to Dr. Nimlos, Chairman of the Board of Health, who had previously dealt with a similar complaint against this property.

Mr. Black also made a complaint against the property at 1840 E. Gervais Avenue. He described the property as being cluttered with rubbish, used cars and animals. The home was described as being in violation of the building and nuisance codes. Chairman Luebben moved, Kaeder seconded that the matter be referred to Mr. Moritz for investigation and report and that he be authorized to take the necessary steps for correction.

Ayes - all

Bill LaPlante, 2607 Harvester Avenue, made application to the Board for the position of Gas Inspector. He presented a Masters certificate of competency issued by the City of St. Paul.

Wilbur T. Rowe, 932 Ferndale, appeared and made application for a position as Building Inspector.

Mr. Andrew E. Shuster, 1992 Nona Place, appeared before the Board and presented a letter which was read by the Clerk. The letter pointed out that a tract of land located on the SW corner of Highway No. 36 and Hazelwood Avenue had been purchased from Mr. Peter Moritz. The Shuster-Sylvus Corporation proposed to use the land for the construction of homes. The land is presently zoned Commercial and he requested that it be rezoned for residential use. Mr. Shuster was informed that under the proposed Township rezoning, this area was intended for a Light Industrial Classification, and although it could not prohibit the use of such land for home building, the Board had no intention of rezoning it for that purpose. Mr. Shuster's request was denied.

Mr. Len Kell, 2600 Brand Street, applied for the position of Dog Catcher. After a discussion of the qualifications of and facilities available to Mr. Kell, Chairman

Luebbs moved, O'Mara seconded that Mr. Kell be appointed official Dog Catcher for the Town of New Canada at the compensation rate of \$5.00 for each of the first 25 dogs caught each month and \$4.00 for each additional dog over 25 caught in that same month.

Ayes - all

Mr. Theodore Lillie, Editor of the Ramsey County Review, North St. Paul, appeared before the Board. He requested that the Board continue to use his paper for the publication of official notices. The Board expressed their appreciation for his past services and informed him that such decision would be made at the April reorganization meeting.

A letter was read to the Board requesting approval of a plat known as Belmont Park. Mr. Evans, developer of the area, was present and was informed that Belmont Park was in an area proposed for rezoning to a Light Industrial classification. Luebbs moved, seconded by O'Mara that the plat be referred to the Planning Commission for study and recommendation.

Ayes - all

Thompson, Town Gas Inspector, was present and the discussion was opened with regard to gas inspections in the Township. Thompson informed the Board that Klein Plumbing and Heating Company had installed appliances for which permits had not been obtained until six (6) months after installation. The same report was given on the Modern Homes Construction Company. The Shuster-Sylvus Corporation had delayed obtaining permits from Northern States Power Company until, February, 1956 that should have been obtained in May, 1955. Member O'Mara reported that in a conversation with George Klein in reference to specific installations which were considered unsafe, Mr. Klein had admitted that he had not checked the data on the inspection sheets which were prepared by an unqualified technician. He had promised to make arrangements for retests with a qualified testing bureau. Member, Town Attorney, reported that in a meeting with Thompson and Klein he had found a completely confused situation. O'Mara moved, Luebbs seconded that the Clerk be instructed to send a letter to Mr. Klein informing him that no permits will be issued until all current work has been completed and passed. The Clerk was also instructed to send the following list of instructions to all gas installers, plumbers and appliance installers:

Rules for Gas Permits and Inspections

1. No permits for gas furnaces shall be applied for or issued without an authorization card from Northern States Power Company.
2. Any work started on the installation of gas appliances or furnaces before obtaining proper permits will be dealt with as a violation of the Building Code. When permit is then issued, a double fee will be charged.
3. No person shall turn gas on to any furnace or appliance without first receiving an inspection certificate from the gas inspector. Violations will be dealt with as a violation of the Building Code.
4. After gas has been turned on, test records on furnaces shall be sent immediately to the gas inspector who shall make final inspection within ten (10) days.

Ayes - all

A letter was read from the Planning Commission. The letter informed the Board that it had passed a recommendation that no lot shall be less than 10,000 square feet in area and that the Town of New Canada Building Code be amended to that affect. The change refers to the section in which lots are permitted to be 7,500 square feet in area where sewer service is available.

Chairman Luebben directed that the plat of Edgetown Heights be referred back to the developers with the recommendations of the Planning Commission. The Planning Commission in a letter to the Board recommended approval of the plat subject to provisions for the use of Lots 7 in blocks 2 and 3 for a temporary turn-around for Eldridge Avenue which dead-ends until DeSoto Street in graded through.

In a letter to the Board the Planning Commission recommended disapproval of the plat of Minnehaha Highlands. Reason for the recommendation was the lack of continuity of streets in the proposed plat with presently platted streets. Carley, Town Engineer, pointed out reasons for this apparent lack of continuity. Mr. Raddatz of the Planning Commission was present. O'Mara moved, Luebben seconded that the plat be referred back to the Planning Commission for further consideration in view of the added information given at this meeting.

Ayes - all

A letter from Carley, Town Engineer, was accompanied by prints of the proposed grading plans for that part of Bradley Street in the Pinski Addition and requested approval of the plan. The grading plan was requested by Mr. George Leier, 1079 Woodbridge, St. Paul, Minnesota, who plans to build a house in this sub-division and requires the road grade to properly set the grade of his house. The Clerk was instructed to sign the copies of the proposed grading plan indicating approval and the Town Engineer is to mail a copy of the plan to Mr. Leier so he may begin construction.

Londin, Building Inspector, brought to the attention of the Board a request for approval of Lot 15, Block 1, Thompson Roinstead Park Addition for a building permit. The lot is 74.49 x 200 feet. Approval for issuance of the permit was given.

Londin, Building Inspector, brought up the matter of a request for a building permit for a garage at 1928 Adolphus on property owned by Al Lindner. Lindner requested permission to build on that portion of his lot within 6 feet of County Road A-2. The permit was denied because it blocked the view of the approach and corner. The owner was informed that he would have to build his garage on the north side and to the rear of his house. Londin was instructed to contact Lindner and show him where the garage could be built without violating any code.

Upon the motion of Mr. O'Mara, seconded by Mr. Luebben, the following order was adopted:

Pursuant to authority vested in the Town Board of New Canada by provisions of Section 9, of Town Ordinance No. 8, as amended:

It is hereby ordered that for a period of ninety (90) days, commencing April 1st, 1956 and ending June 29th, 1956, no dog shall be permitted on the streets or roads of the Town of New Canada unless held on a leash by the owner or guardian of such dog and any dog found upon the street that is not on a leash in compliance with this Order shall be seized and impounded as provided in the provisions of Ordinance No. 8, as amended, and the owner of such dog shall be deemed guilty of a misdemeanor and shall be subject to fine not exceeding \$100.00 or imprisonment not exceeding ninety (90) days.

Further, no dog shall be released from impoundment unless the owner or other persons claiming such dog shall buy a license if dog is not licensed and shall pay a fee of \$3.00 plus \$1.50 per day for each day the dog is held. Any dog unclaimed for more than three (3) days shall be disposed of according to law.

Ayes - 3 Nays - 0

Whereupon said order was declared duly passed and adopted. The Clerk was instructed to properly publish and post the order and to obtain as much general publicity as possible to enable all residents of the Town of New Canada to be informed of the order and intention of the Board.

A letter from J. J. Noble, 1781 Arcade Street was read to the Board requesting a street light at the corner of Highway No. 61 and Parkway Drive. The light was removed when the new highway construction took place. Mr. Noble felt it to be in the interest of safety for motorists and residents of the area. The Clerk was instructed to refer this letter to the Board of County Commissioners along with a note of explanation showing that the light would fall on the County right-of-way.

Meeting was adjourned at 12:45 A.M.


Forrest R. Schmid
Clerk

March 21, 1956

Pursuant to due call and notice thereof, a Special Meeting of the Town Board of the Town of New Canada, Minnesota was duly held at the Town Hall in said Town on March 21st, 1956 at 7:30 o'clock P.M.

The following members were present:
Luebben, O'Mara, Kaeder

and the following members were absent:
None

Member O'Mara introduced the following resolution and moved it's adoption:

A RESOLUTION LEVYING TAXES FOR THE PAYMENT
OF \$18,000.00 BUILDING BONDS OF 1956

BE IT RESOLVED, by the Town Board of the Town of New Canada, Minnesota as follows:

1. Whereas, the Town Board at it's meeting held February 23, 1956, levied taxes to provide for the payment of principal and interest upon the bonds authorized to be issued at said date, and

Whereas, the Town Board is now advised that the law requires the levies to be in an amount 5% in excess of the principal and interest requirements for said issue.

Now therefore, be it resolved by the Town Board of the Town of New Canada that the following levies shall be made for the following years:

<u>Year</u>	<u>Amount</u>	<u>Year</u>	<u>Amount</u>
1956	\$1,750.00	1960	\$2,500.00
1957	\$2,250.00	1961	\$2,500.00
1958	\$2,500.00	1962	\$2,500.00
1959	\$2,500.00	1963	\$3,500.00
		1964	\$3,500.00

2. The insertion of the foregoing levies in the said resolution passed February 23, 1956 is hereby ratified and confirmed.

Member Kaeder seconded the motion for the adoption of the foregoing resolution and upon vote being taken thereon the following voted in favor thereof:

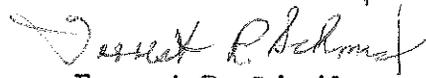
Luebben, O'Mara, Kaeder

and the following voted against the same:

None

Whereupon said resolution was declared duly passed and adopted.

Meeting adjourned at 7:45 P.M.



Forrest R. Schmid
Clerk

April 5th, 1956

The regular semi-monthly meeting was called to order by Clerk Forrest Schmid at 7:20 P.M., April 5th, 1956. All members of the Board were present. The three Supervisors voted for a ballot for Chairman, Waldo Luebben received two votes with one blank ballot. Luebben took the chair as Chairman of the Board of Supervisors.

The meetings of the March 15th, 1956 were read. The recommendation for a lot size of not less than 10,000 square feet was proposed by the Planning Commission as an amendment to the proposed zoning code rather than the New Canada Building Code as stated. Luebben moved, Kaeder seconded that the minutes be accepted as corrected.

Ayes - all

The Clerk then read the minutes of the special March 21st, 1956 meeting. O'Mara moved, Kaeder seconded that they be accepted as read.

Ayes - all

Andrew Berg, Jr., 2062 E. Nebraska Avenue, appeared before the Board. He presented a plat, the A. Berg Addition, for approval of the Board. Mr. Berg was informed it would be necessary for him to wait until Carley, Town Engineer, arrived to determine whether the plat had been previously approved. Mr. Berg left the final plat with the Board.

Helvin Bergstrom, 932 Sterling Avenue, appeared before the Board. He complained of the condition of property located at the corner of Harvester and Ivar Streets owned by Henry Delp. Luebben moved, seconded by Kaeder that the Building Inspector be instructed to inspect the premises and report his findings to the Board and that the Town Attorney then be instructed to write a letter requesting correction of the conditions found out of order on the basis of this report.

Ayes - all

Wally Koehnen, 1745 Edgerton Street, appeared before the Board. The reason for his appearance referred to Kingston Street which extends about 200 feet West of Edgerton Street on the south side of his home and property. Although a platted street, it is not presently maintained by the Town. He complained that residents of the area were parking in the street and blocking his access to the rear of his property where he keeps trucks and equipment used in his business. He stated his willingness to maintain the road but asked that it be kept open for his use and the use of a few others in the area. Mr. Koehnen was informed that the road can be considered private property in common between Mr. Koehnen and the store on the South side of the street. Those parking improperly or illegally can be tagged by Town Officers.

G. F. Rosenwald, 2670 E. Minnehaha, appeared before the Board with regard to property located at 2697 E. Margaret Street. Mr. Rosenwald had previously arranged for a bond to complete a surface structure on a basement home. He has since turned the property over to his daughter and son-in-law who are currently negotiating for completion of the super-structure. The bond was to expire on or about April 1st, 1956 and he requested a ninety (90) day extension to complete arrangements. The request was granted.

Robert Johnson, 1844 Livingston Place and others from the area reported a water condition on their property. It was felt the condition resulted from improper street drainage on Kennard Street. Moritz, Street Supervisor, was instructed to provide relief by doing temporary maintenance until such time as the cause can be corrected by the builders in that area.

Tom Silvis appeared before the Board and requested approval of the Moritz Addition at Hazelwood Avenue and Highway No. 36 for residential use disregarding the matter of zoning which he understood is intended to be classified as Light Industrial. Luebben moved, seconded by Kaeder that the plat be referred to the Planning Commission for recommendation.

Ayes - all

Gerald Domrese, 1507 Service Drive, and a group of his neighbors presented a petition. The petition requested that the following described property be rezoned to Class A Residential: All of Lot 9 and that part of Lot 10 lying Northerly of Highway No. 36 and that part of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ lying S. of Highway No. 36, E. of Northern Pacific right-of-way, all being in Section 10, Town 29, Range 22, Ramsey County, Minnesota. Chairman Luebben accepted the petition on behalf of the Board to be put on file by the Clerk with no action taken on the request.

A discussion followed which outlined the intent and purpose of a proposed zoning code in the process of preparation for several years by members of the Board and the Planning Commission. It was pointed out that zoning was necessary to set aside areas for business and industrial purposes which would be attractive to those seeking such areas. The establishment of such businesses and industries would in turn aid in paying the taxes for necessary services in the Town. At this point the zoning ordinance was introduced. The recommended changes of the Planning Commission in reference to minimum lot sizes were made in the ordinance. Luebben moved, Kaeder seconded that the following ordinance be adopted:

ORDINANCE NO. 29

ZONING ORDINANCE

AN ORDINANCE REGULATING AND RESTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDING AND OTHER STRUCTURES; THE PERCENTAGE OF LOT THAT MAY BE OCCUPIED; THE SIZE OF YARD, COURTS, AND OTHER OPEN SPACES; THE DENSITY OF POPULATION; THE LOCATION AND USE OF BUILDINGS AND LAND FOR TRADE, INDUSTRY, RESIDENCE, OR OTHER PURPOSES; CREATING DISTRICTS FOR SAID PURPOSES AND ESTABLISHING THE BOUNDARIES OF SUCH DISTRICTS; PROVIDING FOR CHANGES IN THE REGULATIONS, RESTRICTIONS, AND BOUNDARIES OF SUCH DISTRICTS; DEFINING CERTAIN TERMS USED HEREIN; PROVIDING FOR ENFORCEMENT; AND IMPOSING FINES AND PENALTIES FOR VIOLATIONS.

Ayes - all

Chairman Luebben set a special hearing for 7:30 P.M., Thursday, April 26th, 1956 for the purpose of hearing all interested persons with regard to proposed changes in the zoning map which will be adopted as a part of the above ordinance. The Clerk was instructed to make arrangements for the use of the Gladstone School Auditorium and with the Town Attorney to prepare and post proper notices of said hearing.

J. K. Ballinger, 609 - 7th Avenue, S.W., North St. Paul appeared before the Board requesting approval of the plat known as Ballingers Addition. He was informed that approval was given subject to certain recommended changes suggested by the Planning Commission. The Clerk and Town Engineer were instructed to arrange final approval.

Because there was some question on the previous approval of the A. Berg Addition, arrangements were made to furnish the Planning Commission a topographical map of the Addition along with the final plat at their meeting on the following Monday.

Hinton J. Duppong, 2705 E. Minnehaha Avenue, requested that Lot 12, Block 1, Cahanes Acres which is located near Minnehaha Avenue on Highway No. 100 (East County Line Avenue) be rezoned to a Business and Commercial classification for the purpose of building a cabinet shop. He presented the proper petitions. Luebben moved, Kaeder seconded that a resolution be adopted setting a hearing for 8:00 P.M. on Thursday, April 19th, 1956 to hear the above petition and instructing the Clerk to post notice of the hearing.

Ayes - all

Welby Peloquin, 1939 Chamber Street, and several associates appeared before the Board requesting information on the necessary steps to gain approval of a proposed plat. The subject property is located at Birmingham and County Road B. The developers of the property were referred to Carley, Town Engineer, for complete instructions on how to set up the plat and roads.

O'Mara moved, Luebben seconded that the Clerk buy necessary supplies for Town Officers and employees not to exceed \$100.00 at any one time and not more than a total of \$500.00 for the fiscal year 1956. Ayes - all

Luebben moved, Kaeder seconded that Fredrick P. Memmer be appointed Town Attorney for the fiscal year, 1956.

Ayes - all

Luebben moved, O'Mara seconded that Dr. Kenneth Nimlos be appointed Health Office and Chairman of the Board of Health and Mrs. Peterson as a member of the Board of Health.

Ayes - all

O'Mara moved, Kaeder seconded that fees for posting of Health Inspection placards be \$3.00 for the first on each day and additional posting \$1.50, the same day, such fees to be collected by the Constables, Police Officers or Members of the Board of Health as ordered by the Health Officer.

Ayes - all

Luebben moved, Kaeder seconded that the Town continue the \$25,000.00 bond held at the First State Bank of St. Paul as security for the Town funds.

Ayes - all

O'Mara moved, Luebben seconded that the Town Treasurer Surety Bond be increased to the amount of \$50,000.00.

Ayes - all

Luebben moved, Kaeder seconded that the Electrical Inspector be paid \$2.50 for each inspection.

Ayes - all

O'Mara moved, Luebben seconded that the Building Inspector be paid \$2.50 for each inspection and \$2.50 for each Building Permit issued where the Inspector must visit the site and \$1.00 for each Building Permit issued where he does not visit the site.

Ayes - all

Kaeder moved, O'Mara seconded that Howard Zeimer, Leonard Pepin, George Ziolkowski, Russell Allen be appointed Police Officers and that Mrs. Peterson be appointed a Special Police Officer for the Health Department and that Peter Moritz be appointed as Special Police Officer for the fiscal year, 1956.

Ayes - all

Luebben moved, Kaeder seconded that the Ramsey County Review be chosen as the official newspaper for the Town of New Canada for the fiscal year, 1956.

Ayes - all

Luebben moved, O'Mara seconded that the First State Bank of St. Paul be chosen as the official depository of the Town of New Canada for the fiscal year 1956.

Ayes - all

Luebben moved, Kaeder seconded that Milner Carley be appointed as the Town Engineer for the fiscal year 1956 with an annual fee of \$2,400.00 per year.

Ayes - all.

Luebben moved, Kaeder seconded that Peter Moritz be appointed as the Superintendent of Streets with a monthly salary of \$350.00 per month. It is understood that this full time Superintendent of Streets rate of pay is based upon a 40 hour work week with the understanding that overtime shall be compensated for by equal time off.

Ayes - all

Luebben moved, Kaeder seconded that Anthony Jungman be appointed as Equipment Operator for the Town of New Canada for the fiscal year 1956 at the rate of \$300.00 per month. It is understood that this full time Equipment Operator rate of pay is based upon a 40 hour work week with the understanding that overtime shall be compensated for by equal time off.

Ayes - all

O'Mara moved, Luebben seconded that the compensation of the Deputy Clerk be set at a monthly salary of \$225.00 per month, with hours from 9 to 4 each day except Saturdays which will be 9 to 12. The salary is subject to adjustment by further action of the Town Board.

Ayes - all

O'Mara moved, Kaeder seconded that the Gas Inspector be paid \$2.50 per inspection for

the fiscal year 1956.

Ayes - all

Kaeder moved, Luebben seconded that the Sewer Inspector be allowed a \$1.00 car allowance per inspection.

Ayes - all

Luebben moved, O'Mara seconded that the regular salaried full time employees who have worked for the Town for more than one year be given two (2) weeks vacation with pay.

Ayes - all

Luebben moved, O'Mara seconded that the following resolution be adopted and that the Clerk be instructed to forward a copy of said resolution to the County Assessor.

"Be it resolved, that Howard H. Spiess, 1873 Hazelwood Avenue, St. Paul 17, Minnesota, is hereby recommended and appointed by the Board of Supervisors, Town of New Canada, to act as Assessor for said Town and is to carry out the duties of that office under the direction of the County Assessor of Ramsey County, Minnesota for the year 1956."

Ayes - all

Luebben moved, Kaeder seconded that the following ordinance be adopted:

ORDINANCE #30

AN ORDINANCE AMENDING ORDINANCE #19 ENTITLED, "AN ORDINANCE REGULATING THE PARKING, STANDING OR STOPPING OF MOTOR VEHICLES WITHIN THE TOWN OF NEW CANADA".

Ayes - all

A letter from Vernon Christensen, Town Electrical Inspector, was read regarding Ben Padwal who wired for a furnace at 1715 Edgerton Street, owned by Mrs. Eva Nelson. The installer failed to obtain a license and certificate of electrical inspection and has refused to do so. The Board advised Christensen to obtain a summons for Mr. Padwal and bring him into Justice of the Peace Court for his failure to comply.

A second letter from Christensen referred to the Lundquist Electric Company, 1129 Payne Avenue. This firm did wiring in homes at 777 Mayhill, 2216 Payne Avenue and 2663 Elm which did not pass inspection. The installer refused to correct the work until the Electrical Inspector advised the installer that a warrant for the arrest of installer would be sought. The work was completed in March, 1956. Christensen requested that the license of the installer not be renewed. The Clerk was instructed by the Board not to issue a license or permit to Lundquist Electric until that firm appears before the Board.

Meeting adjourned at 12:50 P.M.



Clerk

April 19, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:25 P.M. All members of the Board were present.

Kaeder moved, O'Mara seconded that the minutes of the April 5, 1956 meeting be accepted as read.

Ayes - all

Phil Pheilsticker and Mr. Brown of the Downtown Ford Company appeared before the Board. They requested that the regulations with regard to the operation of used car lots in the Township be so modified as to allow them to conduct business from 1 P.M. to 6 P.M. on Sundays. Their place of business is at White Bear Avenue and North St. Paul Road. Mr. Brown stated that such action would bring increased business and taxes to the Town. The Board did not agree with this viewpoint unless additional sales and service accommodations were provided. It was pointed out that only two communities surrounding the Twin Cities permit Sunday operation and in both cases the businesses include more than used car sales. The Board agreed to consider the request but took no action.

Pursuant to due call and notice thereof, the special hearing set for 8 P.M. was declared open by Chairman Luebben. Purpose of the hearing was to rule on the petition for the rezoning of Lot 12, Block 1, Cahanes Acres, located on East County Line between Minnehaha Avenue and East Seventh Street, from Residential to Business and Commercial. The owners stated his intent to build a cabinet shop at that location. Chairman Luebben called three separate times for objectors to the proposed rezoning. None appeared. Mr. Raddatz of the Planning Commission stated that the group had found no objection to the request. Kaeder moved, O'Mara seconded that the requested rezoning be approved.

Ayes - all

Albert Philip, 2557 Highway #61, requested that he be allowed to move his residence from it's present site to another portion of his property. Mr. Philip owns ten (10) acres of property bounded approximately on the south by County Road C and on the east by Highway #61. He proposed to move it to the southwest corner of the acreage. It was pointed out by the Board that it would be Mr. Philip's responsibility to provide and maintain a road to his home. He agreed. The Board felt that with this understanding they could do nothing but approve his request.

Arnold Teich, 528 Como Avenue, requested that he be allowed to break two (2) lots he owns into three (3) lots. The property was described as follows: The W. 125 feet of Lot 29, Block 1, Midville Acres and the E. 125 feet of the W. 250 feet of Lot 29, Block 1, Midville Acres. This action would result in each of the three (3) lots falling well below the required 10,000 square foot minimum. The request was denied. Mr. Teich also requested permission to divide into two (2) lots, property on the south side of Midville Place, Lot 1, Block 2, Midville Acres, which is presently 200 feet by 100 feet. A corner has been cut off one side of the property for street purposes and would make one (1) lot also fall below the required 10,000 square foot minimum. In this case the amount would be small. Londin, Building Inspector, was instructed to inspect the property to determine whether it would be advisable to allow this division of property.

Mr. Oscar Deyo, 1350 Kohlman Avenue, appeared before the Board. He requested that a street light be installed in front of 1350 Kohlman Avenue for the protection of children and property. A petition from a group of the area residents had been submitted to the Board prior to this meeting. The location referred to is at the intersection of Kohlman Avenue and Kohlman Lane. Luebben moved, Kaeder seconded that the Clerk be instructed to write a letter to Northern States Power Company requesting that a light be installed at that point.

Ayes - all

Mr. Deyo also requested that 30 mile per hour signs be placed in the area. Luebben moved, seconded by Kaeder that the request be referred to Mr. Chenowith of the County Highway Department.

Ayes - all

Andrew Berg, Jr., 2062 E. Nebraska Avenue, requested information as to the disposition of the plat of Berg's Addition left with the Board at the last meeting. A letter was read from the Planning Commission in which they recommended approval except it was pointed out that Trellis Avenue, Mayo Road and Tim Street are only half streets. They also noted that the plat had not been previously submitted to that group for approval. Mr. Berg plans to build only on that portion of the plat where a full street exists. He also stated that he was attempting to arrange for completion of the streets mentioned above. O'Mara moved, Kaeder seconded that the plat be approved. Carley, Town Engineer, viewed the plat and gave his approval.

Ayes - all

Ruth Osland, 1876 W. Kenwood Drive, appeared before the Board. She made reference to an area south of County Road A-2 and west of Arcade Street in Parkside #1. This area has been donated to the Town for playground purposes and is being used for that purpose. She pointed out that the area in question needed some additional fill and requested that the Township provide it. Luebben moved, seconded by O'Mara that the Town Engineer examine the area to determine the needs and report his findings.

Ayes - all

Mrs. Osland also requested a street light at Bellwood and W. Kenwood Drive. O'Mara moved, Luebben seconded that the Planning Commission be requested to make a survey of the populated areas of the Township and recommend to the Town Board the proposed locations of street lights on Township and County streets. The recommendations are to be divided into priority categories as the number of lights that can be installed this year is limited to approximately 50. The Planning Commission should also bear in mind that the lights on County property are to be paid for by the County and should not be included in the list recommended for the Township.

Ayes - all

Mr. Bendickson, 336 N. Concord, present dog-catcher for South St. Paul and Newport was present and expressed his interest in a similar position for the Town of New Canada. He pointed out that he had the proper and necessary facilities for picking up and keeping the dogs. He described his method of handling the financial arrangements for his present employers. Mr. Bendickson agreed to properly identify his truck, to await notice of his appointment and to use judgement in carrying out his duties to the best interests of the residents of New Canada. O'Mara moved, Luebben seconded, that Mr. Bendickson be appointed to the position of dog-catcher at the rate of \$4.25 per hour for his time in picking up the dogs and the use of his transportation, \$1.00 per day pound fee, \$1.00 per dog for disposal and \$1.00 per dog for burial.

Ayes - all

O'Mara moved, Luebben seconded that Mr. Bendickson be appointed as a Special Police Officer of the Town of New Canada.

Ayes - all

Tom Silvis appeared before the Board. The Clerk read a letter from the Planning Commission regarding the Moritz Addition at Hazelwood and Highway #36, which Mr. Silvis had presented to the Board at the last meeting. The Planning Commission recommended approval of the plat in view of the fact that it meets minimum requirements. They recommended that the Town Board remind the developer that this property has been previously rezoned Commercial and that if there is any way possible, the developer should be required to advise each purchaser of that fact. O'Mara moved, Kaeder seconded that the plat be approved.

Ayes - all

Dr. Gulden, North Oaks Farm, appeared before the Board with reference to a lot owned by him at the S.E. corner of Barkley and Gulden Place. He stated that he had found a prospective buyer if the drainage problem on the lot could be corrected. In order to make use of the property, a drainage ditch or line would have to run in an easterly direction across the Gulden Place side of lot, then turn to a generally southerly direction to the south side of the lot and then run east again to Wakefield Lake. It was felt that an underground line would be necessary to provide proper drainage in the street and satisfy the property owner to the south. Dr. Gulden requested that the Town provide the necessary drainage. He was informed that the Township would establish the drainage line, but that the cost would have to be borne by the Gulden Wakefield Development Company. Carley, Town Engineer, was instructed to examine the property and report to the Board the advisability of running a ditch across the north side of the lot.

A petition was presented to the Board by Mr. Peloquin requesting that the alley of the entire Block 22, Sabin Addition, located at the S.W. corner of Birmingham and Leland Road be vacated. The petition was signed by Paul Peloquin, Merle Waite and Raymond Sivard. Luebben moved, O'Mara seconded that Memmer, Town Attorney, complete the necessary legal requirements and that the costs of said vacation be borne by the property owners at the actual cost of publication.

Ayes - all

A letter from the Planning Commission was read. The letter stated that the Minnehaha Highlands plat, prepared by M. W. Carley, was approved by that group by a split decision. They recommended that any future developments presented for approval should give serious consideration to the continuity of streets between developments. The Planning Commission further recommended that if possible, the name of the developer should be included on plats submitted for approval. O'Mara moved, Luebben seconded that the plat of Minnehaha Highlands be approved.

Ayes - all

O'Mara moved, Luebben seconded that the plat of the N.E. $\frac{1}{2}$ of the N.E. $\frac{1}{4}$, Section 17, Town 29, Range 22, known as Littles 2nd Addition be submitted to the Planning Commission for study and recommendation.

Ayes - all

A letter from Carley, Town Engineer, was read to the Board. The letter concerned his inquiries, as requested earlier by the Board, into the proposed adoption of a new electrical code, submitted by the Electrical Inspector. Carley checked with Moundsvew, Roseville, Arden Hills and New Brighton and was informed that they contemplated no change at the present time. All are using the same code as New Canada with the exception of Roseville which now requires 100 ampere service. The Building Codes of the above named subdivisions adhere to the National Electrical Code and the State Wiring Code. Christensen informed the Board that the state code requires 100 ampere, three (3) prong systems in kitchens, bathrooms, basements, outdoor garages and breeze-ways. It was proposed that an amendment to the present code be drawn up requiring three (3) prong receptacles, 100 ampere service and metallic cable. Memmer and Christensen

were instructed to meet and prepare this proposed amendment.

Londin, Building Inspector, reported that he had visited the Henry Delp property on Evar Street and found no evidence of an unusual or unsightly appearance. Mr. Delp agreed to correct whatever objectionable conditions that did exist. It was decided to allow Mr. Delp the time and opportunity to make such corrections. The Building Inspector was instructed to watch the property to insure the owner's compliance.

Moritz, Street Supervisor, reported that he had received complaints that dogs from the North St. Paul pound were being kept in the Township in the vicinity of Ariel Street. The resulting disturbance was reported by neighbors in the area. Memmer, Town Attorney, was instructed to investigate and determine what action could be taken.

Another letter from Carley, Town Engineer, was read with regard to street construction in the area known as Edgeview #2. The owner requested an estimate on the cost of completing the following streets: Rosewood Avenue from Kennard to Kennard and Kennard between the two ends of Rosewood Avenue. The owner proposed to post a performance bond so that Building Permits could be obtained before completing the streets. The engineer's estimate of cost for stabilization and placing of culverts was \$6,000.00. It was decided that approval would be withheld until it could be determined by the Town Attorney what the developer's intentions are with regard to the drainage ditch in the area. He was instructed to request a deed for the drainage area property if the developer did not plan to complete that portion of Kennard Street bordering the area.

Meeting adjourned at 1:05 A.M.



Clerk

April 26, 1956

Pursuant to due call and notice thereof, the Special Public Hearing, set for April 26, 1956, in the Gladstone School Auditorium, to consider areas as described and proposed for rezoning in duly published and posted notices, was called to order by Chairman Luebben at 8:10 P.M. All members of the Board were present.

Chairman Luebben and Member O'Mara gave brief explanations of the purpose of the hearing. They described the content and intention of the Zoning Ordinance, Ordinance No. 29, as adopted at the April 5, 1956 Regular Meeting of the Board. It was pointed out that this meeting was designed to hear any and all objections to the adoption of areas proposed for rezoning by joint action of the Board and Planning Commission. The map, on display at the meeting, showed the rezoned areas and would become a part of the Ordinance, when and in the form adopted.

Chairman Luebben then called for the reading of the first description of property proposed for rezoning. Memmer, Town Attorney, read the descriptions and pointed out the exact location of each on the map of the Township. The first classification considered was Business and Commercial.

All of the following in Section 1, Town 28, Range 22:

$N\frac{1}{2}$ of $NW\frac{1}{4}$ of $NW\frac{1}{4}$;
 $N\frac{1}{2}$ of $NE\frac{1}{4}$ of $NW\frac{1}{4}$;
Block 5 of Brower Park Addition;
 $S\frac{1}{2}$ of Lots 14 and 15 of Wright's Garden Lots;
 $NE\frac{1}{4}$ of $NE\frac{1}{4}$ of $SE\frac{1}{4}$.

At this point, Frank Bradac stated a general objection to the Zoning Ordinance on behalf of property owners in the area described, who were not present. He stated it was a violation of his Constitutional rights. Chairman Luebben asked that the persons present confine their remarks and objections to those areas in which they have a vested interest. There were no further objections to the areas described in Section 1.

Jim Alfonso asked if it was not necessary to notify property owners within 500 feet of an area proposed for rezoning by mail. It was explained that under the old system that it could be done without notification of any property owner but that the practise was to require a petition signed by 51% of the property owners within 500 feet. The new Ordinance requires mail notification of property owners within 200 feet after this map has been approved.

The second area considered is found in Section 12, Town 28, Range 22:

$E\frac{1}{2}$ of $SE\frac{1}{4}$ of $NW\frac{1}{4}$.

No objections were made to this area.

The next area considered was all of the following in Section 13, Town 28, Range 22:

Lots 2, 3 and 4 of Carver Lots.

There was no objection to the rezoning of this area.

Then considered was all of the following in Section 2, Town 29, Range 22:

All of the E. 250 feet of the N. 500 feet of that part of the $NE\frac{1}{4}$ of $NW\frac{1}{4}$ lying West of White Bear Avenue;
Lots 20, 21, 22, 23 and 24, Homeland Addition.

No objections were voiced regarding this area.

The next area considered was all of the following in Section 15, Town 29, Range 22:

Block 1 of Gladstone.

There were no objections to the rezoning of this property.

Next considered was all of the following in Section 16, Town 29, Range 22:

Blocks 1, 2 and 3 of Lincoln Park;
Kuhl's Rearrangement of Lots 1, 2 and 3, 20, 21 and 22 of Block 2, Lincoln Park;
All of that part of $SW\frac{1}{4}$ of $NE\frac{1}{4}$ lying South of Soo Line r/o/w;
All of $SE\frac{1}{4}$ of $NW\frac{1}{4}$ lying South of Soo Line r/o/w;
 $W\frac{1}{2}$ of Government Lot 2;
All of Block 1 and the $E\frac{1}{2}$ of Block 2;
Cavanagh and Dawson's Addition to Gladstone.

The question was raised at this point as to what type of business is included in Business and Commercial districts. Member O'Mara read that part of Ordinance No. 29 which deals with that classification. No objections were raised on this area.

Chairman Luebben then called on Senator Leslie E. Westin to give some information he had prepared on the school tax situation. Senator Westin gave a clear and comprehensive explanation of the future prospects for continually increasing school needs which consume by far the largest share of the tax paid by Town residents.

The members of the Planning Commission present were then introduced at the request of a member of the audience.

The next classification considered was that of Light Manufacturing.

The first of these areas considered is all of the following in Section 3, Town 29, Range 22:

Lots 75 to 90, inclusive, of Gardena Addition;
All of SW $\frac{1}{4}$ of NW $\frac{1}{4}$;
Tracts A and B of Registered Land Survey #15;
All of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ lying West of N.P.R.R.

A question was then asked as to the type of industry allowed in a Light Manufacturing district. Member O'Mara read the regulations of Ordinance No. 29 with regard to that classification.

Mrs. Pfeiffer referred to the fact that Highway No. 61 had been designed as a parkway. She stated her objection to it's use as a Light Manufacturing District. She suggested other Town roads be used for this purpose. Chairman Luebben then asked if Mrs. Pfeiffer was a resident of the Township and she replied that she was not. He answered her objection with the statement that it was the intent of the Board to keep the industrial plants as attractive as possible, but that beauty did not pay for itself. He felt the taxes to be gained were far more necessary and desireable.

Fred Meyer asked if it was not necessary for these businesses to bring their plans before the Board before construction. The section of the Ordinance requiring this action was then read.

Mr. Ballinger asked if that type of restriction would not necessarily restrict the businesses and industries that would consider moving into the area. It was pointed out that if the businesses were not of the financial caliber that could afford to put in decent buildings, it would not be desireable to have that business.

No other objections were noted to the above mentioned areas.

The next area considered was all of the following in Section 4, Town 29, Range 22:

All that portion of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ lying within 500 feet of Highway #61;
All of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ West of Highway #61;
All of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ East of and within 500 feet of Highway #61 (Part of Kohlman's Lakeview Addition);
Lots 91 through 100, inclusive, 102 and 103, Gardena Addition;
All of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ lying East of Highway #61;
All of SE $\frac{1}{4}$ of NE $\frac{1}{4}$ lying West of and within 500 feet of Highway #61;
All of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ lying West of and within 500 feet of Highway #61.

Mrs. Horace Thompson, a resident of White Bear Township, spoke in favor of block zoning as opposed to strip zoning. Mr. Hughes asked for and received a brief explanation of strip zoning.

There were no objections voiced to this last section of property in Section 4.

The next property considered was all of the following in Section 9, Town 29, Range 22:

That part of NE $\frac{1}{4}$ of SW $\frac{1}{4}$ lying North of Highway #36;
Blocks 10, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, and 24
of Clifton Addition;
All of NW $\frac{1}{4}$ of SE $\frac{1}{4}$;
Lots 1, 2, 3, 4, 5 and the E. 500 feet of Lots 6, 7, 8, all of
Lot 11 and the W. 500 feet of Lots 14 to 18, inclusive of W. H.
Howard's Garden Lots;
All of Speiser's Arbolada Addition;
All of Huntingdon Park;
All of Summer Palace Addition.

Mr. and Mrs. Donald Hughes, who have property on the south side of Highway #36 raised an objection to the rezoning of this area. There were no other objections voiced.

The consideration then moved to all of the following in Section 10, Town 29, Range 22:

All of NW $\frac{1}{4}$ of SW $\frac{1}{4}$;
S $\frac{1}{2}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$;
All of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ lying East of N.P.R.R.;
All of S $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$;
That part of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ lying West of Barclay Street;
All of W $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$;
All of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ except SE $\frac{1}{4}$ thereof;
All of W $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$;
Lots 9, 10, 11, 12, 14, 15 and 16 of E. G. Roger's Garden Lots;
All of Brighton Park;
All of Bronson's Subdivision of Lot 13 of E. G. Roger's Garden Lots.

Mr. Ballinger asked that the Board make an exception in the case of Ballingers Addition which is a part of E. G. Roger's Garden Lots. The Board agreed to reconsider this area.

Mrs. Shade requested that a small piece of property along Highway No. 36, owned by her, be allowed to remain Farm Residence. She stated she had no intention of ever selling this property for industrial purposes and that to rezone it would be a waste of effort.

George Rossback, who lives on County Road C adjacent to a strip near the railroad tracks, brought that area up for discussion.

Objections were also raised with regard to the rezoning of property at Hazelwood and Highway No. 36. The discussion centered around property known as Moritz Addition, presently in the process of development by the Shuster-Silvis Corporation. It was pointed out that the developer was aware of the classification of this property at the time it was purchased. The Board agreed to recognize the objection to this area for further consideration.

The next area considered was all of the following in Section 11, Town 29, Range 22:

All of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ lying West of White Bear Avenue.

Frank S. Bradac voiced an objection to the rezoning of this area.

The discussion moved to all of the following property in Section 14, Town 29, Range 22:

SE $\frac{1}{2}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$;
S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$;
All of SW $\frac{1}{4}$ of NW $\frac{1}{4}$ lying N. of Soo Line r/o/w.

Mr. Domerose referred back to the prior area in Section 11. He stated that the State of Minnesota had indicated that restrictions were placed on the property near the highway and that it could not be used for business purposes. Chairman Luebben promised that an investigation of this matter would be made.

The discussion returned to the property in Section 14. There were no objections to the rezoning of this area.

The next area considered was all of the following in Section 15, Town 29, Range 22:

That part of S $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ lying N. of Soo Line R.R.;
That part of S $\frac{1}{2}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ lying N. of Soo Line R.R.;
That part lying between N.P.R.R. and Clarence Street and the Soo Line R.R.
and Frost Avenue.

No objections were heard on the rezoning of this area.

Final area in the Light Manufacturing classification was all of the following in Section 24, Town 29, Range 22:

NE $\frac{1}{4}$ of NE $\frac{1}{4}$.

There were no objections to the rezoning of this area.

The next classification to be considered was that of Heavy Manufacturing. Chairman Luebben explained that property so classified would not be allowed to remain in that classification if it was found that there were no buyers, after a reasonable period of time had elapsed.

The first area to be considered was all of the following in Section 24, Town 29, Range 22:

All of SW $\frac{1}{4}$;
All of SE $\frac{1}{4}$ except the SE $\frac{1}{4}$ thereof;
SE $\frac{1}{4}$ of NW $\frac{1}{4}$;
E. 250 feet of the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$;
S $\frac{1}{2}$ of NE $\frac{1}{4}$.

There were no objections to this rezoning.

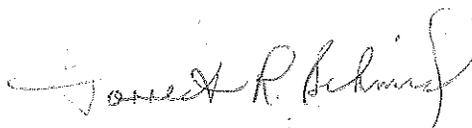
The last area considered was all of the following in Section 36, Town 29, Range 22:

All of Tanners Lake Outlots;
All of Ellen Grove Addition (Being all of SE $\frac{1}{4}$).

No objections were voiced with regard to this area.

Chairman Luebben then explained that further consideration would be given to those areas where objections had been made. Only those areas would again be considered and all property for which no objections had been made would not be discussed in future meetings. He then set a continuation of this Hearing for 8 P.M. on Thursday, May 10th, 1956 at the Town Hall for reconsideration of the excepted areas.

Meeting was recessed at 11:40 P.M.



Clerk

May 3, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. All members of the Board were present.

Two corrections were made in the Minutes. The property of Mr. Albert Philip is bounded by County Road C on the North rather than the South as stated. The subdivision referred to as Midville should read Midvale. Luebben moved, O'Mara seconded that the minutes be accepted as corrected.

Ayes - all

Sven Anderson appeared before the Board in response to a request for information on the

purchase of insurance on the Town road equipment. He proposed an all-risk coverage policy which would cover not only the new road grader, soon to be delivered, but also the other road equipment and tools. The \$1,000.00 policy recently purchased on the small tools which are stored in the Wetch building can be incorporated in the new policy. Coverage would be for fire, extended coverage and theft. The theft coverage would be on a \$100.00 deductible basis. The cost of this insurance would be \$1.25 per \$100.00 of coverage for a three (3) year period. Mr. Anderson left a copy of the policy for the Board's consideration.

A representative of the Roman Construction Company, 1573 English Street, inquired about the regulations with regard to trailer camps. The proposed camp was to be established at Highway No. 36 and English Street. Chairman Luebben explained that there was not a very favorable attitude among residents of the Town toward the establishment of additional trailer camps and that it would be wise, if possible, to discard any such plans. The gentleman agreed to discard his plans.

Charles Yarga, 1937 Jackson Street, appeared before the Board. He requested information as to the Board's intentions for providing street lighting. He referred specifically to James 1st Addition, in the area of Jackson Street, Adolphus Street and County Road A-2, where two (2) lights were requested by residents. Chairman Luebben pointed out that this matter had been referred to the Planning Commission for study and recommendation and that their request would be brought to the attention of that group.

Mr. Yarga also asked if there was any plan by the Town to sod the boulevards. Member O'Mara pointed out that the only time sodding was done is when required by V.A. or F.H.A. agencies. He further explained that the Town would not undertake any sodding projects and that it was entirely up to the individual property owners in the area.

Mr. Yarga also further requested information on the police protection available. A brief summary of the present police system and plans for the near future were given. This led to a discussion of the "peeping tom" reported in that area. The first report of the trouble was made to the Town Police on last Monday. Pepin reported he had investigated but had found nothing at the time. The area residents were promised full cooperation in an effort to solve their problem.

George Tait appeared before the Board representing a group of residents of the Hills and Dales area. He stated that the developer had failed to keep his promises for adjustments of complaints and particularly had improperly and inadequately provided sewage disposal for the area. In some cases it was felt the drainage overlapped property lines. In the discussion, the question arose as to whether there is sufficient property to meet the minimum standards as to distance between wells and cesspools. John McNulty, 2029 Duluth Street registered a complaint against the V.A. inspector stating he felt the inspector favored the developer. W. E. Shift, 2026 Duluth Street, William Wordell, 1206 E. Skillman, and Allan Kelly, 1226 E. Shryer Avenue, all members of the group, expressed opinions and complaints. Moritz, Street Supervisor, reported he had contacted Mr. Herman, the developer, and had been promised that the situation would be corrected, at 4:30 this afternoon. The Clerk was instructed to withhold the issuance of permits to this developer until both Londin, Building Inspector, and Moritz have given their approval.

Keh Ridler, 2195 Day Road, whose present home is on Lots 9 and 10 of Heinemann's Belleview Addition. He asked permission to build a new home on or near Lots 7 and 8 of that Addition. This property is on the south side of County Road B and East of Highway No. 61. Day Road is not graded and is unlikely to be graded because of a culvert which provides drainage in the area of County Road B. Mr. Ridler gains access to his home through the alley, which he maintains, behind his home. He stated the land is impractical for public sale and use and would always have to be used on a private basis. Memmer, Town Attorney, was instructed to draw up an agreement for Mr. Ridler's signature to the effect that he and any future owners would make no demands upon the Town for road maintenance. He would then be granted permission to build in the area. Mr. Ridler agreed to this arrangement. Luebben moved, Kaeder seconded that the matter be referred to the Town Attorney.

Mr. Fooshe, 436 Mt. Curve Boulevard, appeared before the Board with regard to property bounded by Hazelwood Avenue on the west, the Soo Line tracks on the south, Prosperity Road on the east and Junction Avenue on the north. The property was purchased with the idea that the Evans Construction Company would develop the area. Mr. Fooshe now feels that the developer does not wish to exercise the option. He learned that the area was included in the Light Manufacturing classification on the new zoning ordinance map and requested that it remain in it's present Farm Residential classification. The Board took no action on the request but agreed to consider it along with other objections made at the hearing held April 26th.

Upon motion by Luebben, seconded by O'Mara, the following resolution was adopted:

"RESOLVED, That the Chairman and the Clerk are hereby authorized and directed to enter into a contract with John Klune, developer, for stabilization and surfacing of all of the following streets:

Southlawn Drive from Edgell Road to County Road C
Bittersweet Lane from Edgell Road to County Road C
Edgell Road from Bittersweet Lane to Southlawn Drive

in Crestmeor Addition, said contract to be accompanied by a surety bond in the amount of Six Thousand Five Hundred and 00/100 (\$6,500.00) to guarantee completion of the work in accordance with all street ordinances, rules, and regulations of the Town."

Ayes - all

George Stanich, 805 New York Building, St. Paul, requested information as to when the assessments would be spread on the Stanich Addition. Carley, Town Engineer, informed the Board that it is necessary to wait until the weather permits the completion of the work in this area. The assessments are to be spread when the final cost is known.

Mr. Stanich also requested that Hazel Street be opened between Larpenteur and North St. Paul Road. He was informed that although the proper road reservation had been made by one of the property owners in that area, it had not been officially filed. The Board does not have the power of condemnation in order to acquire the road rights and therefore the Board cannot take the requested action.

Mr. Stanich then requested that the Town fill an area along Larpenteur Avenue at the intersection with Luella Road, a proposed extension of a city street so-named, between Ruth Avenue and Hazel Street. In the past a culvert has been installed in that area for the purpose of draining the low spot. The city filled the property to the South blocking natural drainage and thus forming a pool on the north side of Larpenteur. It was then recommended by Carley, Town Engineer, that Mr. Stanich contact the County and City as a private citizen to obtain relief, but that the Town should not be a party to the request. The Board concurred with this recommendation.

Luebben moved, Kaeder seconded that a hearing be set for 8 P.M. on May 17, 1956 for the purpose of considering the vacation of the alley in Block 22, Sabin Addition. Memmer, Town Attorney, was instructed to prepare the proper notices and publication for this hearing.

Ayes - all

Mr. O'Mara then asked for the report requested at a previous meeting on the hourly rates of pay for common labor in use by the County. Moritz, Street Supervisor, provided the information. Luebben moved, Kaeder seconded that the County pay scale be established as the official Town pay scale.

Ayes - all

Mrs. Peterson of the Health Board reported that the official publication for clean up in the Township had been made. Certain locations where problems were anticipated were found to be in good condition upon a later inspection of these areas. She indicated, however, that in some cases more drastic action would be necessary.

Mrs. Peterson brought up for discussion, the trailer court known as Philipville on Highway No. 61. Mrs. Peterson stated that upon inspection of the area she had learned from the owners that a drain field had been installed. It had been hastily covered and was not inspected by our Sanitation Inspector when completed. Upon further investigation, Mrs. Peterson had found a number of women in the area who indicated they had witnessed the digging of the trenches, the laying of drain tile and the pumping of sewage into the trenches which were then covered. She requested that the owner be forced to open this system so a proper inspection could be made.

Moritz reported that he had found an open drain into the farm area behind the commercially zoned property. This open drain led into a swamp area which drains into Kohlman Lake. It was felt that contamination of that lake would result.

Londin, Building Inspector, reported that a number of trailers had been added to the Court without requesting or paying for the necessary permits. The thirty (30) original trailers were installed before the adoption of the Building Code, on September 23rd, 1954, which established the permit requirement. He reported that twenty-four (24) more had been installed after that date and that twenty-eight (28) more installations are contemplated. The Board instructed the Town Attorney and Building Inspector to contact Mr. Philip and advise him of the rules and regulations of the Township and that these rules and regulations would be enforced. The Clerk was instructed to write a letter to the State Department of Health informing them that the Town Board did not feel any further expansion of this trailer court was warranted because of the health conditions.

Mr. Robert Evans appeared before the Board with regard to the same area that Mr. Fooshe had described and discussed earlier in the meeting. He also requested that the property not be rezoned to a Light Manufacturing classification. This property includes a proposed plat, known as Belmont Park, presented to the Board at a previous meeting and referred to the Planning Commission. The Planning Commission's recommendation on the Belmont Park plat were then read. The plat was examined by that group and it was found to meet the minimum requirements. They noted that the plat was in the area recommended for rezoning to Light Manufacturing and that there had been no disension expressed. It was decided to hold the plat until a later meeting for action.

The Planning Commission's recommendations on Little's Second Addition was then read. It was found to meet all requirements but they also found several questions raised by the plat. They felt the drainage of the East one-half would become critical unless some provision were made to handle it. Echo Street between Lee and Greenbrier Streets is only a half street. They asked if an attempt would be made to secure dedication of the other half of this street from adjacent property owners. They recommended that consideration be given to setting aside an area within the project for recreational facilities for children in view of the lack of such facilities in the immediate neighborhood. The plat was referred back to the developer with the above recommendations but without Board action. With reference to the lighting survey, the Planning Commission did not feel that such a project would fall within the scope of their regular activities. They suggested that it be referred instead to the Town Engineer or to a consultant from the office of the utility involved. They further suggested that consideration be given to continuing the present policy of granting installations on petition after a verification of the need. A final decision on the street lighting survey was laid over to the next regular meeting.

They also reported that Mr. Victor Fitch had appeared before the Planning Commission to inquire into the possibility of adding his property on the south side of County Road C between Hazelwood and Germain Streets to the list of property to be zoned Commercial. He was informed that this could not be done without proper posting and publication and was advised to bring the matter to the Town Board's attention.

The Planning Commission recommended that the Town Board take the necessary action to have the zoning map brought up to date with respect to areas now shown as Farm Residential, which are actually Residential One areas. Some of the parcels mentioned were: Maryknoll Addition, Gulden-Wakefield Park, North Glenn, the Nona Place-Flandrau section and large portions of Sections 17 and 18. These were to be brought to the Town Engineer's attention when the final zoning map is completed.

The Planning Commission also brought to the attention of the Board the fact that the Joy Property north of Silver Lake is shown as Residential One but is actually a County Park. They understood that the road through that area is still being maintained by the Township and wondered why. After a brief discussion, the Clerk was instructed to make a request to the County Board that they take over maintenance of Joy Road from East County Line to the North St. Paul city limits. The Board also instructed the Clerk to include that portion of English Street which runs north from County Road B to 6th Avenue, in the request.

Chairman Luebben asked for a report on the Dr. Gulden request from the last regular meeting of the Board. Carley, Town Engineer, recommended that a culvert and manhole be installed and that the Town portion of the S.E. corner of Barclay Street and Gulden Place be then filled. The cost was estimated to be \$150.00. The Board instructed the Town Engineer to complete the necessary work.

Carley's investigation also considered the possibility of lowering the road. The houses on the east side of Gulden Place are low and could stand a cut in the road but the home on the west side is already five (5) feet higher than the road. It would be necessary to lower the road approximately two (2) to three (3) feet. The cost to so lower the road would be greater than to install the pipe suggested at the previous meeting. Carley's recommendation was that the drainage problem should be solved by the pipe rather than the ditch. Carley was instructed to contact Dr. Gulden and inform him of the recommendation.

Carley then presented the final plat of Minnehaha Highlands. He also submitted a letter with it, stating that it is the same as the preliminary plat and includes the suggested changes by the Town Board and Plat Commission of Ramsey County. Member O'Mara questioned whether there was sufficient room on the corner lots to allow cesspools which would fall within the regulations. It was pointed out that the regulations would have to be followed by the developer. The Clerk was then instructed to approve the plat of Minnehaha Highlands on behalf of the Town Board.

A letter from Carley, Town Engineer, was read to the Board. It stated that Mr. Peloquin had contacted the Town Engineer to sketch a proposed layout for rearranging Blocks 19 and 22 in Sabin's Addition. This would call for vacating a portion of First Street and opening Curve Street running North and South. In the Town Engineer's opinion this would be advantageous to the Township in that it would eliminate a dead end street. He recommended that the proposal be accepted by the Town Board and that the developer be notified to deposit \$150.00 toward engineering. He would then proceed to make the necessary survey and establish the street grade. Kaeder moved, Luebben seconded that the plat be submitted to the Planning Commission for study and recommendation.

Ayes - all

Upon Motion by Luebben, seconded by O'Mara, the following resolution was adopted:

"RESOLVED, That the Chairman and the Clerk are hereby authorized and directed to enter a contract with Shuster-Silvis, Inc., for stabilization and surfacing of all of Rosewood Street and Kennard Street from Rosewood to Rosewood in Edgeview #2 Addition, said work to be done by private contractor, contracts to be let by the Town Board pursuant to bid; payment for said work to be made by the developer; said payment to be guaranteed either by performance bond or by cash deposit in the amount of Six Thousand and 00/100 (\$6,000.00) Dollars, which sum has been estimated by the Town Engineer to be the amount sufficient to cover the cost thereof; and the Clerk is authorized hereby to issue building permits

and guarantee completion of the streets as soon as the completed contract, as approved by the Town Attorney, has been deposited with the Clerk, together with bond or cash deposit in the amount herein specified."

Ayes - all

It was the recommendation of Memmer, Town Attorney, and Christensen, Electrical Inspector, after a conference and discussion of a proposed Electrical Code recommended by the State, that only those portions of the Code which refer to the use of 100 ampere service, the three (3) prong system and metallic cable be included in an amendment to the present Town Building Code. The Board instructed Memmer to proceed with the work necessary to complete that objective.

The Board then discussed with Acting Chief Len Pepin, the specifications for the squad car to be purchased for use by the Town Police Department. The final specifications are to be developed and approved for publication and bids at the next regular meeting of the Board.

After some discussion, Kaeder moved, Luebben seconded that fire insurance be secured on the Town snow fence at the best value possible.

Ayes - all

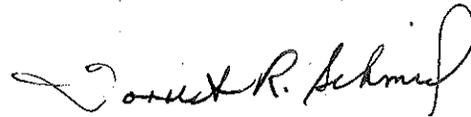
Luebben moved, O'Mara seconded that the all-risk insurance, discussed earlier in the meeting, be secured on the new motor grader and other Town equipment in the amount of \$20,000.00.

Ayes - all

Luebben moved, Kaeder seconded that a resolution be adopted authorizing the Clerk to hire temporary help at the rate of \$1.25 per hour when and if necessary.

Ayes - all

Meeting adjourned at 1:20 A.M.



Clerk

May 10, 1956

The hearing on the zoning map, which is to become a part of the Zoning Ordinance, begun on April 26th, 1956 and recessed to this date, was reconvened at 8:10 P.M. by Chairman Luebben. All members of the Board were present.

Chairman Luebben then outlined the purpose of the meeting to be the disposition of objections raised, by individuals and groups, to the rezoning of certain parcels of land as proposed on the map. He stated that each parcel would be brought up separately and in order.

The first area considered was that between Hazelwood Avenue, the Northern Pacific Railroad tracks and County Road "D". Chairman Luebben pointed out that in the joint meeting of the Planning Commission and the Board, that in view of the fact that this area had been omitted from the legal description, it would be left in it's former classification of Farm Residential.

He then called for objections to this action. There were none.

The next property considered was that on Highway No. 36 in the area of Atlantic and English Streets. The decision in this case he announced was to allow the rezoning to Light Manufacturing to stand. Objectors to this action made themselves known. There were Mr. O'Math and Mr. and Mrs. Donald Hughes both owners of property in the area. It was pointed out to them that the mere rezoning of the area does not prohibit homes being built on the property. It may eventually work out that the entire area may become a residential area. Chairman Luebben explained that to allow a small residential section to remain would mean the loss of a much greater area loss because of the code restrictions on industrial building within a specified distance of a residential area. He also pointed out that if some business became interested in the area, a premium would undoubtedly be paid for the property.

Mr. Hughes asked the question, if the area would not be rezoned but left as a residential area, would it be necessary to hold another hearing such as this, in order to have it zoned to a manufacturing classification. It was explained that under the Code such a hearing would be required. Chairman Luebben then asked if there were any further objections and none were voiced.

Considered next were three (3) areas which were all part of the same general area. They were the property to the North and adjacent to the North Glen Addition, the Moritz Addition on the S.W. corner of Hazelwood Avenue and Highway No. 36 and the N.E. and S.W. corners of Highway No. 36 and Hazelwood Avenue. Three individual and group objections had been previously recorded on this area. Chairman Luebben then announced that the Board had decided to reconsider and allow the areas between Barclay Street and Hazelwood Avenue and between Hazelwood Avenue and Germain Street both North and South of Highway No. 36, to remain in their former classification. This includes all the areas mentioned above.

A question was asked whether there were any restrictions as to distances between homes and business and commercial type buildings in a Light Manufacturing classification area. Member O'Mara answered that there were no restrictions. However, he pointed out that plans for building would have to be submitted to and approved by the Board.

Mr. Cassidy Greer of the North Glen area asked if there was any positive information with regard to the fact that the developer knew of the proposed rezoning of the North Glen Addition. Chairman Luebben explained that although there was discussion of this subject, he did not feel it would be wise or appropriate to make this a matter of record because the information available was incomplete and in some cases vague as to the terms of the discussion. He pointed out that the information recorded is available to Mr. Greer at any and all times if he wished to secure it on an individual basis. He further noted that if required legally we would naturally make the minutes available to him.

Chairman Luebben then asked if there were objectors to the decision on these areas. None appeared.

The final property considered was that on the S.W. corner of Highway No. 36 and White Bear Avenue owned by Mr. Bradac. This area was proposed for rezoning to a Light Manufacturing classification. Chairman Luebben explained that the combined meeting of the Board and Planning Commission decided to leave this area in it's former classification until Mr. Bradac could settle his personal affairs with the state. Chairman Luebben asked if there were any objections to this move. There were none.

Luebben moved that the recommendations of the Planning Commission, as now shown on the revised map, be adopted.

Mr. Dahl interjected an objection to the proposed zoning of the property South of Larpen-teur Avenue to the railroad right-of-way. This area is proposed for Heavy Manufacturing. He voiced fears that an objectionable industry might be moved into that area without consultation with the people bordering the area. Member O'Mara read that portion of the Zoning

Ordinance which deals with Heavy Manufacturing areas. Mr. Dahl voiced no further objections upon hearing this information.

O'Mara then seconded the motion. Luebben asked for further discussion on the motion. There was none.

Ayes - all

O'Mara moved, Kaeder seconded that the map as revised be adopted as the official Zoning Map of the Town of New Canada. Chairman Luebben then asked if there was any discussion on this motion. There was none.

Ayes - all

The question was then asked if the Town Board planned any publicity on this action. It was explained that there is still one step that must be taken before the full value can be realized from this action. The next step is to arrange for sewage facilities for the Township.

Chairman Luebben then declared the hearing closed but did not adjourn the meeting of the Board.

Memmer, Town Attorney, brought to the attention of the Board, Ordinance #31, entitled:

An Ordinance Amending Ordinance #14, entitled "An Ordinance Establishing and Amplifying the Building Code; Creating and Continuing the Office of Building Inspector; Validating All Permits Issued and Construction Authorized Under the Code Heretofore Existing and Amending Resolutions, Ordinances or Parts Inconsistent therewith."

O'Mara moved, Luebben seconded that the ordinance be adopted.

Ayes - all

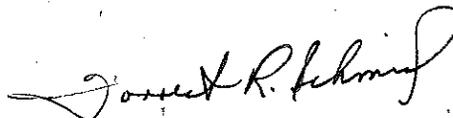
Luebben moved, Kaeder seconded that the price recommendation of the Town Engineer for the completion of work caused by damage to streets through the installation of natural gas mains, be adopted.

Ayes - all

O'Mara moved, Kaeder seconded that commencing immediately the Clerk is instructed to refer all applications for signs directly to the Planning Commission for study and recommendation to the Town Board.

Ayes - all

Meeting adjourned at 10:04 P.M.



Clerk

May 17, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:25 P.M. All members of the Board were present.

The minutes of the May 3, 1956 meeting were read. In the section referring to sodding of boulevards, a misimpression is given by the wording of the minutes. Such work is undertaken, completed and paid for by private developers when they are so required. The Township takes no part in the work. Moritz was erroneously referred to as the Street Supervisor in dealing with the Phillipville Trailer Court matter. He was then acting in his capacity as Sanitary Inspector. The electrical code discussed during the meeting was proposed by and transmitted to the Board's attention by the Secretary of the State Electrical Contractors Association and is not a proposal of the State as indicated. Kaeder moved, Luebben seconded that the minutes be accepted as corrected.

Ayes - all

Luebben moved, Kaeder seconded that the minutes of the April 26, 1956 special meeting be accepted as read.

Ayes - all

O'Mara moved, Kaeder seconded that the minutes of the May 10, 1956 special meeting be accepted as read.

Ayes - all

Chairman Luebben then declared the meeting opened for the special hearing dealing with the vacation of the alley in Block 22, Sabin Addition. Memmer, Town Attorney, informed the Board that it had been necessary to set the date of hearing for June 7, 1956, in order to fulfill legal requirements for publication and posting.

Pursuant to due call and notice thereof, the special hearing set for 8 P.M. on this date for the purpose of approving applications for 3.2 malt liquor licenses in the Township was declared open by Chairman Luebben. The following applications were received:

Boulevard Night Club, 1740 Rice Street (renewal);
James J. Kassell, J. J. Kassell Grocery, 2259 E. Minnehaha (renewal);
Alvin J. Meister, Hillcrest Inn, 1890 E. Larpenteur Ave. (request for transfer from Ida. C. Meister);
St. Paul Junior Chamber of Commerce, St. Paul Open Golf Tournament, Keller Golf Course (request for one week only);
Julia Lepsche, Hillcrest Food Market, 2251 E. Larpenteur Ave., (renewal);
Fred R. Cokeley, Keller Club House, Keller Golf Course (renewal of license approved May 10, 1956);
Anton Geikiwicz, Tony's Hideaway, 339 East County Line (renewal);
John M. Hart (deceased) and Ruth A. Hart, wife, 2612 North Highway #61, (renewal of husband's license);
John Wetch, John's Market, 135 Frost Avenue (renewal);
Erick O. Benson, Benson's Grocery, 1350 Frost Avenue (renewal);
Nulleyo and Anthony Chicone, Chicone's Bar, 2290 E. Minnehaha (renewal);

After each application was announced, Chairman Luebben called for objections to the granting of approval. There were none, except for the application of Anton Gerkewicz, operator of Tony's Hideaway. Member O'Mara objected on the basis of a known violation, namely after hours sales for which Mr. Gerkewicz had been brought into court. It was decided that approval would be withheld on his application. The Clerk was instructed to so inform Mr. Gerkewicz.

Member O'Mara then asked if the application question with reference to the Federal Liquor

Stamp had been correctly answered that the applicant did not own and had not applied for the stamp. The Clerk informed the Board that all were correctly answered. O'Mara then explained to the Town citizens present, the problem that has developed as a result of this stamp. He also announced for the benefit of the applicants present, that in the event of a license violation, neither the original applicant nor any member of his family would be considered eligible for approval of a new license or a renewal by the Town Board.

Kaeder moved, O'Mara seconded that all applications for which no objections had been raised be referred to the County Board with the approval of the Town Board.

Ayes - all

Mr. Joe Wegleitner and Mr. Henry Clause appeared before the Board with regard to the plat known as Edgetown Heights. Mr. Wegleitner requested that the Town Engineer be instructed to establish street grades and determine any other necessary engineering work to be done in that plat. The Town Engineer was instructed to proceed with this work at the developers expense.

R. C. Wolfgram, Surveyor, Mr. Lewis and Mr. Snyder, both of the Northern Building Company, brought before the Board a plat previously known as Clapp-Thompson's "City View". The Northern Building Company preferred that the name be changed to "City Heights". Objections to the original plat were jogs in the lot lines, which had since been corrected, and questions with regard to necessary drainage easements. The developer indicated that the easements had been secured. Luebben moved, Kaeder seconded that the plat be referred to the Town Engineer and that when approved by him, the Town Clerk was authorized to sign the approval of the Town Board on the plat.

Ayes - all

Mrs. Robert J. Germain, 1459 E. Laurie Road appeared before the Board. She presented a red tag which had been placed on a gas installation in her home some months before by the Gas Inspector. She requested information on the purpose of the tag and whether it should continue to remain there. Mrs. Germain was informed that this matter would be discussed later in the meeting and she would be welcome to take part in it.

Mr. Joe Ackert appeared before the Board with regard to a lot he owns on the north shore of Lake Phalen. The lot has a 43 foot frontage with a drainage ditch and drainage easement of 5 feet on the west side. The lot to the west, owned by another person has a 60 foot frontage. Neither lot under present conditions has sufficient frontage to be of value but combined could be sold. He requested that the drainage easement be moved to one side or the other of the two lots. Mr. Ackert was referred to Carley, Town Engineer, for assistance in solving his problem.

Melvin Spiegler, representing the Spiegler Construction Company, requested that he be granted permission to erect a sign on property owned by Marie C. Youngdahl, between County Road C and Highway #36, facing east toward Highway #61. Mr. Spiegler has the property owners approval but Lordin, Building Inspector has refused to approve the permit until the Board gave it's approval. Chairman Luebben explained the Board's position with regard to signs and it's intent to set up more specific regulations regarding them. He suggested that approval be granted until December 31, 1956, by which time it was felt the regulations would be prepared. Mr. Spiegler agreed to this arrangement. Kaeder moved, Luebben seconded that a permit be granted for a period up to December 31, 1956.

Ayes - all

Mr. Auger, 732 E. County Road A-2 appeared representing a group in the area of Bellwood and W. Kenwood Drive. He pointed out that there is a house in the area that is without water or modern sanitary facilities. There has been an open toilet at the location for years. Both Mrs. Peterson of the Board of Health and Moritz, Sanitary Inspector, had visited the property but were unable to gain access. They reported that the privy is apparently housed

in a shed or porch-like building attached to the garage which is used as a home. Chairman Luebben directed that the matter be referred to the Board of Health for further action.

Ray Baker, 1969 Jackson Street, accompanied by Eugene Bodre, 1961 Jackson Street, requested a waiver of the 5 foot building to lot line requirement. He proposed to construct a garage attached to his home and it would require building up to his lot line. The adjoining neighbor agreed to this arrangement. A lengthy discussion of the request pointed out the many difficulties to which such a waiver could lead. It was suggested that he build to the rear of his lot instead. The Board instructed Londin, Building Inspector, to aid him in the location of the garage.

Marvin Mahre, 2081 Prosperity Road, brought to the attention of the Board that the Soo Line Railroad had applied to the Railroad and Warehouse Commission for permission to remove a spur line track leading to the County Home. He suggested that the spur instead be moved to a location where it might be used to serve a possible industrial area in view of the recent rezoning completed by the Town Board. He further suggested that the Board arrange to have a representative present at the hearing to indicate our interest. It was felt by the Board that the request for removal was justified and that the Commission would have no right to require the spurs relocation. They also felt that if an industrial need arose there would be no difficulty in obtaining the necessary trackage. The Board expressed it's appreciation to Mr. Mahre for his interest in Town affairs.

Mr. Philips of the Philipville Trailer Court appeared before the Board in answer to the complaints discussed at the May 3, 1956 meeting of the Board. It was learned by Memmer, Town Attorney, and Londin, Building Inspector, during a visit to the Trailer Court following the earlier meeting, that most of the complaints were incorrect. The open drain reported was found to be a check box required by the State to determine when expansion of the drain field is necessary. It is not used to dispose of the overflow. Mr. Philips also gave an explanation of the reported incident of the laying of drain tile claimed to have been witnessed by a number of area residents. He had recently removed and cleaned three sections which he then recovered. Mr. Philips denied having installed any additional drain tile.

He then outlined his plans for expansion of the Court. Memmer reported that the drainage system started on the commercially zoned property and ended on the farm residence property. He felt that this was proper because the topography of the area indicated better drainage on the farm residence property. Memmer did not feel there was any violation of the code involved in such use. He suggested that the Sanitary Inspector make occasional checks to determine whether or not the system was operating properly.

Mr. Philip's original permit gave him the right to establish a court of 40 trailers. His present plans call for the installation of 76 trailers over and above the original 40. He was informed of the \$10.00 permit fee required for each of the 76 additional trailers as they are installed. Mr. Philip objected, claiming that the original permit for a trailer court was granted before the establishment of the fee system and should give him the right to expansion without additional cost. The Board pointed out that he was not being charged for that which he originally requested and was granted. The permit fee applies only to additional requests after the adoption of the new arrangement. This

same policy has been followed in all similar cases of permits and license fee requirements. Moritz, Sanitary Inspector, was instructed to inspect the check box once each month.

A letter from Peter Pifarof was read to the Board. It concerned a drainage ditch on property to the south of the Philipville Trailer Court. The Town Board of Health found the ditch filled with rubbish and directed that it be cleaned. Mr. Pifarof who is the new owner of the property, complained in his letter that he had not been responsible for the condition and did not feel he should be ordered to correct it. The Board felt that in spite of his plea, it is the responsibility of the property owner and that the Board of Health order should stand.

Ruth Oslund, 1876 W. Kenwood Drive, appeared before the Board. She had previously requested that some attention be given to a small playground area in her neighborhood. A town employee had looked over the situation but no work had been done. She was informed that because of road weight restrictions it had been impossible to haul fill into the area. Mrs. Oslund was promised action in the near future.

Mrs. Oslund also asked about the light she had requested at W. Kenwood Drive and Bellwood. The Board informed her that the request was being considered along with other street light requests. The installation would be made if that location were determined to be high enough in priority among the limited number for which funds were available.

The discussion was then begun with regard to the dispute between George Klein of the Klein Plumbing and Heating Company and Harry Thompson, Town Gas Inspector, both of whom were present. The two principle issues were the failure to install stop cocks on certain gas appliances and what were claimed to be faulty test sheets submitted by Mr. Klein on gas furnace installations. A previous meeting of Klein and Thompson with Memmer, Town Attorney, had been thought to settle the disagreement but apparently had not. Mr. Klein indicated he was aware of the requirement that stop cocks be installed in answer to Member O'Mara's question but maintained that the original installation had been made before the adoption of the code requiring them, had been adopted. The permits were found to have been issued in August, 1955 and the code was adopted September 23, 1954. Mr. Klein stated that these were conversions of original installations made before the codes adoption.

O'Mara pointed out for the benefit of Mrs. Germain that no danger was involved. The addition of the stop cock is merely for the purpose of shutting off the gas supply without interfering with other gas appliances if repair work is necessary.

Mr. Klein stated that no objection had been made prior to February, 1956, approximately six months after the work was completed. Thompson stated the first written communication was made in 1956 but verbal discussions had preceeded this. He also stated that all contractors had been required to follow the code and no exceptions had been allowed. The Board determined that Mr. Klein would be held responsible for the installation of the shut-off on any work started after the adoption of the code.

The discussion then turned to the gas furnace test records claimed to be in error. When Mr. Klein's attention had been called to the faulty records, he stated that he had immediately spot checked them and found an error in the test reading but that the installations were correct. He stated there had been no danger involved to the occupants of the homes. Thompson pointed out that the original tests had been made by a person who did not have a certificate of competency as required by the code. The tests, even after correction, did not meet code standards. Klein claimed the furnaces would not test out with any better results. Thompson stated that all other installers were able to meet the requirements. It was decided to secure a disinterested person to check the test records for accuracy. A final decision would not be made until this was completed. Klein asked permission to be granted permits on a few homes presently contracted for and for which applications had been submitted. The clerk was instructed to issue several permits which had been held up pending a decision from the Board.

Luebben moved that a revision be made in lighting in the new Town Hall by the Hillcrest Electric Company for an amount not to exceed \$385.00. Kaeder seconded.

Ayes - all

Carley, Town Engineer, presented the corrected zoning map. It was found that several changes resulting from the hearings had not been made. Carley was to make the corrections.

Carley then presented the proposed street oiling program for 1956. This program was compiled as a result of the inspection by the Board members and Town Engineer.

The planning Commissions report on the property North of Junction Street, South of County Road "B", East of the Northern Pacific Railroad and West of Birmingham was read. The Planning Commission Did not approve the plat for the following reasons:

1. The pencil sketch on an existing print did not seem to constitute proper presentation suitable for a permanent file.
2. The sketch was poorly defined and some dimensions were lacking.
3. No topographic information was included.

The sketch is to be returned to the developer with instructions to prepare a proper plat for consideration.

The clerk was instructed to write a letter to the Board of County Commissioners to the effect that the Town Board has taken note of their action dealing with surveying the possibility of a joint police radio system for the Sheriffs office and rural Ramsey County communities at their May 7, 1956 meeting. The letter is to inform them that the Town of New Canada would welcome such connections and would immediately hook up a minimum of two police cars and two fire departments with the system.

The Clerk was instructed to write a letter to the Board of County Commissioners pointing out that an accident had occurred at one of the railroad crossings where signals had been previously requested.

Kaeder moved, Luebben seconded that the Town of New Canada advertise for gravel and culverts as specified by the Town Engineer.

ayes - all

Luebben moved, Kaeder seconded that William LaPlante, Jr. be appointed Town Gas Inspector effective June 1, 1956

ayes - all

The final list of specifications and special equipment for the new police department car was read to the Board. Memmer, Town Attorney, was instructed to prepare the necessary notice for bids.

Meeting adjourned at 1:25 AM


Forrest R. Schmid
Clerk

June 7, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:20 P.M. All members of the Board were present.

The minutes of the May 17th, 1956 meeting were read. Several corrections were noted. The meeting of George Klein, Klein Plumbing and Heating Company and Harry Thompson, Gas Inspector held with Memmer, Town Attorney, was with reference only to the stop cocks and did not involve the heating test records. The proposed street oiling program was developed as the result of an inspection by the Town Engineer and Street Supervisor. The name, Henry Clause, should be spelled, Henry Klausung, in the section dealing with Edgetown Heights. Luebben moved, Kaeder seconded that the minutes be accepted as corrected.

Ayes - all

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open at 7:35 P.M. for the purpose of opening and considering bids for culverts to be purchased for and used in the Town of New Canada. The specifications were prepared by Carley, Town Engineer, and described in a notice for bids published in the Ramsey County Review. The bidders and bids were as follows:

<u>Name of Bidder</u>	<u>Terms of Bid</u>
Wheeling Corrugating Company (accompanied by certified check for \$60.00)	\$563.50
St. Paul Corrugating Company (accompanied by certified check for \$65.00)	\$563.50

O'Mara moved, Luebben seconded that the bids be turned over to the Town Engineer for tabulation and report.

Ayes - all

Pursuant to due call and notice thereof, Chairman Luebben then declared the meeting open at 7:45 P.M. for the purpose of opening and considering bids for gravel to be used for roads in the Town of New Canada. Specifications were prepared by Carley, Town Engineer and described in a notice for bids published in the Ramsey County Review, official Town newspaper. Only one bid was received as follows:

<u>Name of Bidder</u>	<u>Terms of Bid</u>
Terrance G. Crombie St. Paul Park, Minnesota	3,000 yds. delivered to vicinity of Town Hall @ \$1.60 per yd. Total bid: \$4,800.00
Alternate bid by above bidder (accompanied by bid bond for \$480.00)	3,000 yds. @ stockpile 95¢ per yd; 15¢ extra for leading

Luebben moved, Kaeder seconded that the bid be referred to the Town Engineer for tabulation and report.

Ayes - all

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open at 7:50 P.M. for the purpose of opening and considering bids for the police car according to specifications as described in the notice for bids published in the Ramsey County Review, official Town newspaper. The bids were read as follows:

<u>Name of Bidder</u>	<u>Terms of Bid</u>
Barry Chevrolet Company (accompanied by certified check for \$294.00)	1956 Chevrolet 4 door station wagon \$2,938.65 F.O.B. No. St. Paul less \$171.00 Federal Tax Net \$2,767.65
East Side Motor Sales, Inc.	1956 Ford 6 passenger Country Sedan Bid price \$2,496.00
Alternate bid to include:	
220 H.P. engine	\$30.00 extra
Heater and defrosters	\$55.00 extra
Undercoating	\$20.00 extra
Total	\$2,601.00

(accompanied by certified check for \$250.00)

Thornton Motor Company	1956 Plymouth Custom Suburban
	\$2,154.15
Price of extra equipment listed	526.00
Bid price	\$2,680.15
Alternate bid to include: heater and defroster	65.00
Directional signal lights	15.00
Total	\$2,760.15

(accompanied by certified check for \$268.00)

Luebben moved, Kaeder seconded that the bids be referred to Member O'Mara for tabulation and report.

Ayes - all

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open at 8:00 P.M. for the public hearing on the vacation of the alley in Block 22, Sabin Addition. The location of this alley was described as North of Junction Street, South of County Road B, East of Northern Pacific Railroad and West of Birmingham. Chairman Luebben called three times for objections to this action. No objections were heard. O'Mara moved, Kaeder seconded that the petition for vacation of the alley in Block 22, Sabin Addition be granted.

Ayes - all

On the advise of the Town Engineer, that the only gravel bid submitted was acceptable and met specifications, Kaeder moved, O'Mara seconded that the bid of Terrance G. Crombie be accepted.

Ayes - all

Mr. Art Sundberg of John E. Blomquist, Inc., appeared before the Board. He requested that Ide Street be continued through presently undeveloped property to Price Street. This request was made because it would be a natural continuation and would provide drainage through the area. Mr. and Mrs. John M. Torseth, owners of the property through which Ide Street would pass, were also present. They asked that this action not be taken. They preferred that the street instead run East and West along side their property so lot could be platted as they were in the area to the South of Price Street. Carley, Town Engineer, indicated that the drainage would be equally troublesome no matter which plan were used. The eventual solution, he pointed out, would be the installation of storm sewers. It was felt that in view of the fact that it made little difference which plan were used, the desires of the property owners should take precedence. The Board concurred in this opinion.

Mr. and Mrs. Torseth then presented a highway easement for the N. 30 feet of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 15, Town 29, Range 22, subject to Clarence and Birmingham Streets. The Board accepted the easement and instructed the Clerk to register it with the proper authorities.

Carley, Town Engineer, presented the Board with the street grading plans and other engineering plans for Edgetown Heights. Luebben moved, Kaeder seconded that the street grading plans for Edgetown Heights be approved according to the Town Engineer's recommendations.

Ayes - all

The street grading plans for Moritz Addition were then presented to the Board. Luebben moved, Kaeder seconded that the street grade plans for Moritz Addition be approved as recommended by the Town Engineer.

Ayes - all

Carley then presented the street grade plans for Ballingers Addition. O'Mara moved, Luebben seconded that the street grade plans for Ballingers Addition be approved as recommended by the Town Engineer.

Ayes - all

Mr. Theodore Laber and Mrs. James T. Dean appeared before the Board to request that a hearing be set for the approval of 3.2 malt liquor license renewal applications submitted by them. Chairman Luebben set the date of hearing for June 21st, 1956 at 8:00 P.M. in the Town Hall. The Clerk was instructed to post proper notices for this hearing.

Anton Gerkewicz, 487 Hilltop Avenue, St. Paul, operator of Tony's Hideaway at 339 East County Line, appeared before the Board. His appearance was in response to a request of the Board made at the May 17th, 1956 meeting, at which time action was withheld on his request for approval of a 3.2 malt liquor license application. Member O'Mara pointed out that Mr. Gerkewicz had been called in for a violation during the course of the past year. The discussion brought out the fact that Mr. Gerkewicz had been charged with serving set-ups after hours. This is not a violation which calls for license revocation and consequently did not necessitate the disapproval of the Board. It was explained that he had been asked to appear for the purpose of being reminded of the rules under which the Town Board operates in these cases. O'Mara moved, Kaeder seconded that Mr. Gerkewicz's application be approved.

Ayes - all

A letter from the Planning Commission with regard to a proposed building to be constructed by Lloyd Neumann at the corner of Frost Avenue and English Street was read. The letter reported that an on-the-spot examination had been made and that the Board recommended the following set backs be established:

20 foot set back from Atlantic Street; 35 foot set back from Frost Avenue.

The Planning Commission pointed out that the recommendations were subject to the following reservations. It was not intended that the set backs establish a definite precedent, particularly in regard to the side street, Atlantic. Special consideration was given to the fact that Atlantic is not and will not be a through street. Mr. Neumann was also informed that subject to the above set back recommendations, he would have to present to the governing body complete building plans, sewage, parking, etc., in accordance with Article 7, Paragraph B of the Zoning Ordinance. Mr. Neumann was present with a set of plans as requested. Luebben moved, Kaeder seconded that the recommendations of the Planning Commission be accepted.

Ayes - all

William F. Peerson, 2028 Upper Afton Road, appeared before the Board requesting information as to the permitted use of a piece of property owned by him near the corner of Larpenteur and Highway No. 100. He asked specifically if a dump could be established to fill a low spot in the property. The Board informed him that a dump could be established if Mr. Peerson were willing to do so under strict regulation set up by the Board. Mr. Peerson agreed. The Town Engineer was instructed to inspect the site and determine it's suitability for a dump. A report was to be given at the next meeting.

Carley, Town Engineer, reported in a letter that the survey by the Soo Line Railroad had been completed. The area leased to the Town has been staked out and the Township could now proceed with the building of the proposed equipment garage.

O'Mara moved, Kaeder seconded that the following resolution be adopted:

RESOLVED, that street improvements on corner lots are to be assessed on the basis of actual frontage plus 15% of the side length of the lot.

Ayes - all

Carley, Town Engineer, presented a copy of the letter sent to the developers of Minnehaha Highlands setting the amount of the required performance bond for the completion of stabilization and other street work in that plat at \$16,200.00. The letter had been sent to the developer with instructions to make arrangements for the bond.

A letter prepared by Carley, Town Engineer, and directed to Northern States Power Company, set the cost of the patching of streets during the month of May at \$179.13. The need for patching resulted from the installation of natural gas mains. The Clerk was instructed to approve the letter and mail it to the Northern States Power Company on Township stationary.

Luebben moved, O'Mara seconded that the proposed "Fred and Tom's Addition" be referred to the Planning Commission for examination and report.

Ayes - all

Another letter from Carley, Town Engineer, was read reporting that the property lying between 1844 and 1866 East Shore Drive had been examined. It was found that the drainage ditch between the two lots could be moved to the East lot line of the combined lots. It was recommended that the owner be required to furnish a new drainage easement to the Township to allow the right of access to the Township for maintenance purposes. Carley stated that a copy of the letter had been furnished Mr. Ackert, who had made the request for the re-directed drainage ditch at the last meeting.

Luebben moved, Kaeder seconded that the street grade plans for Conway Street be approved as recommended by the Town Engineer.

Ayes - all

The Clerk was instructed to inform Mr. Richard Post of this action approving the street grade plans for Conway Street.

A letter was read which had been directed to Chairman Luebben by Harry S. Bronson, County Engineer. It informed the Board that English Street from County Road B to Highway No. 36, had been accepted by the Board of County Commissioners to be maintained at County expense.

The Clerk was instructed to send a letter to Mr. Bronson and to include copies of the local ordinances dealing with the park curfew and the motor boat ordinance. It is to be pointed out to Mr. Bronson that the Sheriff's deputies have full authority to enforce these ordinances. This action was taken in response to a request from Mr. Bronson that Town Police assist in patrolling Wakefield Park, in particular, and other County owned buildings and facilities in the Township.

A petition for the vacation of the alley in Block 1, Greenwood Addition, New Canada Township was presented to the Board from St. Paul Hudson, Inc. Chairman Luebben set a public hearing for 8 P.M. on July 5th, 1956 at the Town Hall. Member, Town Attorney was instructed to prepare and arrange for proper publication, the notice of this hearing.

Mrs. Peterson reported for the Board of Health. A complaint was received with regard to the property on the corner of Frost Avenue and English Street. The building which stood there had been dismantled and the property had been left in an unsightly condition. Mrs. Peterson stated that she had contacted the property owners on about May 15th, 1956 and had requested that the area be cleaned. It has not yet been done. Chairman Luebben instructed Mrs. Peterson to give the owners notice and a period of time in which to comply. The owners are to be informed that they will be brought into Justice of the Peace Court if they do not comply.

The next matter discussed was a pig farm at East Avenue and Linwood Avenue. Mrs. Peterson reported that she had investigated the situation there and conditions were terrible. She

felt it was definitely a hazardous health situation. A memo from the Town Attorney directed the attention of the Board to Article III, Paragraph F of the Zoning Ordinance which restricts farm residence property to use for stock raising and dairying. Hog raising and handling is permitted only in accordance with rules and regulations established by the lawful governing body. Memmer pointed out that the situation could be corrected not only through the health point of view but also through the adoption of rules and regulations that would prevent the condition from continuing. Kaeder moved, seconded by O'Mara that pursuant to authority granted to the Town Board by subsection 5 of Paragraph F, Article III of Ordinance No. 29, the Town Board hereby promulgates the following regulation concerning hog raising and handling within the Town of New Canada:

Section 1. Hog raising shall be conducted only as a normal farming operation which shall not include the feeding of garbage;

Section 2. The feeding of garbage to hogs, whether such garbage is raw or cooked, is hereby prohibited in New Canada Township.

Ayes - all

The Clerk was instructed to send a copy of the regulation to the owner of the pig farm and to the Livestock Sanitary Board of the State of Minnesota.

Mrs. Peterson also reported on the follow-up of the Town Board of Health's request for cleaning up specific areas within the Township. She reported that in nearly all cases the owners had complied. The work was to be continued until all conditions noted had been corrected.

Mrs. Robert J. Germain appeared before the Board. She asked if a decision had been reached with regard to the stop cocks and the red tag placed in her home indicating the lack of the stop cock. She was informed that the tag could be removed. The Board decided that the agreement reached in the meeting of George Klein, Harry Thompson and Memmer, Town Attorney, to the effect that the stop cocks would not be required, would stand. It was again pointed out to Mrs. Germain that the lack of this equipment did not constitute a danger in her home.

Mrs. Germain also reported that a dump was being established on Hazelwood Avenue between Sandhurst and E. Laurie Road. Mrs. Peterson was directed to check into this matter.

Londin, Building Inspector, brought up the matter of the garage which had been used as a home on property at Ferndale and Harvester Avenue. The property is up for sale, however, the Board did not feel that the garage should continue in use as a home. Chairman Luebben reported that he had contacted John Blomquist, who is handling the sale and had informed him of the Board's feelings. Mr. Blomquist agreed to withhold from sale the property and to return the money of the people who had made a payment on it. The Board agreed that a home should be built on the lot facing the side street. They agreed to reduce the required 30 foot setback to 20 feet in order to provide room for a normal sized home.

A letter was read from Shuster-Silvis, Inc., again requesting the rezoning of the Moritz Addition from Business and Commercial to Class A Residential. The letter is to be placed on file without action of the Board.

Luebben moved, Kaeder seconded that the following resolution be adopted:

RESOLVED; That pursuant to the request of the Board of County Commissioners, Ramsey County, Minnesota, the Town of New Canada hereby consents to the County of Ramsey taking over as a County Road that portion of Larpenteur Avenue from a point beginning one-quarter ($\frac{1}{4}$) mile east of McMenemy Street to Edgerton Street.

Ayes - all

Kaeder moved, Luebbsen seconded that the Deputy Clerk be allowed to be compensated for two (2) weeks vacation for the year 1956 in place of taking the vacation time off.

Ayes - all

O'Mara moved, Kaeder seconded that the fee for publication and clerical work involved in handling the vacation of an alley be set at \$20.00.

Ayes - all

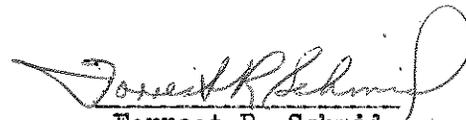
The Board received a petition to vacate the alley in Block 3, Wakefield Park Addition, Section 15, Town 29. The alley is located approximately 150 feet North of Larpenteur Avenue, running East from Barclay Street and parallel to Larpenteur Avenue. Chairman Luebbsen set the hearing for 8:15 P.M. on July 5th, 1956.

Member O'Mara reported on the gas installation discussion of the previous meeting with regard to the Klein Plumbing and Heating Company. Several of the furnace installations were checked by Thompson, Gas Inspector, and it was found that the oxygen and CO₂ tests were correct. The gas input, however, was found to be too great. A correction could be made on these furnaces. O'Mara informed Mr. Klein that he should arrange for the factory representative to show Mr. Klein how the furnaces could be corrected. He agreed to do this. The Clerk was instructed to continue holding up permits for Mr. Klein on new jobs.

Luebbsen moved, O'Mara seconded that steps be taken to prepare the specifications and to arrange for bids for radios to be provided for police cars in the Township.

Ayes - all

Meeting was adjourned at 1:20 A.M.


Forrest, R. Schmid
Clerk

June 12, 1956

A special meeting of the Board was called to order by Chairman Luebbsen at 9:00 P.M. All members of the Board were present.

A discussion concerning the establishment of permanent voter registration for the Town of New Canada was held. O'Mara moved, Luebbsen seconded that the Clerk be authorized to proceed with the acquiring of the necessary forms and equipment to establish a permanent voter registration system.

Ayes - all

Member O'Mara reported on the bids submitted for the proposed Town police car. East Side Motor Sales, Inc., was found to have submitted the low bid. The bids were as follows:

Thornton Motors, North St. Paul
1956 Plymouth Custom Suburban 4-door station wagon
completely equipped to specifications as advertised

in the Ramsey County Review.

\$2,680.15

Alternate bid to include: heater and defroster \$ 65.00 extra
directional signal lights \$ 15.00 extra

Total \$2,760.15

Berry Chevrolet Company
1956 Chevrolet 4-door Station Wagon completely
equipped to specifications as advertised in
the Ramsey County Review.

\$2,767.65

East Side Motor Sales, Inc.
1956 Ford 6 passenger Country Sedan completely
equipped to specifications as advertised in the
Ramsey County Review.

\$2,496.00

Alternate bid to include: heater and defroster \$ 55.00 extra

Total \$2,551.00

O'Mara recommended the purchase of the 1956 Ford 6 passenger Country sedan from East Side Motor Sales, Inc., with the additional optional equipment of a 225 H.P. engine @ \$30.00 extra and undercoating at \$20.00 extra for a total price of \$2,601.00

O'Mara moved, Kaeder seconded that the Ford Country sedan be purchased according to the specifications and recommendations as set forth.

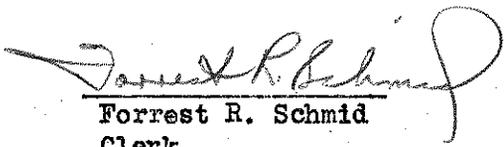
Ayes - all

Luebben moved, O'Mara seconded that the Town proceed with the masonry at the Town Hall for the price of \$168.00 for sidewalks and curbing at \$1.00 per foot.

Ayes - all

The Clerk was directed to send a letter to George Klein giving him until July 1st, 1956 to complete all test records. If the work is not completed by that date, an outside firm is to be employed to complete the job at Mr. Klein's expense.

Meeting adjourned at 11:55 P.M.


Forrest R. Schmid
Clerk

June 21, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. All members of the Board were present.

O'Mara moved, Kaeder seconded that the minutes of the regular meeting on June 7, 1956 be approved as read.

Ayes - all

O'Mara moved, Kaeder seconded that the minutes of the special meeting held June 12, 1956 be approved as read.

Ayes - all

Joe Wegleitner, 2108 McMenemy, appeared before the Board requesting information as to how soon the grades on streets in Edgetown Heights would be established so he could proceed with the road work. He was asked to wait until Carley, Town Engineer, arrived at the meeting.

Mr. Wegleitner also requested information as to whether or not building permits could be issued for this area. He indicated he had several purchasers who were ready to build. This was also to be held until Carley arrived.

Mr. Phillip Oswald appeared before the Board. He owns seven (7) lots in Fairview Heights Addition between Flandrau and Germain facing Fairview Street. There is presently a 33 foot street easement on the north side of the street. No easement has been given for the south side of the street, the side on which Mr. Oswald plans to build. Mr. Oswald indicated he would be willing to grant the easement on his property but in contacting the adjoining owner he found him unwilling to do so. Mr. Oswald was also asked to wait for Carley's arrival.

Chairman Luebben then declared the meeting open at 8 P.M., pursuant to due call and notice thereof, for the special hearing set for this date on applications for 3.2 malt liquor licenses for establishments described as follows:

The first application considered was that of Theodore Laber for a license renewal at Labers, 1730 Rice Street. Chairman Luebben called three (3) times for objections. Hearing none, Luebben moved, O'Mara seconded that Mr. Laber's application for renewal be recommended to the Board of Ramsey County Commissioners for approval.

Ayes - all

The second application was by James T. and Mary K. Dean for Dean's Tavern at 1986 Rice Street, also a renewal. Chairman Luebben called three (3) times for objections to the approval of this application. None were heard. Luebben moved, Kaeder seconded that the application of James T. and Mary K. Dean be recommended for approval to the Board of Ramsey County Commissioners.

Ayes - all

John Holter of Macey Sign Company, 451 Wilson Street, N.E., Minneapolis, requested permission to erect a sign for the Northernmaire Motel and Restaurant. The location of the sign is to be immediately north of the entrance to the motel on the owner's property on Highway No. 61. The Board told Mr. Holter to proceed with the erection of the sign. For the information of the Building Inspector, they stated that only signs not connected directly with a business establishment, need be referred to the Board for approval.

Jack Luth, representing the New Canada Voter's League, asked what action had been taken

on the appointment of a Recreation Committee. It was explained that some preliminary contacts had been made, but because of the current activities of the contacted persons, no formal action had been taken. The eventual plan is to appoint representatives from each of the Township areas. It was noted that the subject was listed on the agenda for the meeting in progress.

A discussion was held with regard to the insurance policy held by the Township on the Little Canada Fire Department building. Another letter was received from the Bachman-Anderson Agency in response to Mr. Memmer's letter of June 12th, 1956 stating they still had not received the information they required. Memmer informed the Board that he had again written to inform them that the problem involved was not whether Little Canada held another policy but that New Canada Township had no insurable interest in the property. He felt that the refund should date back to the date of separation or possibly the date of the property settlement with Little Canada.

Carley, Town Engineer, arrived at the meeting and Mr. Wegleitner's request for road grades in Edgetown Heights was brought to his attention. Carley explained that all grades had been established but the stakes were not set out until requested by the developer. By waiting until the day before work was to be started, it prevented the possibility of the stakes being disturbed.

A discussion followed on the issuance of building permits in Edgetown Heights. It was explained that when an agreement had been reached relative to the stabilization of the roads, building permits could be issued. Mr. Wegleitner stated he proposed to pay for this work and it would not be on an assessment basis. Carley agreed to prepare the cost figures so final arrangements could be made.

Mr. Oswald's problem in Fairview Heights Addition was then discussed. Mr. Oswald was informed that it would be necessary to draw up an agreement for an easement of 33 feet on the property for road purposes and an agreement to pay for the construction of the road at the will of the Township on an assessment basis against the benefitted property. The property owners would also have to agree that they will not object to the assessment when the Township decides to put the road through. It was suggested that an attempt be made to get the easement on the adjoining property as well. Memmer, Town Attorney, was instructed to draw up the proper agreements so building permits could be issued to Mr. Oswald. The property, for which no easement has been granted, will not be issued building permits.

Gerald Spector, Mount Curve Builders Company, Mt. Curve Park, requested a letter from the governing body agreeing to accept and maintain all streets in Mt. Curve Park plat upon completion by the developer. It was explained to Mr. Spector that the developer may complete the grading of streets but that the Township now completes the stabilization work at the expense of the developer.

A discussion began relative to community water systems. A letter to the Board from the Planning Commission was read at this point. The Planning Commission pointed out that although they had been opposed to community water systems, in the light of recent developments, they felt this policy should be reconsidered. The points suggested for consideration were as follows:

1. The Planning Commission felt that community water systems may be desirable, particularly in the northern part of the Town where the possibility of contamination exists.
2. Because some developers may be considering the installation of such systems, it was felt an ordinance should be adopted to regulate such installations with the following points considered in the preparation of the ordinance:
 - a. The water systems should be confined to specific areas rather than on a Township franchise basis;

- b. Profit from such an operation should be held to a reasonable figure but established so that operators may be assured of a fair return for their money;
 - c. A provision should be made for the Township to acquire ownership of the individual systems, either by purchase from the developer by compensation for his un-amortized balance, or as a receiver when the developers have recovered their costs, if the Township wishes to assume the operation of any system or systems.
3. The Planning Commission pointed out that similar projects are in process or under consideration in White Bear and Mendota Townships and suggested that these may be of value in the study of the problem in New Canada Township.

The Mt. Curve Builders made application for the installation of a community water system in Mt. Curve Park. The Board promised a thorough study of the request.

It was noted by Member O'Mara that the lots were below the minimum 75 foot width requirement of the Building Code although they did fulfill the 10,000 square foot standard. Mr. Spector was advised to take the plat back to his surveyor for correction according to the Building Code. He was referred to the Town Engineer for information on the street grading and stabilization. The Clerk was directed to write a letter to the V.A. to the effect that the Township will accept and maintain the roads in Mt. Curve Park if they are completed according to the recommendations of the Town Engineer.

The Planning Commission's letter with regard to the plat known as Fred and Tom's Addition was read to the Board. They stated they had been unable to take positive action for the following reasons:

1. No topographic survey, as requested after the previous examination of the property, accompanied the presentation.
2. There appeared to be an error in the dimensions of the property west of Curve Street which has a total frontage of 225 feet while the same lineal section east of Curve Street totals 230 feet.
3. The new plat does not include block numbers. The individual lots still carry the old lot numbers of two per each new lot. They recognized that a legal description would include the old lot numbers but felt that new numbers should be assigned on new plats.
4. They assumed that proper legal steps would be taken to vacate the alleys in this plat and the portion of Burke Street between Curve Street and the Northern Pacific right-of-way. Carley, Town Engineer, felt that no topographic survey was necessary in view of the fact that the property is flat, however he indicated that it could be provided. He noted that there was an error in dimensions on the west side of Curve Street and stated his intention to correct it. The alleys in the plat have been previously vacated. Memmer, Town Attorney, was instructed to prepare the necessary notices and papers for the vacation of Burke Street, formerly known as 1st Street. The hearing was set by Chairman Luebben for 8 P.M. on July 19, 1956.

After a discussion of the relative merits of a new plat name as opposed to a rearrangement of the previously existing plat, it was decided to use the rearrangement as the least expensive method. Luebben moved, Kaeder seconded that the plans for the rearrangement of Blocks 19 and 22, Sabin Addition be approved subject to the vacation of Burke Street from Curve Street to the Northern Pacific right-of-way and the provision of the Township with an easement for Curve Street.

Ayes - all

Mrs. Peterson reported that she had personally contacted the owners of the property at Frost Avenue and English Street but they had not cleaned up the area in question. Chairman Luebben instructed her to bring the owners into court for failure to comply with the order.

Mrs. Peterson reported that she had made eight (8) trips to Wakefield Beach in the past three (3) days in answer to reports of dog bites. She had been unable to trace the dogs because they had been taken home as soon as the incidents occurred.

Mrs. Peterson also reported on the dump situation brought to the attention of the Board by Mrs. Robert Germain. Mrs. Peterson discovered that a previous Board had given permission to establish a dump in the area because the Township has removed sand from the area. The previous Board had also agreed to cover the dump when filled. It was decided to wait until Moritz, Street Supervisor, returned from his vacation before taking definite action.

Mrs. Peterson reported that she had come across a cesspool installation being done by an unlicensed operator who also had no permit. She instructed him to obtain a license and permit. Upon her return, the operator had not obtained a license but had secured a permit through Blake Excavating Company. The Clerk was instructed to contact Mr. Blake and have him appear at the next meeting to answer for having purchased a permit for an unlicensed operator.

Carley, Town Engineer, reported on the culvert bids received at the last meeting. Both bids met the specifications as advertised and were for the same amount, \$563.50. After some discussion on the proper way to handle such a situation, Luebben moved, Kaeder seconded that the bid be awarded to the St. Paul Corrugating Company.

Ayes - all

Carley, Town Engineer, presented the tax assessment roll for the street work completed in Stanich Highlands. Chairman Luebben set the hearing for 8:15 P.M. on July 19, 1956.

Carley, Town Engineer, presented two highway easements to the Board which will open East Seventh Street and Fauquier Street to a full width of 60 feet in Minnehaha Highlands. The first easement was given by Martin Cahanes for the N. 30 feet of the S. 660.04 feet of the W. 120 feet of the S.E. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ of Section 25, Town 29, Range 22. The second easement was given by George T. Zacho for the S. 33 feet of the W. $\frac{1}{2}$ of the N.E. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ of Section 25, Town 29, Range 22 and also the S. 33 feet of that part of the N.W. $\frac{1}{4}$ of the S.W. $\frac{1}{4}$ of Section 5, Town 29, Range 22 subject to Stillwater Road. The Cahanes easement applies to Fauquier Street and the Zacho easement to East Seventh Street. Carley, Town Engineer, agreed to arrange for the proper filing of the easements.

The Clerk was instructed to write a letter to Mr. Richard Post advising him that the Town Engineer had examined and approved the revised grading plans for Conway Street.

Mr. Raddatz, Chairman of the Planning Commission, reported that his group had carried on some preliminary discussion on the proposed sign regulations in the Township. He suggested that a joint meeting of the Board and Planning Commission be held to consider the matter.

A letter from a Mr. F. R. Ludwigson, complaining about the road ditches on the N.W. corner of County Road A2 and Greenbrier Avenue was read. The letter is to be referred to the Town Engineer for examination and report.

Meeting adjourned at 12:15 A.M.


Forrest R. Schmid
Clerk

July 5, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. All members of the Board were present.

In the reading of the minutes of the June 21, 1956 meeting it was noted that one of the highway easements in "Minnehaha Highlands" was stated to be in Section 5, Town 29, Range 22. It should read Section 25, Town 29, Range 22. Kaeder moved, Luebben seconded that the minutes be accepted as corrected.

Ayes - all

Four applications for 3.2 malt liquor licenses were brought to the attention of the Board. Chairman Luebben set a hearing to consider these applications for 8:30 P.M., Thursday, July 19, 1956 at the Town Hall. The Clerk was instructed to post proper notice of the hearing for the following applicants:

Marion Dean (Transfer)	-	Man Mountain Dean's Nite Spot 339 E. County Line
Donald V. Gulden (Renewal)	-	Club Suburban 2999 Highway No. 61
Edythe Jorgensen (Renewal)	-	Scandanavian Night Club 1682 Rice Street
Fred C. Deutsch	-	Fred's Snack Shop 835 East County Line

Donald Boehmer, Shaw Lumber Company, appeared before the Board requesting permission to build homes on two (2) lots on Flandrau Street which are 50 feet in width. The lots involved are:

South one-half of Lot 2, Block 2, Garden Acres Addition

South one-half of Lot 5, Block 2, Garden Acres Addition

Mr. Boehmer stated that in both cases no additional property was available adjacent to the lots in question which would bring them up to the 75 foot minimum lot width required by the Building Code. The first of the above mentioned lots already has homes built on both sides. In the second case the adjacent owners are unable to provide the additional width without bringing their own lots below standard. Mr. Boehmer was instructed to secure a statement from the adjacent owner to the effect that he would not sell the property adjacent to the lot in question. Londin, Building Inspector was instructed to look over the lots in question, and approve permits if he finds that no property is available and the lots are suitable for building.

A delegation from the Hills and Dales Addition appeared before the Board requesting information as to the responsibility for the maintenance of roads in their area. The roads are currently in such poor condition that home owners in the area are unable to drive on the roads to their homes without difficulty. Mr. Herman had informed them that the roads were the responsibility of the Township. The Board pointed out that the roads had not yet been accepted by the Town of New Canada for maintenance, because they have not been completed. A check of the undertaking agreement with the Modern Homes Construction Company revealed that the contract calls for completion of the roads in question by November 1, 1956. Under these circumstances, the roads remain as the responsibility of Mr. Herman. However, the Board felt that allowing the roads to remain in such condition would be hazardous from a fire protection and safety point of view. Luebben moved that the Clerk be instructed to withhold all permits for further work in the Addition by the Modern Homes Construction

Company until the streets on which there are completed residences are put in satisfactory and passible condition to meet the approval of the Street Supervisor, O'Mara seconded.

Ayes - all

The Clerk was instructed to advise Mr. Herman by letter that it is the policy of the Board not to accept any roads completed after September 1st of each year.

Pursuant to due call and notice thereof the hearing set for 8 P.M. on the vacation of the alley in Block 1, Greenwood Addition was declared open by Chairman Luebben. He called three times for objections to the proposed vacation. Hearing none, Luebben moved, Kaeder seconded the adoption of the following resolution:

"WHEREAS St. Paul Hudson, Inc., of St. Paul, Minnesota, owner of all of the lots in Block 1, Greenwood Addition, New Canada Township, having filed a petition for the vacation of the alley in said Block 1, Greenwood Addition, and

"WHEREAS, the hearing on said petition was preceded by two (2) weeks' published and posted notice, and

"WHEREAS, no one has appeared in opposition to said petition, and

"WHEREAS, it appears for the best interest of the public that said alley be vacated,

"NOW, THEREFORE, BE IT RESOLVED by the New Canada Town Board that the alley in Block 1, Greenwood Addition, New Canada Township, Ramsey County, Minnesota be and the same is hereby vacated."

Ayes - all

A discussion followed with regard to the required 5 foot utility easement on the back of all lots in the Township. It was decided it would be wise to request this easement while ownership was in the hands of one individual. Luebben moved, Kaeder seconded that the owners of the property in the Block 1, Greenwood Addition be requested to give a 10 foot utility easement, 5 feet on the back of each lot, in this block.

Ayes - all

Chairman Luebben then declared the hearing open at 8:15 P.M., pursuant to due call and notice thereof, for the vacation of the alley in Block 3, Wakefield Park Addition, Section 15, Town 29. O'Mara moved, Kaeder seconded that this hearing be laid over to the next regular meeting of the Board until more information could be secured on the utility easement situation.

Ayes - all

Chairman Luebben then set the re-hearing on the vacation of the alley in Block 3, Wakefield Park Addition, Section 15, Town 29, for 8:45 P.M. on July 19th, 1956.

John Tucci, 120 Kohlman Avenue, appeared before the Board. He owns certain property adjacent to his home and requested information as to how he should proceed to divide this property into lots for sale purposes. He was advised to secure an engineer of his own choice and at his own expense who would lay-out his property for proper presentation to the Board.

As requested at the last regular meeting, Mr. John Blake, Blake Excavating Company, appeared before the Board. It had been reported that an unlicensed cesspool contractor had been given a permit secured by Mr. Blake in violation of the Town regulations. Mr. Blake explained that he had sublet the job. The Board pointed out the difficulties which would arise if such practises were allowed to continue. Mr. Blake agreed that he had acted improperly and promised that he would not take part in any further such deals. The Board felt no further action necessary in this case.

Robert Johnson, 1844 Livingston Place and Eugene Johnson, 1810 Maryknoll Avenue appeared before the Board requesting that some action be taken to prevent the flow of water from Kennard Street to the rear of the homes in the area causing flooded basements and washed out banks. It was pointed out that construction of a home on Kennard which had broken down the ditch designed to carry the water and the unusually heavy rains of recent weeks were responsible. The Board explained that as soon as the home construction is completed the berm would be properly rebuilt and would solve their problem. It was also pointed out that water flowed down Livingston Place at it's junction with Kennard instead of continuing it's course down Kennard. This the Board also felt could be corrected by building up Livingston slightly at it's junction to accommodate the natural flow.

Welby Peloquin appeared before the Board requesting further information with regard to the vacation of that portion of Burke Street as requested by him. He was informed that the hearing had been set for the next meeting of the Board at 8 P.M. on Thursday, July 19, 1956.

Roger Swisher, Phillips Petroleum Company, explained that his Company had secured the property in front of the Philipville Trailer Court on Highway No. 61. He requested approval of their plans for the building of a service station on the property. The Board examined the set of plans he presented and approved the plan subject to the moving of the well for the water supply to a point 50 feet distant from a proposed dry well. Mr. Swisher readily agreed to this change. The Board was also informed that permission had been secured for access to the property from the State Highway Department.

O. R. Manney, 1499 Grandview, appeared before the Board and explained that several months earlier his son had been bitten by a dog in the area. He requested information as to what action could be taken in such a case. He explained he had contacted the Town Hall and the Ramsey County Sheriff. A deputy sheriff had answered the call and directed the owners of the dog to tie the dog for a 14 day period. No one had returned to determine whether the dog suffered from rabies or not. The Board pointed out that when the Sheriff's deputy answers a call, they feel the Sheriff's deputy should follow through. Town Police Officer Ziemer explained that these cases were usually reported to the Town Police for follow-up but it had not been done in this case. Mr. Manney was told that he could sign a complaint against the dog owner with the Justice of the Peace in this or any future similar case.

The Clerk reported that word had been received from Mr. Bendickson, former Town Dog Catcher, that he was again available to answer complaints. The name of Fred Kloskin, recently appointed Dog Catcher for North St. Paul, was referred to the Board as a possibility for Dog Catcher in New Canada Township. The Clerk was instructed to contact Mr. Kloskin.

Don Torgeson, 1822 Desoto Street, and several neighbors appeared to complain about several "hot-rodders" who consistently use the street in front of their homes as a race track. They requested police action before one of the many children in the neighborhood was struck. They were promised "Slow - Children Playing" signs and the cooperation of the Town Police. They were also advised that two of them should secure the license numbers

of the offenders and swear out a complaint with the Justices of the Peace.

William Peerson requested information from the Board with regard to sewers in the area of his property near Larpenteur Avenue and East County Line. He also asked about the plans for roads in the area. It was explained that roads are constructed at the request and expense of the property owner. He again asked whether a trailer court would be permitted and was told it would not be allowed. Vernon Ljunggren represented Carley, Town Engineer, but had no report on the dump proposed earlier for Mr. Peerson's property. A report was promised at the next meeting.

A discussion was held on the Motor Boat Ordinance and its enforcement. Chairman Luebben reported that the Ramsey County Sheriff's office will not enforce this Ordinance. Because of the many complaints received from Town residents about the speed and manner in which motor boats had been handled, it was decided to use the Town police in the enforcement of the ordinance.

The dump reported by Mrs. Robert Germain in the vicinity of Laurie Road, Sixth Avenue and Hazelwood was brought to the attention of Moritz, Street Supervisor. He reported that the dump had been opened to replace gravel taken from the area. A previous Board had given permission to the owners and had agreed to keep it covered. Later when lots had been sold, the dump was closed. It was then recently reopened. In view of the earlier closing, the Board felt they could order it kept closed. Moritz was instructed to so inform the owners of the property.

Moritz advised the Board that he did not feel all applicants for licenses should be automatically approved. It was suggested that the inspector concerned should be contacted. Although this would appear to be arbitrary in instances where licenses were denied, it was felt that the applicants right of appeal to the Board would overcome this objection. Luebben moved, O'Mara seconded that in the future all applicants for construction licenses be referred to the inspector who has charge of the work for recommendation before issuing a license.

Ayes - all

Mr. Ludwigson's letter of the previous meeting with reference to the drainage at County Road A-2 and Greenbrier had been investigated by the Town Engineer. He found a need for the removal of an old driveway and the placing of a culvert under Mr. Ludwigson's driveway. Before the work was completed it will be necessary to move a power pole. The change of the pole has been ordered and as soon as completed the other work will be done.

The Clerk was instructed to prepare a letter billing Northern States Power Company for the oiling of streets damaged during the laying of natural gas lines. Oiling was completed on Nona Place from Frost to Kennard, a distance of 1000 feet at \$.10 per foot for a total bill of \$100.00.

The Town Engineer reported he had been unable to arrange proper notice and publication for the hearing on street assessments for Stanich Highlands at the July 19th meeting. Chairman Luebben reset the hearing for August 2nd, 1956 at 8 P.M. at the Town Hall.

Luebben moved, Kaeder seconded that the placing of street signs in New Canada Township be assigned to the Town Engineer.

Ayes - all

The Town Engineer reported he had received a request for sidewalks in the Barclay Street area. The residents were interested in learning what was necessary in order to have this work done. It was recommended that preparations be made for the increasing requests for this type of work. The Board instructed the Town Engineer to complete a set of rules and regulations governing the installation of and assessments for such improvements and

to bring them before the Board.

The matter of street lighting was referred to the Town Engineer for survey and recommendation.

A petition was read by the Clerk requesting the construction of a street bordering the property of Mr. and Mrs. John Torseth. O'Mara moved, Kaeder seconded that the Township proceed with the construction of Sophia Street between Clarence and Birmingham Streets. Memmer, Town Attorney, was instructed to prepare the proper notices and secure the information necessary for the construction of this street.

Ayes - all

Kaeder moved, O'Mara seconded that the following resolution be adopted:

"RESOLVED that the street construction and stabilization contract between James Investment Company and the Town of New Canada for completion of;

Fauquier Avenue	from West line of Plat to Bartelmy
Meyer Street	from Fauquier Avenue to East Seventh
Bartelmy Lane	from Minnehaha to East Seventh
Mary Street	from Minnehaha to East Seventh
Sterling Avenue	from Mary Street to East Seventh
East Seventh	from West line of Plat to Sterling Avenue

be and is hereby approved as submitted together with surety bond guaranteeing payment for work as provided in said agreement, and the Chairman and Clerk are hereby authorized and directed to execute said contract on behalf of the Town. The Town of New Canada hereby assures the Federal Housing Administration and/or the Veteran's Administration of the United States government that the streets provided for in said agreement will be completed as specified, without special assessments, contemplated completion date to be October 15, 1957, and the Clerk is hereby authorized and directed to furnish certified copies of this resolution to agencies requiring same."

"Ayes - all"

Kaeder moved, Luebben seconded that the following resolution be approved:

"RESOLVED that the street construction and stabilization contract between Modern Homes, Inc., and the Town of New Canada for completion of:

Sherren Street	from Barclay to Hazelwood
North $\frac{1}{2}$ of Cope Street	from Barclay to Hazelwood
Barclay	from Cope to Sherren

be and is hereby approved as submitted together with surety bond guaranteeing payment for work as provided in said agreement, and the Chairman and Clerk are hereby authorized and directed to execute said contract on behalf of the Town. The Town of New Canada hereby assures the Federal Housing Administration and/or the Veteran's Administration of the United States government that the streets provided for in said agreement will be completed as specified, without special assessments, contemplated completion date to be June 15, 1957, and the Clerk is hereby authorized and directed to furnish certified copies of this resolution to agencies requiring same.

Ayes - all"

Luebben moved, O'Mara seconded that the Town Engineering Department be authorized to

turnpike such roads as they deem necessary.

Ayes - all

A letter was read from a group of residents on Price Street between Payne Avenue and Edgerton Street requesting that the Board consider the widening of their street to eliminate a low spot in the middle of the street. The Board instructed the Town Engineer to investigate and report.

Luebben moved, Kaeder seconded that the refunds for Alvin Herman in the amount of \$54.00, Harold Caruth in the amount of \$13.00 and Shuster-Silvus in the amount of \$34.50, be made to the persons concerned. These amounts were the result of duplicate building permits and a duplicate license.

Ayes - all

Brian Holmes, 22 Ferndale Avenue, directed a letter to the attention of the Board with regard to the excessive speed of vehicles in the area of Upper Afton Road off Highway No. 100. He requested speed limit signs for the area. The Clerk was instructed to refer this letter to the County Engineer, Upper Afton Road being a County road, with a copy to Mr. Holmes. A postscript is to be added to Mr. Holmes' copy informing him that upon completion of roads in the development, "Slow - Children Playing" signs will be installed in the area on the recommendation of Londin, Building Inspector.

Londin, Building Inspector, reported on a basement home at the corner of Ferndale Avenue and Stillwater Road. He felt it is a hazard and recommended that it be condemned. Memmer, Town Attorney, was instructed to take the necessary legal steps to complete this action.

Luebben moved, O'Mara seconded, upon recommendation of the Town Treasurer, that a petty cash fund of \$50.00 be set up for the convenience of the Clerk's office.

Ayes - all

Luebben moved, Kaeder seconded that \$495.00 be allotted for the purchase and installation of a 2-way radio for the Town police squad car.

Ayes - all

Meeting adjourned at 12:35 A.M.


Forrest R. Schmid
Clerk

July 19, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. All members of the Board were present.

The minutes of the July 5th, 1956 meeting were read and corrected to include the following action with respect to the public hearing on street assessments in "Stanich Highlands".

Member Luebben introduced the following resolution and moved it's adoption:

RESOLUTION PROVIDING FOR HEARING ON
ASSESSMENTS FOR STREET IMPROVEMENTS

BE IT RESOLVED By the Town Board of the Town of New Canada, Minnesota as follows:

1. The assessment roll heretofore prepared for 1955 Street Improvements as now on file in the office of the Town Clerk is hereby approved as the proposed assessments for said improvement, and this Board shall meet at the Town Hall in said Town on August 2, 1956, at 8:00 o'clock P.M. for the purpose of passing upon said assessments and hearing all objections thereto.
2. The Town Clerk is hereby authorized and directed to cause notice of said meeting to be published once in the official newspaper of the Town, no less than two weeks before the date of said meeting, which notice shall be in substantially the following form:

NOTICE OF HEARING ON ASSESSMENTS
FOR 1955 STREET IMPROVEMENTS

NOTICE IS HEREBY GIVEN That the Town Board of the Town of New Canada, Minnesota, will meet at the Town Hall in said Town on August 2, 1956, at 8:00 o'clock P.M. to hear and pass upon all objections, if any, to the proposed assessments in respect of the 1955 Street Improvements. The proposed assessment roll is now on file and open to public inspection by all persons interested in the office of the Town Clerk. Each of said assessments will be payable, unless prepaid, in equal consecutive, annual installments, the first of such installments to be payable with the general taxes for the year 1956, collectible with such taxes during the year 1957. The first installment will be payable with interest at the rate of 5% per annum on the entire assessment from the date of the resolution levying said assessments to December 31, 1957, and each subsequent installment will be payable with one year's interest at said rate on all unpaid installments.

The general nature of the improvement is:

Grading and Oil Stabilization on the following streets:

Stanich Place from Larpenteur Avenue to Price Street
Ruth Street from Larpenteur Avenue to North Line of Kingston Street
Price Street from Hazel Avenue to Ruth Street

Written or oral objections will be considered.

The area proposed to be assessed is every assessable lot, piece and parcel of land abutting said improvement, based upon the benefits received.

Dated July 5, 1956

BY ORDER OF THE TOWN BOARD

Town Clerk

3. Each and all of the terms and provisions of said form of notice are hereby adopted as the terms and conditions by which this Board shall be governed in hearing and passing upon objections to said assessments, as fully as though the same were separately set forth and resolved herein.

The motion for the adoption of the foregoing resolution was duly seconded by Member Kaeder, and upon vote being taken thereon the following voted in favor thereof:

Luebben, O'Mara, Kaeder
and the following voted against the same:
None

Whereupon said resolution was declared duly passed and adopted.

O'Mara moved, Kaeder seconded that the minutes be approved as corrected.

Ayes - all

Mr. Howard Overman appeared before the Board with insurance policies to cover Workmen's Compensation, comprehensive, general liability and other types of insurance due to expire. Mr. Swen Anderson read his proposal for a competitive coverage. Chairman Luebben declared that the insurance information would be considered by the Board and a decision given at a special meeting of the Board to be held on Monday, July 23, 1956, at the Town Hall.

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open at 8:00 o'clock P.M. for the purpose of hearing objections to the proposed vacation of Burke Street (formerly known as 1st Street) in Sabin Addition.

Chairman Luebben called three (3) times for objections. Hearing none, O'Mara moved, Kaeder seconded that the following resolution be adopted:

"WHEREAS, The owners of the property adjacent to that part of 1st Street also known as Burke Street in Sabin Addition lying between the extended west line of the E $\frac{1}{2}$ of Lot 14, Block 22 of said Sabin Addition and the east line of the Northern Pacific Railroad right-of-way, having filed a petition for the vacation of said street, and

"WHEREAS, The hearing on said petition was preceded by two (2) weeks' published and posted notice, and

"WHEREAS, No one has appeared in opposition to said petition, and

"WHEREAS, It appears for the best interest of the public that said street be vacated,

"NOW, THEREFORE BE IT RESOLVED by the New Canada Town Board that the part of 1st Street also known as Burke Street in Sabin Addition, lying between the extended west line of the E $\frac{1}{2}$ of Lot 14, Block 22 of said Sabin Addition and the east line of the Northern Pacific Railroad right-of-way, be and the same is hereby vacated."

Ayes - all

Frank McGinley, 2044 Prosperity Road, and William LaBelle, 2032 Prosperity Road, appeared before the Board with reference to Harris Avenue. Mr. McGinley had appeared previously to ask correction of a drainage problem created by the rough grading of Harris. As a result of the subsequent investigation, a ditch covered in the process was reopened by the Ramsey County Highway Department. They reported the area freshly graded and described it as a "no-man's" land." Traffic crosses a corner of Mr. LaBelle's property in order to avoid the ditch. Because the road has not been and will not be, under present

circumstances, accepted by the Town of New Canada, they asked that it be closed to traffic. Kaeder moved, Luebben seconded that Harris Avenue be barricaded at both ends by the Town Street Supervisor.

Ayes - all

Ernie Pikert, and Kirby Bevans, representing the General Outdoor Advertising Company, 2020 Washington Avenue, South, Minneapolis, requested permission to erect an advertising sign at 1685 White Bear Avenue on property owned by a filling station at that location. Member O'Mara pointed out that the Planning Commission is currently considering the problem of such signs. In view of the fact that the area is commercially zoned and occupied by a business, O'Mara moved, Kaeder seconded that a permit for the erection of the sign be approved.

Ayes - all

Pursuant to due call and notice thereof, the hearing set for 8:30 P.M. on this date to consider applications for 3.2 malt liquor licenses was declared open by Chairman Luebben. The first application considered was that of Marion Dean for Man Mountain Dean's Nite Spot at 339 E. County Line. Mr. Jim Dean was present representing his wife, the applicant, and stated he and his wife had no connection with the previous owner who was denied license renewal. Chairman Luebben called three (3) times for objections to the approval of this application. Hearing none, O'Mara moved, Kaeder seconded that the application be recommended for approval by the Board of Ramsey County Commissioners.

Ayes - all

The second application considered for a 3.2 malt liquor license was that of Donald V. Gulden for the Club Suburban at 2999 Highway No. 61. Chairman Luebben called three (3) times for objections to the renewal of this license. None were heard. Luebben moved, Kaeder seconded that this application be sent to the Board of Ramsey County Commissioners with a recommendation for approval.

Ayes - all

Next considered was the application of Fred C. Deutsch for Fred's Snack Shop at 835 East County Line. Chairman Luebben called three (3) times for objections to the granting of this 3.2 malt liquor license renewal but heard none. Kaeder moved, O'Mara seconded that the application be sent to the Board of Ramsey County Commissioners with a recommendation for approval.

Ayes - all

The application of M. J. Metzger, Manager of the National Tea Food Store at 2720 Stillwater Road was considered for renewal of a 3.2 malt liquor license. Chairman Luebben called three (3) times for objections. Hearing none, Luebben moved, Kaeder seconded that the application be sent to the Board of Ramsey County Commissioners with a recommendation for approval.

Ayes - all

Stanley T. Wiatros's application for the transfer and renewal of the 3.2 malt liquor license at the Scandinavian Club, 1682 Rice Street was discussed. Edythe Jorgensen had applied at the July 5, 1956 meeting but had sold to Mr. Wiatros in the meantime. He was questioned with regard to his record and stated he had not at any time been in violation of the laws with regard to this type of business. Chairman Luebben called three (3) times for objections. Hearing none, O'Mara moved, Kaeder seconded that the application be recommended to the Board of Ramsey County Commissioners for approval.

Ayes - all

Chairman Luebben declared the meeting open at 8:45 P.M. for the further consideration of the requested vacation of the alley in Block 3, Wakefield Park Addition, Section 15, Town 29. This matter had been laid over at the July 5, 1956 meeting and reset for this time and date. O'Mara moved, Luebben seconded that the following resolution be adopted:

"WHEREAS, more than fifty percent (50%) of all of the real estate lying and abutting on the alley in Block 3, Wakefield Park Addition, Section 15, Town 29, having filed a petition for the vacation of said alley, and

"WHEREAS, the hearing on said petition was preceded by two (2) weeks' published and posted notice, and

"WHEREAS, no one has appeared in opposition to said petition, and

"WHEREAS, it appears for the best interest of the public that said alley be vacated,

"NOW, THEREFORE, BE IT RESOLVED by the New Canada Town Board that the alley in Block 3, Wakefield Park Addition, Ramsey County, Minn., (This alley is approximately 150 ft. north of Larpenteur Avenue and runs east from Barclay Street parallel to Larpenteur Avenue), be and the same is hereby vacated."

Ayes - all

Luebben moved that the Town Attorney be instructed to request a 10 foot utility easement from the property owners in Block 3, Wakefield Park Addition, Seconded by O'Mara.

Ayes - all

Al Herman, Modern Homes Construction Company, appeared before the Board and expressed his apologies for not having been present when the delegation from the Hill's and Dales Addition brought their road problem to the Board's attention. He requested that the restriction on the issuance of building permits in the addition be lifted. Mr. Herman explained that work has been started on the roads and would be speeded up if the weather conditions would permit. Luebben moved, Kaeder seconded that the Clerk be instructed to release the restriction on the issuance of building permits in the Hills and Dales Addition in view of Mr. Herman's compliance with the Board's order to complete road construction work.

Ayes - all

O'Mara moved, Luebben seconded that Richard Schaller be appointed a police officer for the Town of New Canada effective July 20th, 1956.

Ayes - all

Londin, Building Inspector, reported that the \$740.00 due the Township for the addition of trailers in the Philipville Trailer Court has not been paid. Memmer, Town Attorney explained that Mr. Philip was awaiting the completion of the sale of property to the Phillips Petroleum Company for the construction of a service station approved by the Board at the last meeting. He assured the Board that payment would be made as soon as this transaction had been completed. The Board agreed to an extension of time before payment would be required.

Luebben moved, Kaeder seconded that the street from the Northern Pacific Railroad right-of-way to Day Street, formerly known in part as 1st Avenue, North, be named Lealand Road.

Ayes - all

Londin, Building Inspector, reported that another permit had been requested on Eldridge Avenue in the plat known as Edgetown Heights. Memmer, Town Attorney, ^{was} instructed to contact and arrange for the drawing up of an agreement with Mr. Henry Klausing and Mr. Joe Wegleitner, developers of Edgetown Heights, providing for the issuance of permits in the area on condition that the developers demand no service for roads in the plat.

Luebben moved, Kaeder seconded that the following resolution be adopted:

RESOLVED, that the Town of New Canada hereby assures the Federal Housing Administration and/or the Veteran's Administration of the United States Government that the streets provided for in the undertaking agreement for the construction and surfacing of streets in the Edgeview #2 Addition will be completed as specified without special assessments, contemplated completion date to be September 1, 1957 and the Clerk is hereby authorized and directed to furnish certified copies of this resolution to agencies requiring same.

Ayes - all

The Town Engineer presented a highway easement from Merle E. Waite for property described as follows:

Lot 24 and the $\frac{1}{2}$ of Lot 23 and that part of the vacated alley lying adjacent thereto in Block 22, Sabin Addition

to provide for the extension of Curve Street to the south from the Rearrangement of Block 22, Sabin Addition. The Clerk was instructed to file this easement with the proper County officials.

Carley, Town Engineer, presented a letter covering the request that they investigate the widening of Price Avenue between Payne Avenue and Edgerton Street. The Clerk was instructed to pass the information on to the petitioners.

The Town Engineer was instructed to draw up plans and specifications for a 40 x 50 foot tool and equipment shed.

A discussion was held with regard to proposed rules and regulations for the installation of sidewalks and curbing in the Township. Ljungren, representing the Town Engineer, was instructed to contact the persons who made inquiries with the information discussed.

O'Mara moved, Luebben seconded that the street grade plans be accepted for City Heights Addition as recommended by the Town Engineer.

Ayes - all

The Clerk was instructed to request "Slow - Children Playing" signs from the County for Hazelwood Street between Frost Avenue and Ripley Street.

Moritz, Street Supervisor, requested information as to how to proceed with the furnishing of culverts for private driveways in view of the recent Attorney General's opinion that this action is illegal. Moritz was instructed not to furnish culverts for such purposes under the circumstances.

Moritz, Street Supervisor, reported his findings on salaries paid equipment operators by the County. The Board decided to follow the scale established by the County. Luebben moved, Kaeder seconded that Anthony Jungman receive a salary

increase from \$300.00 per month to \$323.00 per month, retroactive to July 1st, 1956.

Ayes - all

Kaeder moved, Luebben seconded that the Twin City Electric Company be refused a license on the recommendation of the Electrical Inspector.

Ayes - all

Luebben moved, Kaeder seconded that the East St. Paul Lion's Club be granted permission to operate a bingo concession at the Ramsey County Fair to be held July 26th, 27th, 28th and 29th, 1956.

Ayes - all

Memmer, Town Attorney, was instructed to prepare an amendment to the fire ordinance restricting the burning of rubbish to the hours of 6 A.M. to 9 A.M. and 6 P.M. to 9 P.M.

Londin, Building Inspector, brought to the attention of the Board a request for a building permit at 1761 E. Larpenteur Avenue between White Bear Avenue and Flandrau Street. He reported the lot to be 60 feet wide and 115 feet deep. Water from the city is available to the lot. The permit was held pending approval of the Board because of the below minimum lot width. Londin was instructed to check the area and if he found the lot suitable for building, he was authorized to grant the permit.

Meeting adjourned at 1:15 A.M.


Forrest R. Schmid
Clerk

August 2, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. All members of the Board were present.

The minutes of the July 19, 1956 meeting were read. Hearing no additions or corrections, Chairman Luebben declared that the minutes were approved as read.

Mrs. Peterson, Health Inspector, reported a serious condition she found existing in the Philipville Trailer Court. Her investigation disclosed the burning of refuse in an open pit. She had not been able to determine definitely that garbage was included in the refuse. She considered the situation a health menace and requested instructions as to how it could be prevented. This matter was laid over until the arrival of Memmer, Town Attorney, to determine whether legal action could be taken in this situation.

Mrs. Peterson also reported the receipt of calls in complaint against the Humphrey property at the corner of Birmingham and Laurie Road. The caller, who refused to give his name, complained that rats were multiplying in the area as a result of chickens being kept on the property in question. Mrs. Peterson's investigation disclosed that

that only about two (2) dozen chickens were involved, that the chicken yard was kept in a most sanitary manner and that the feed was kept in covered containers. She felt the complaint unjustified and unfounded. The Board instructed her to refuse calls from persons unwilling to identify themselves and to take no further action if she felt it unwarranted.

Mrs. Peterson also reported the receipt of a letter from the owner of property at 333 East County Line. A septic tank at that address had been found to be overflowing into Tanners Lake and led to the communication. The letter stated that the person contacted had only a life tenancy in the property and was not responsible for improvements to the property. It suggested that the heirs be contacted rather than the renters or the life tenant for correction of this condition. Mrs. Peterson requested that the matter be referred to the Town Attorney for investigation and corrective action in view of the complex legal situation.

Mr. Roland Chaput, 2648 E. Minnehaha Avenue, appeared before the Board. He reported that he was in the process of moving a shed-like portion of his home and attaching it to a garage on his property for the storage of hay for horses being kept on the property. As the result of a complaint by Mr. Francis Johnson, 634 Ferndale, Londin, Building Inspector, had investigated the situation. He reported that he did not feel a permit necessary because the value of the work being done fell below the minimum required for the issuance of a permit. When, during the discussion, it was learned that the cost of the work did require a permit, it was decided to reconsider this opinion. Mr. Johnson, who was also present, reported that the garage to which the new section was being attached, had also been the subject of an earlier complaint. A permit had not been secured for it's movement to the present location. At that time the Board had also ordered the garage to be placed on a proper foundation and denied it's use as a stable. Use of the garage was restricted to utility and storage purpose only. Mr. Johnson claimed the garage to be in use currently as a stable. Mr. Chaput denied this claim. Memmer, Town Attorney, was instructed by the Board to investigate the situation with the aid of Londin, Building Inspector, and report his findings at the next regular meeting.

Pursuant to due call and notice thereof the hearing set for 8:00 P.M. on this date on the proposed assessments for 1955 Street Improvement was declared open by Chairman Luebben.

The Clerk presented an affidavit showing publication of notice of hearing on the proposed assessment for 1955 Street Improvements in the official newspaper in accordance with the resolution adopted July 5th, 1956, which affidavit was examined, found satisfactory, and ordered placed on file.

The Chairman of the Town Board announced that the meeting was open for the consideration of objections, if any, to said proposed assessment. All persons present were then given an opportunity to present oral objections, and all written objections theretofore filed with the Clerk were presented and considered, and all such objections were tabulated as follows:

<u>Name</u>	<u>Property</u>	<u>Nature of Objection</u>
None		

Because there were no objectors to the proposed assessments, the matter was laid over by Chairman Luebben until such time that the Town Attorney and Town Engineer were present.

Rev. Norman Baker, 2705 Fremont, appeared before the Board in answer to a request by Christianson, Electrical Inspector. He explained that the building of his home, which is centrally located in the three counties he serves, was undertaken by himself and two brothers from Wisconsin. He had provided the necessary plans and specifications and had secured a building permit. Christianson reported that the wiring in the home had been completed and covered before he had an opportunity to inspect the work. No electrical

certificate had been secured at that time but has since been taken out. Rev. Baker stated that the changes recommended by the Electrical Inspector had been made. O'Mara moved, seconded by Kaeder that the work be approved by the Electrical Inspector if determined to be satisfactory and within the State Code requirements.

Ayes - all

Rev. Baker then stated that Londin, Building Inspector, had checked the building and found that ship lap had not been installed on the building as the plans indicated. Rev. Baker further stated that according to his knowledge it was not required with the type of siding being used. Londin also reported that no permits had been secured for plumbing, heating and cesspool. Rev. Baker stated he thought these were all covered by the building permit. The Town Attorney was asked for an opinion as to how future buyers could be protected if the house were allowed to stand as constructed. He said that a certificate filed with the Register of Deeds listing the irregularities would become a part of the abstract and warn future buyers. The Board agreed reluctantly to this solution but felt that to compel compliance with the Building Code would work too great a hardship on the owner. Kaeder moved, seconded by Luebben that the building be permitted to stand under the conditions listed above.

Ayes - all

Willis S. Anderson, 1750 Edward Avenue, requested permission to place trailers in the area between his cabinet shop at 1876 English and the Gladstone Motor Service, the present site of a trailer court. Luebben moved that the request be referred to the Planning Commission for investigation and recommendation, Kaeder seconded.

Ayes - all

Ben Black, 1733 E. Gervais, requested permission to erect an auto-salvage yard. He stated that under his plans the wrecked cars would be dismantled as soon as received and would not be left to accumulate. It was pointed out to Mr. Black that the Zoning Code set up rigid requirements for the operation of such an establishment. Luebben moved, Kaeder seconded that this request be referred to the Planning Commission for investigation and recommendation.

Ayes - all

Pursuant to due call and notice thereof, the hearing set for 8:30 P.M. on this date to consider an application by Harvey W. Kraemer, 780 Sherburne Avenue, St. Paul, for a 3.2 malt liquor license at the Boulevard Nite Club, 1740 Rice Street, was declared open by Chairman Luebben. Mr. Kraemer who appeared in his own behalf stated he had leased this establishment from the former owners, who were denied a license, with an option to buy after one (1) year. He stated he had no connection with the former owners. Chairman Luebben called three (3) times for objections to the approval of this application. Hearing none, O'Mara moved, Kaeder seconded that the application be recommended to the Board of Ramsey County Commissioners for approval.

Ayes - all

Chairman Luebben set a hearing for 8 P.M. on Thursday, August 16th, 1956, the regular meeting of the Board, to be held at the Town Hall, on the application of Reuben R. Hart for a 3.2 malt liquor license at Hart's Grocery, 2627 White Bear Avenue. The Clerk was instructed to post the proper notices of this hearing.

Robert Worden, 1944 Flandrau Street, appeared before the Board requesting "Slow-Children Playing" signs to be posted on that portion of Flandrau Street which is north of Frost Avenue and terminates at White Bear Avenue. The request was referred to the Street Supervisor for compliance.

Mr. Worden also requested that, in the future, the above mentioned street be oiled prior to the dates of the Ramsey County Fair to eliminate the dust raised by the heavy traffic the Fair brings. This matter was also referred to the Street Supervisor for compliance. He pointed out that this work would have been completed this year had it not been for the heavy rains.

Gerald Killian, 2200 White Bear Avenue, appeared before the Board to request the rezoning of two (2) lots on White Bear Avenue near County Road B and described as follows:

West 82.6 feet of E. 495.6 feet of Lot 2, Block 29 and the west 82.6 feet of E. 413 feet of Lot 2, Block 29, of Smith and Taylors Addition to North St. Paul.

It was asked that the lots be rezoned from Class A residential to Class B residential to accommodate a double bungalow. The Board directed the request to the attention of the Planning Commission for investigation and recommendation.

Swen Anderson, Swen Anderson Agency, Inc., presented a letter outlining proposals for fire insurance coverage on the Gladstone Fire Department due to expire August 7th, 1956. After a discussion of the several possibilities, Luebben moved that the Board accept a policy at a cost of \$299.39 for \$18,000.00 in combination with an earlier policy purchased on the Town Hall addition. Kaeder seconded.

Ayes - all

Eric Benson, 1350 Frost Avenue, owner and operator of Benson's Grocery reported that he had received complaints from Town Police on the parking of cars at his business establishment. Mr. Benson felt he was being singled out and treated unfairly. It was pointed out that the complaints were made because of obvious parking violations. Chairman Luebben suggested that Mr. Benson contact and arrange for a meeting of all Gladstone businessmen on Frost Avenue with the Board and Town Police to establish a workable solution to the problem.

Richard Leonard, representing the Christian Brothers, appeared before the Board. He requested information on the street situation in the area generally to the west of Hazel Street, north of Larpenteur Avenue and South of the North St. Paul Cutoff and Ripley Street. Because of the Christian Brothers plans to build a boys high school in the area, it was deemed advisable to insure an adequate street system surrounding the area. They asked the assurance of the Board that this would be provided. The construction of the new Ramsey County golf course appeared to block access from the north. The Board assured Mr. Leonard of it's full cooperation. O'Mara moved, ~~Kaeder seconded~~ that the Town of New Canada request the County Engineer to create an access on Hazel Street to the North St. Paul Cutoff and the dedication of sufficient land to provide full width streets on Hazel Street and Ripley Street to the North St. Paul Cutoff. Luebben seconded.

Ayes - all

William LaPlante appeared before the Board with a request that Ferndale be rough graded for fast traffic between Brand and 7th Streets. The Road has been dedicated and this action would serve to open a short route from the south for the children attending school in the area of Harvester and Ferndale. The matter was referred to the Town Engineer who was to pass the information on to Mr. LaPlante.

The matter of street improvement assessments in Stanich Highlands Addition was again brought up.

Chairman Luebben then introduced the following resolution and moved it's adoption:

RESOLUTION ADOPTING AND CONFIRMING
ASSESSMENTS FOR 1955 STREET IMPROVEMENTS

BE IT RESOLVED by the Town Board of the Town of New Canada, Minnesota as follows:

1. The Clerk, with the assistance of a qualified person heretofore selected by the Board, has calculated the amount proper and necessary to be specially assessed for 1955 Street Improvements against every assessable lot, piece or parcel of land affected thereby upon the basis of benefits, without regard to cash valuation, in accordance with the provisions of Minnesota Statutes Annotated, Sections 429.501 and 429.061, and notice has been duly published, as required by law, that this Board would meet to hear and pass upon all objections, if any, and to amend said proposed assessments as might be necessary, and said proposed assessment roll has at all times since it's filing been open for public inspection, and an opportunity has been given to all interested persons to present their objections, if any, to such proposed assessments.
2. This Board, having heard and considered all objections so presented, and being fully advised in the premises, finds that each of the lots, pieces and parcels of land enumerated in the proposed assessment roll was and is specially benefited by the construction of said improvement in not less than the amount of the assessment set opposite the description of each such lot, piece and parcel of land, respectively, and that such amount so set out is hereby levied against each of the respective lots, pieces, and parcels of land therein described.
3. The proposed assessment roll is hereby adopted and confirmed as the proper special assessment for each of said lots, pieces and parcels of land respectively, and the assessment against each parcel, together with interest at the rate of 5% per annum accruing on the full amount thereof from time to time unpaid, shall be a lien concurrent with general taxes upon such parcel and all thereof. The total amount of each such assessment shall be payable in equal annual installments extending over a period of 10 years, the first of said installments, together with interest on the entire assessment from the date hereof to December 31, 1957, to be payable with general taxes for the year 1956, collectible in 1957, and one of each of the remaining installments, together with one year's interest on that and all other unpaid installments, to be payable with general taxes for each sonsecutive year thereafter until the entire assessment is paid.
4. Prior to certification of the assessment roll to the County Auditor, the owner of any lot, piece or parcel of land assessed hereby may at any time pay the whole of such assessment with interest accrued to the date of payment to the Town Treasurer.
5. The Clerk shall, as soon as may be, prepare and transmit to the County Auditor a certified duplicate of the assessment roll, with each then unpaid installment and interest set forth separately, to be extended upon the proper tax lists of the County, and the County Auditor shall thereafter collect said assessments in the manner provided by law.

The motion for the adoption of the foregoing resolution was duly seconded by Member O'Mara and upon vote being taken thereof the following voted in favor thereof:

Luebben, Kaeder, O'Mara

and the following voted against the same:

None

Whereupon said resolution was declared duly passed and adopted.

Ljungren, representing the Town Engineer, presented the proposed plans and specifications for the tool and equipment building as directed at the last meeting of the Board. After a thorough explanation and examination of the plans, Luebben moved that a request for bids be published in the Ramsey County Review, official Town newspaper, on August 9th

and 16th, 1956. Bids are to be received by the Town Clerk until 8 P.M. on August 20th, 1956 at the Town Hall and opened at that time for consideration. Kaeder seconded.

Ayes - all

The Town Engineer and Street Supervisor reported that considerable difficulty has been experienced in the Hills and Dales Addition with regard to drainage in the area. They reported that the difficulty was caused by inadequate catch basin openings. The Board instructed the Town Engineer to inform the developer to provide catch basin openings of a size to correspond to the capacity of the drainage pipe.

Moritz, Street Supervisor, in response to a request by him, was instructed to clean out the culvert serving the County ditch which runs under Maryknoll Avenue near Frost Avenue.

Moritz, Street Supervisor, reported that the same drainage difficulty confronting the Hills and Dales Additions existed in James 5th Addition. The Board instructed the Town Engineer to notify the developer that it was necessary for him to provide catch basins of a size adequate to serve the drainage pipe in the area.

LaPlante, Gas Inspector, recommended that the license application of the Natrogas Inc., 3900 Washington Avenue, Minneapolis, be denied for the remainder of year 1956. The Board instructed the Clerk to notify this Company that it would be necessary for them to appear before the Board before a gas installers license would be issued.

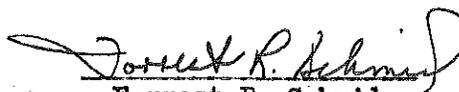
Luebben moved, Kaeder seconded that Lloyd A. Urban be refunded \$13.00 for a general contractors license that was not used.

Ayes - all

The Clerk read a letter from Mrs. Ted Johnson, Sextant and Hazelwood, requesting that the Board instruct the Shuster-Silvus Company to complete sodding work on the boulevard adjacent to her property as they had done on the boulevards adjoining property developed by them. The Clerk was instructed to inform Mrs. Johnson that such sodding is a private matter, a requirement of the Veteran's Administration, not a Township regulation, and that it will be necessary for her to handle this case privately. She is to be assured that the Township will not approve and accept the roads until the boulevard is properly graded and black dirt placed thereon as required by Town regulations and in a manner acceptable to the Town Engineer.

The plans accompanying an application for a building permit for a service station at Frost Avenue and English Street submitted by the Continental Oil Company, Roanoke Building, Minneapolis, was examined and discussed. It was found that the plans did not coincide with the building permit requests and that the plans were not properly prepared. Lordin, Building Inspector, was instructed to return the plans to the developers for correction and resubmission.

Meeting adjourned at 1:45 A.M.


Forrest R. Schmid
Clerk

August 16, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. Luebben and Kaeder were present; O'Mara absent.

Kaeder moved, Luebben seconded that the minutes of the August 2, 1956 meeting be approved as read.

Ayes - all

Willis S. Anderson appeared before the Board to learn what action had been taken on his request to establish a trailer court on property owned by him and situated between his cabinet shop at 1876 English Street and the present Gladstone Trailer Court. Because the report of the Planning Commission was not available, the matter was laid over until later in the meeting.

James McDonald, 1100 E. Maryland Avenue, appeared before the Board requesting the grading of the street known as Phalen Place between Ripley and Sophia. He owns Lots 6 and 7, Block 7, Lakeside Park Addition. Mr. McDonald had contacted the other owners of property on this street and secured their agreement to complete the work requested and pay for said grading through assessments against the property. He was advised to prepare a petition containing his signature and those of the adjoining property owners and to submit the petition so a hearing could be set. Chairman Luebben referred the matter to the Town Engineer for investigation and report.

The report of the Town Planning Commission with regard to the trailer court request of Willis Anderson was received and read. The Planning Commission made no recommendation but pointed out that the use requested was consistent with the zoning of the area in question. They felt it was the responsibility of the Board to decide whether an exception should be made to their previously published decision to allow no further trailer court developments within the Township. Chairman Luebben asked Mrs. Peterson, Health Inspector, for a recommendation from the sanitation point of view. She stated that the Gladstone Trailer Court, to which the requested court would be added, was in a very sanitary condition. During a recent inspection she had requested that an incinerator be installed and they agreed to provide it. Mr. Anderson stated he intended to use only the laundry facilities of the present court and would provide his own sewage and water systems. Mrs. Peterson reported that there would be no objection if that arrangement were carried out. The Board tentatively agreed to approve Mr. Anderson's request in view of the fact that it would simply be an addition to an existing court rather than a new establishment. Mr. Anderson was referred to the State Department of Health for a license to operate the court pointing out that it would be necessary to also comply with Township regulations.

Pursuant to due call and notice thereof the hearing set for 8:00 P.M. on this date on the request for a 3.2 malt liquor license renewal for Rueben R. Hart, at Hart's Grocery, 2627 White Bear Avenue, was declared open by Chairman Luebben. The applicant was not present. Chairman Luebben called three (3) times for objections to the granting of approval. None were heard. Luebben moved, Kaeder seconded that the application be recommended for approval by the Board of Ramsey County Commissioners.

Ayes - all

Mr. Ben Black, 1733 Gervais Avenue appeared and asked for an answer to his request to establish an auto salvage business at the above address. The Planning Commission recommended that the request be denied on the grounds that a change in zoning would be necessary and that such spot zoning is not advisable in this area. The property in question, located west of White Bear Avenue at a point where Bittersweet would intersect with Gervais Avenue, is immediately north of a light manufacturing zone. It was

pointed out that the area, under future development, would normally become Residential #1 unless the entire section, now farm residential, could be developed to some commercial or industrial use. The Board pointed out that in view of the Planning Commission's recommendation and the fact that no formal request for rezoning, as prescribed by the Zoning Ordinance, had been submitted, no further action would be taken on the request. Mr. Black was advised that if he wished any further consideration it would be necessary for him to initiate the action through a formal petition in which case a hearing would be set.

Mr. Roland Chaput, 2648 E. Minnehaha Avenue, asked for the decision of the Board with regard to the matter referred to Memmer, Town Attorney, and Londin, Building Inspector, at the last meeting. Londin felt there was no justification for the denial of a permit to move the building requested. Mrs. Peterson agreed with the recommendation after an inspection of the property in her position as Health Inspector. Memmer, Town Attorney, felt there was no legal basis for denial of the permit from a nuisance standpoint. Kaeder moved, Luebben seconded that the permit be granted for the erection of the shed on the garage.

Ayes - all

Mrs. Vanderhoff, Route 6, St. Paul, requested permission to return to her home which had previously been condemned as unsanitary. The Board was informed that new plumbing and wiring had been installed. Rev. Krause accompanied Mrs. Vanderhoff and stated that the required repairing and cleaning had been completed. Londin, Building Inspector, and Mrs. Peterson, Health Inspector, recommended that the owners be allowed to reoccupy their home. Luebben moved, Kaeder seconded that the request be approved.

Ayes - all

Mr. Richard Hoffman, 2510 Hudson Road, appeared along with a delegation of neighbors, in support of his request for the rezoning of the property south of Hudson Road and west of Sterling Avenue. This area of approximately 15 or 20 acres has been zoned Business and Commercial but is in use as a farm. The group asked that it be rezoned to a farm or residential classification. They were advised that it would be necessary to proceed under the section of the Zoning Ordinance which outlines the procedure for such requests.

The group also asked if any action could be taken with regard to a feed store in the area. The group agreed that no objection had been raised when the store was established but now felt that the business was undesirable and unsanitary. They reported that an out-door toilet was in use on the property and that rats were multiplying in the area. Although the Board did not feel that any Town regulations had necessarily been violated, they referred the matter to Mrs. Peterson, Health Inspector, and Londin, Building Inspector, for investigation and recommendation.

John Yorga, 2706 Brookview Drive, and Frank Yorga, 277 Ramsey Street, appeared before the Board with regard to a building permit requested by John Yorga. The building permit has been applied for and signed by a Mr. Deiss who is not a licensed contractor in the Township. It was explained that Mr. Deiss had merely agreed to secure the permit but had no part in the construction of the home involved other than to supply the lumber. He should not have signed the application for a permit. John Yorga presented the bills incurred in the construction of the home to show that he is building for himself. Londin, Building Inspector, had asked them to appear merely to clear up the situation. The Board felt that because no violation had occurred the building permit should be issued.

Katherine Lendway, 760 Fuller Avenue, St. Paul, appeared before the Board. She owns Lot 10, Block 3, except the westerly 50 feet, Midvale Acres, Ramsey County, Minnesota, which is 50 x 300 feet. She requested permission for the issuance of a building permit on the lot which is below the minimum frontage requirement in view of the fact that no adjoining property is available. Luebben moved, Kaeder seconded that the Building

Inspector be permitted to approve a building permit on this property if it meets the Town Building Code requirements.

Ayes - all

A large delegation of residents from the North Glen Addition presented a petition requesting the closure of a drainage ditch between 1485 and 1477 E. Viking Drive running north and south. The petition pointed it out as a safety and sanitary hazard. They requested that a closed drainage system be installed and the ditch filled. The matter was referred to the Town Engineer for investigation and recommendation. Ljungren, representing the Town Engineer, reported that neither the drainage ditch nor streets in the addition had been accepted by the Township.

Robert Borowske, 1737 Edgerton, explained that his septic tank had been draining into a low spot at the rear of his home. When neighbors objected to this situation he started installing a drain field. The drain field was found by Town employees to extend into a Town road easement for Kingston Street. Mr. Borowske agreed that if he were allowed to complete the drain field in it's present location he would move or abandon it at the request of the Board. In view of the fact that it appears unlikely that Kingston Street will be graded through in the foreseeable future, Luebben moved, Kaeder seconded that permission be granted for the temporary use of the road easement not to exceed eight (8) feet of the right-of-way for the placement of a drain field by Mr. Borowski.

Ayes - all

Mrs. Peterson, Health Inspector, reported that after a conversation with Mr. Philips of the Philipville Trailer Court, he had agreed to build an incinerator for the disposal of refuse and to haul all garbage from the court away. She reported that this same request had been made of the Gladstone Trailer Court and they had also agreed to comply with here request.

A representative of the Mt. Curve Builders presented a corrected platting of Mt. Curve Park. The Board requested that a topographic map plan of the proposed community water supply system be supplied. The plat was then referred to the Town Engineer for study and report.

Robert and Paul Zuppke, representatives of Nitrogas, Inc., appeared before the Board in answer to a written request that they do so. The purpose was to give them an opportunity to be heard in view of the fact that the Town Gas Inspector had recommended rejection of their request for a gas installers license. After some discussion, it was decided to lay the matter over until Member Kaeder could contact LaPlante, Gas Inspector, and determine his feelings with reference to the granting of the license.

Ljungren, representing the Town Engineer, presented the recommendations for the installation of street lights in the Township as requested at an earlier meeting. The proposed plan called for the installation of 42 lights at points considered most critical in the Township. The Board, after some discussion, instructed Ljungren to proceed with the installation of the lights.

The Clerk read a letter from Carley, Town Engineer, which suggested that the Township be divided into drainage districts. It further proposed that a separate study be made of each district with a view toward providing a plan for the drainage of that district into a lake or other natural reservoir. An estimate of the cost of such a study was included. It was decided to lay this matter over to a special meeting at which a complete discussion could be held.

Pursuant to Ordinance #14 of the Town of New Canada, Chairman Luebben directed that a hearing will be held at 8:00 P.M., September 6, 1956 at the Town Hall to consider the

the condemnation of property, deemed dangerous and unsafe to persons, at the following location:

Lot 7, Block 2, Perkinsview Addition

Letters of notification have been sent to:

Harold A. Bahner, 321 4th Ave. So., South St. Paul, and
Michael and Edith M. Hannon, Wyoming, Minnesota

The recommendation of the Planning Commission was read regarding the petition of Gerald I. and Mildred C. Killian for the rezoning of property adjacent to 2200 White Bear Avenue from Residential 1 to Residential 2. The Planning Commission stated that it could see no objection to the acceptance of this request. The Clerk was instructed to inform the petitioners of the proper procedure with regard to rezoning.

A plat and topographical map of Oswald Park directed to the attention of the Planning Commission was also discussed in the report of that group. They recommended that the plat be accepted subject to the resolution of the following objections:

1. Street continuity in the area appears to be in poor condition. The present path of the street named "Fairview" is confusing. It appears on the north side of the plat. The street on the south side is unnamed but appears to be a continuation of Fairview from the west.
2. The street on the south side of the plat appears to be only a half street.
3. The drainage of the north section of the plat appears to be questionable, particularly in the section occupied by Lot 4.

The plat was referred to the Town Engineer for further study particularly with regard to the drainage problem.

Luebben moved, Kaeder seconded that Ordinance No. 32 be adopted as follows:

AN ORDINANCE AMENDING ORDINANCE #20 ENTITLED, "AN
ORDINANCE REGULATING AND CONTROLLING THE SETTING,
IGNITING OR STARTING OF FIRES WITHIN NEW CANADA
TOWNSHIP".

Ayes - all

The meeting adjourned at 11:45 P.M.


Forrest R. Schmid
Clerk

August 20, 1956

The special meeting of the Board was called to order at 8:00 P.M. by Chairman Luebben. All members of the Board were present.

Pursuant to due call and notice thereof, the meeting was declared open by Chairman Luebben for the consideration of bids advertised for on a street department garage. Three (3) bids were received by the bidders named and for the amounts as shown below.

<u>Name of Bidder</u>	<u>Type of Building</u>	<u>Amount of Bid</u>
Leaf Construction Company (Accompanied by bidder's bond for 10% of bid)	Butler RF6	\$ 19,327.00
	Armco Series S	\$ 20,395.00
	Armco Series S (rigid frame one end only)	\$ 19,678.00
Gladstone Improvement Co. (Accompanied by bidder's bond for 10% of base bid)	Butler RF6	\$ 16,784.00
	Armco Series S (rigid frame one end only less \$650.00)	\$ 18,250.00
Karl Dedolph Construction Co. (Accompanied by bidder's bond for 10% of bid not to exceed \$2,500.00)	Butler RF6	\$ 19,691.00

No alternate bids

The bids from the Gladstone Improvement Company and Carl Dedolph Construction Company each quoted unit prices as well.

Luebben moved, O'Mara seconded that the bids be referred to the Town Engineer for tabulation and report.

Ayes - all

Chairman Luebben set a special meeting for 7:30 P.M., August 24, 1956, to receive the report and recommendation of the Town Engineer and to award the bid on the street department garage.

The Board discussed with LaPlante, Gas Inspector, the issuance of a license to Natro-gas, Inc. It was decided to grant the license for the period from September 1, 1956 through December 31, 1956. The Clerk was instructed to write a letter to the Company explaining that any further violations will of necessity result in immediate and permanent revocation of their gas installers' license.

The Clerk read two letters from Carley, Town Engineer, containing the recommendation that the streets in North Glenn and North Dell be accepted after a final inspection found them to be completed in accordance with Town regulations. Kaeder moved, O'Mara seconded that the following resolution be adopted:

"Resolved that the following streets in North Dell and North Glen Additions, be and hereby are accepted for maintenance as fully completed in compliance with the road construction regulations of the Town of New Canada, upon the recommendations of Milner Carley, Town Engineer.

Kennard from Gervais to Sextant and 133 feet beyond
Germain from Gervais to Sextant and 133 feet beyond
Sextant from Hazelwood to Kennard
Barclay from Service Drive to Gervais
Gervais from Barclay to Hazelwood
Grandview from Barclay to Hazelwood
Service Drive from Barclay to Hazelwood
Entry from Service Drive to Highway No. 36 between
Barclay and Hazelwood".

Ayes - all

Luebben moved, O'Mara seconded that a hearing on the petition for street improvements on Phalen Place between Sophia and Ripley Streets (Lots 1 through 11, Block 7, Lakeside Park Addition) be set for 8:00 P.M. at the regular meeting of the Board on September 20, 1956. The Town Engineer was instructed to draw up his recommendations and convey them to the Town Attorney for the preparation of the proper resolution to be published.

Ayes - all

After a discussion of the proposed installation of a water system at the Philipville Trailer Court brought to the Board's attention by Londin, Building Inspector, Luebben moved, O'Mara seconded that the Board request the State Board of Health to inspect the water supply system and to render a written opinion of that system.

Ayes - all

Meeting adjourned at 10:30 P.M.


Forrest R. Schmid
Clerk

August 24, 1956

A special meeting of the Board was called to order by Chairman Luebben at 7:30 P.M. All members of the Board were present.

Ljungren, representing Carley, Town Engineer, presented a tabulation of the bids received on the street department garage at the August 20, 1956 meeting. The bids ranged from low to high were shown as follows:

<u>Name of Bidder</u>	<u>Type of Building</u>	<u>Amount of Bid</u>
1. Gladstone Improvement Co.	Butler Steel Building	\$ 16,784.00
Alternate No. 1.	Armco Steel Building	18,250.00
(IF one rigid end is omitted, deduct \$650.00)		
2. Leaf Construction Co.	Butler RF6	\$ 19,327.00
Alternate No. 1.	Armco Steel	20,395.00
(Armco Steelox building with rigid frame one end only - \$19,679.00)		

3. Karl Dedolph Construction Co. Butler RF6
(no bids on alternates)

\$ 19,691.00

Ljungren reported that all bids were in accord with the plans and specifications as outlined. Upon the Town Engineer's recommendation, Luebben moved that the Board accept the low bid of \$16,784.00 submitted by the Gladstone Improvement Company for the erection of the Butler RF6 steel building to be used as a street department garage and that the Town Engineer be instructed to proceed with the necessary arrangements for immediate construction.

Ayes - all

Ljungren reported the results of his investigation and survey of the drainage ditch in the North Glen Addition. He found a gradual drop of 4 feet from the beginning to it's end, a distance of 609 feet. The ditch varies from 2 feet to 6 feet in depth. He felt the ditch had been constructed according to the specifications. The sand reported to have filled the ditch was found to be of a negligible quantity not sufficient to obstruct the normal flow of water. The culverts were also felt to be adequate. O'Mara moved, Kaeder seconded that the matter be laid over to the next regular meeting of the Board.

Ayes - all

Luebben moved, O'Mara seconded that the plan and profile of Manton Street be accepted as recommended by the Town Engineer.

Ayes - all

Ljungren also recommended that an attempt be made to arrange a normal traffic crossing over the Soo Line tracks on Manton Street in place of the present inadequate crossing to the west. The Board instructed him to proceed with the suggested plan.

O'Mara moved, Luebben seconded that no further permits be granted on Sixth Street between Hazelwood and Barclay Streets until arrangements are made for the completion of Sixth Street.

Ayes - all

Luebben moved, O'Mara seconded that the following resolution be adopted:

"RESOLVED, That a hearing be set for the 20th day of September, 1956 at 8:00 P.M. for the purpose of considering the petition of the adjoining owners of property on Phalen Place between Sophia and Ripley Street whereby the petitioners have petitioned the Town of New Canada to grade, stabilize and improve the said Phalen Place between Sophia and Ripley Streets, and that notice of said hearing be published according to law in the official town newspaper."

Ayes - all

Luebben moved, O'Mara seconded that the following resolution be adopted:

"RESOLVED, That a hearing be set for the 20th day of September, 1956 at 8:15 P.M. for the purpose of considering the petition of the adjoining owners of property on Sophia Street between Clarence Street to Birmingham Street whereby the petitioners have petitioned the Town of New Canada to grade, stabilize and improve the said Sophia Street between Clarence and Birmingham Streets, and that notice of said hearing be published according to law in the official town newspaper."

Ayes - all

Luebben moved, Kaeder seconded that the following resolution be adopted:

"RESOLVED, That a hearing be set for the 20th day of September, 1956, for the purpose of considering the petition to vacate Paul Street from the South boundary of Heineman's Belleview Addition to the South right-of-way line of County Road B (formerly Second Street) and John Street from the South boundary of Heineman's Belleview Addition to the South right-of-way line of County Road B (formerly Second Street), and that the Clerk be and is hereby instructed to publish notice according to statutory requirements for said hearing."

Ayes - all

Chairman Luebben directed that a hearing be set for 8:30 P.M. on September 6, 1956 to act on an application for a 3.2 malt liquor license requested by Carley Jean Saxe and James E. Higley for the Scandanavian Night Club at 1682 Rice Street.

The meeting was adjourned at 10:45 P.M.


Forrest R. Schmid
Clerk

September 6, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:15 P.M. All members of the Board were present.

O'Mara moved, Kaeder seconded that the minutes of the August 16th, 1956 meeting be accepted as read.

Ayes - all

Kaeder moved, O'Mara seconded that the minutes of the special August 20th, 1956 meeting be accepted as read.

Ayes - all

O'Mara moved, Kaeder seconded that the minutes of the special August 24th, 1956 meeting be accepted as read.

Ayes - all

G. A. Berger, 2481 Harvester Avenue, requested information as to the status of sewer connections between the Town of New Canada and the City of St. Paul. The Board reviewed the progress made in the negotiations with the City up to this point. They pointed out that the proposal was presently in the hands of the Technical Committee and under study by them. Although no date could be set it was anticipated that an answer could be expected in the near future.

John McNulty, 2029 Duluth Street, asked if it were true that a roller skating rink is to be established at the corner of Frost Avenue and English Street.

The Board informed him that, although they knew such a plan was to be proposed, no request for permission had been received nor had any building plans been presented to the Township. They pointed out that it would be necessary to gain the Board's approval both as to construction plans and licensing before the project could be undertaken. Both Chairman Luebben and Member O'Mara stated they favored holding a public hearing before making a decision in this matter, and that interested persons would be given an opportunity to present objections or favorable comments on the proposal. The Board indicated it was still open-minded on the subject. Mr. Stan Kagler, 2017 Duluth Street accompanied Mr. McNulty and both indicated their opposition to the roller rink, giving reasons for such opposition.

This same group then asked whether the fact that the roads in the Hills and Dales Addition had not yet been accepted by the Township would affect school bus transportation in the area. It was explained that final acceptance was not necessary. The seal coating, which had been recently completed, is all that is required before the buses would operate in the area.

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open for the hearing set for 8:00 P.M. on the condemnation of property at the following location:

Lot 7, Block 2, Perkinsview Addition

The condemnation of the basement structure thereon had been recommended by the Building Inspector as dangerous and unsafe to persons. Gordon Sinclair, a St. Paul Attorney, appeared to request a delay in the decision of the Board. He stated that the admittedly poor condition of the structure was the result of litigation between Mr. Hannon and Mr. Bahner as to the ownership of the property. Mr. Bahner had purchased the property from Mr. Hannon and was now suing for the return of his money. He asked that the matter be laid over until the next meeting of the Board. Mr. Sinclair indicated that there were several prospective purchasers for the property who would make immediate use of the property and in this manner correct the condition presently existing. He offered this as the speediest solution. Chairman Luebben laid the matter over until the arrival of Memmer, Town Attorney.

Mr. Madole, representing Gustav Brohaugh, 2317 Commonwealth Avenue, appeared to request the approval of a plat known as Kortus Addition. The property lies on County Road A-2 between Edgerton Street and Payne Avenue. He was informed that it would be necessary to furnish a topographical map of the area, in addition to the plat, for study by the Town Engineer. After investigation by the Town Engineer, the Planning Commission would consider the plat and make it's recommendation to the Board.

The matter of the condemnation proceedings was reopened at this point with the arrival of Memmer, Town Attorney. He informed the Board that under the ordinance after a decision had been made by them, a condemnation notice could be sent to the property owners. The property owners are then given 30 days in which to correct the situation. If the work has not been done by that time, the structure may be destroyed by the Township and the cost of the work collected through a lien against the property. Memmer was also asked if the Township would assume any liability for personal injuries by delaying the decision. He stated that the property owners would remain liable in such an event. Chairman Luebben asked if there were any persons present who would object to a delay in the decision. Hearing none, he declared that the hearing was concluded and that the matter would be taken under advisement and a decision rendered at the September 20th, 1956 meeting.

Pursuant to due call and notice thereof, Chairman Luebben declared the meeting open at 8:30 P.M. for the hearing on the application of Carley Jean Saxe and James E. Higley for a 3.2 malt liquor license at the Scandanavian Night Club, 1682 Rice.

Street. Chairman Luebben called three (3) times for objections to the approval of the license. None were heard. Luebben moved, Kaeder seconded that the license be recommended for approval by the Board of Ramsey County Commissioners.

Ayes - all

Mr. Ruecker, who had appeared earlier in the meeting with regard to the drainage ditch in the North Glen Addition, asked to have this matter considered. After considerable discussion, during which it was pointed out that the ditch had been constructed according to specifications, it was decided that some action would have to be taken relative to the covering of the ditch. It was felt to be a hazard and constant source of irritation in it's present condition. Chairman Luebben directed that a meeting be arranged with the Veteran's Administration, the contractor, Town Engineer, Town Attorney and himself to arrange for a storm sewer and to determine by whom the cost of such a project would be paid.

Arrangements were also made for an inspection tour of the streets in North Glen Addition with a report of the findings to be made to a representative of the home owners in the area. The inspection was set for the following day, Friday, September 7th, 1956, to be made by Chairman Luebben and Ljungren, representing the Town Engineer.

Vernon Hughes, 1486 E. Sandhurst Drive, appeared before the Board. He stated that Barclay Street between Sandhurst and County Road B had not been completed. Ljungren pointed out that the firm which originally undertook the construction of this street has since gone into bankruptcy. The new owner of the equipment, a former employee of the firm had agreed to complete the work required if the Township would furnish the necessary oil. This street was also added to the inspection tour on Friday, September 7th, 1956, with the Town Engineer to determine what corrective steps would be necessary. The Board agreed to furnish the oil if the contractor would furnish the labor and equipment for the job.

Frank Johnson, 1634 Ferndale, appeared before the Board. He brought attention to several undeveloped areas near his home where the property has grown over with weeds. He requested that the Board take action to have them cut. He pointed out that in one case a sign gave the telephone number of someone attempting the sale of the property and felt they could be contacted for action. Member Kaeder agreed to do what he could in having this problem eliminated in his capacity as Weed Inspector.

Gerald and Mildred Killian, 2200 White Bear Avenue, appeared before the Board with regard to their petition for the rezoning of property described as follows:

W82.6 feet of E 495.6 feet of Lot 2, Block 29, and the W 82.6 feet of the E 413 feet of Lot 2, Block 29, Smith and Taylors Addition, Section 11, Town 29, Range 22.

They requested that it be rezoned from R-1, Residence District (Single Dwelling) to R-2, Residence District (Double Dwelling). They were informed that it would be necessary to provide an abstractors certificate of property owners within 200 feet of the property proposed for rezoning and the fee prescribed in the rezoning procedure of the Zoning Ordinance. They agreed to provide these items. Chairman Luebben set the hearing on the petition for 8:00 P.M. on October 4, 1956 and instructed the Clerk to proceed with the necessary notices and publication subject to the furnishing of the above mentioned certificate.

Gerald and Mildred Killian also asked the status of Van Dyke Avenue from County Rd. B north to White Bear Avenue. They were informed that this road had merely been rough graded by adjacent property owners and had never been accepted by the Township. The Town Engineer had been retained to determine street grades for First Avenue and Van

Dyke Avenue adjacent to Lot 1, Block 29 and Lot 2, Block 20 of Smith and Taylors Addition and the drainage needs for the area in preparation for the development of this area. Ljungren, representing the Town Engineer, reported that he felt in order to properly drain the area it would be necessary to include adjacent property in an overall plan. This would involve use of a 36 inch pipe at considerable expense. Mr. and Mrs. Killian decided to discuss this matter more fully before reaching a decision.

Mr. and Mrs. Killian also requested the vacation of the alley in Block 29, Smith and Taylors Addition. They were informed of the proper legal procedure to accomplish this. Memmer, Town Attorney, agreed to set up a form to be used for such a request. The Clerk was instructed to provide this form to Mr. Killian upon it's receipt.

Member O'Mara reported on a meeting of representatives of various political sub-divisions of Ramsey County, he attended recently. Subject of the meeting was the establishment of a central Ramsey County police and possibly fire department radio system. He outlined the proposed system, costs involved and suggested method of financing. Chairman Luebben then brought to the Board's attention a copy of a resolution prepared as a result of this and previous meetings and sent to him with the request that it be adopted if the Town of New Canada favored the establishment of the proposed system. O'Mara moved, Kaeder seconded that the following resolution be adopted:

"Whereas, New Canada has recognized the advantage of integrating all police services to avoid duplication of units responding to a call, and,

Whereas, this community recognizes the advantages of calling upon neighboring communities for assistance in cases of disaster, now, therefore, be it resolved that this community go on record as endorsing the acquisition by the Sheriff's Department of a radio system capable of allowing all police departments and communities to avail themselves of it's facilities.

Ayes - all"

Chairman Luebben asked for a report on the accomplishment of contracts with the Gladstone Improvement Company for the erection of the street department garage. Ljungren, the Town Engineer, reported that the contracts were available and all in order, that they had been signed by the Gladstone Improvement Company and recommended that they now be signed by Chairman Luebben for the Town of New Canada. The Clerk was instructed to return the bid bonds which accompanied the bids, including that of the successful bidder, to the companies submitting them. Ljungren pointed out that a performance bond replaced the bid bond of the Gladstone Improvement Company.

Ljungren requested a decision of the Board with regard to the installation of natural gas or propane gas for use in the new street department garage. He informed the Board that the installation cost for a natural gas line would be \$375.00. The Township would then be reimbursed at the rate of \$150.00 for each customer who made connections along the route to the garage up to the amount of the installation cost. The Board authorized him to proceed with the installation of natural gas.

The Clerk was authorized to prepare and deliver a letter to Northern States Power Company approving the installation of 42 street lights at the points approved at a previous meeting.

Three letters from Northern States Power Company, requesting permission from the Town of New Canada to install natural gas lines on certain streets within the Township. The Clerk was instructed to grant such permission on those streets maintained by the Township and to refer them to Ramsey County for permission on County-maintained streets.

A letter from the Town Engineer stated that the grading work and drainage system in Minnehaha Highlands had been inspected and found to conform with the approved plans.

and specification. They recommended that the streets be accepted for routine maintenance such as blading and snow plowing in view of the fact that the developer has entered into an agreement with the Township guaranteeing payment of assessments for finishing the streets. O'Mara moved, Luebber seconded that the Clerk be authorized to sign the recommendation as an indication of approval.

Ayes - all

Moritz, Street Supervisor, brought up the matter of undeveloped lots and the problem created by the washing of sand and dirt into the streets from these lots. He pointed out that considerable expense has been incurred by the Township in removing this waste material and replacing it on the property. A suggestion was made that a charge be established for such work and that the property owners be billed. The Board felt that the matter required further study and discussion with the Town Engineer. The matter was laid over until this can be accomplished.

Ljungren reported that a new form had been completed and was in use showing the exact amount of time spent on each job by the road maintenance crew. From this report all cost figures for labor can be determined should a charge be involved.

Ljungren brought up the matter of variations between Veterans Administration and Township requirements for streets and drainage systems. The situation in James 5th Addition where a narrow strip remained unsodded on the boulevard adjacent to the streets, after acceptance by the V.A., brought out the problem and difficulties involved. Ljungren recommended that a meeting be arranged with V.A. officials to resolve the difficulty. It was decided to meeting with Carley, Town Engineer on Tuesday, September 11th, 1956. at 10:30 A.M. to tour the roads and areas in question before deciding on any further action.

O'Mara moved, Kaeder seconded that Anthony Hartman, contractor for the construction of the drainage ditch in the Shuster-Silvis North Glenn Addition, be provided with a letter stating that said drainage ditch has been completed in compliance with specifications established by the Town Engineer.

Ayes - all

Luebber moved, Kaeder seconded that the offer of the James Investment Company for the conveyance of property in James 1st Addition be accepted.

Ayes - all

Kaeder moved, Luebber seconded that the undertaking agreement with Joseph F. and Martha M. Wegleitner and Henry F. and Stella Klausung for the completion of Aldrich Avenue in the plat known as Edgetown Heights be accepted.

Ayes - all

Meeting adjourned at 2:02 A.M.


Forrest R. Schmid
Clerk

September 20, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:15 P.M. All members of the Board were present.

Kaeder moved, O'Mara seconded that the minutes of the September 6th, 1956 meeting be accepted as read.

Ayes - all

Mr. H. H. Blomster, president of the Cross Lutheran Church Layman's League, appeared before the Board. He requested permission to erect directional signs for Cross Lutheran Church, Frost Avenue and Prosperity Road, at the following locations:

White Bear Avenue and Prosperity Road - NW corner
White Bear Avenue and Frost Avenue - SW corner
Frost Avenue and Highway No. #61 - NW corner
Prosperity Road and Larpenteur Avenue - NW corner

Because these intersecting streets are all County roads, Mr. Blomster was informed that the request would have to be referred to the Board of Ramsey County Commissioners. O'Mara moved, Luebben seconded that the request be forwarded to the Board of Ramsey County Commissioners with a statement endorsing the installation of the signs.

Ayes - all

Phillip Oswald, 1700 E. County Road C, requested information as to the status of Oswald Park, a plat previously submitted to the Board. He was asked to await the arrival of the Town Engineer to whom the plat had been referred.

Walter Casura, 1309 $\frac{1}{2}$ Kohlman, appeared before the Board to request permission to construct an addition to an existing building to be used as a home by his daughter and son-in-law. The existing building is 12 ft. by 21 ft. and the proposed addition is to be 14 feet by 21 feet. Londin, Building Inspector, pointed out that the proposed home would be below the minimum 800 square foot requirement of the Building Code. This was not felt to be a bar to granting a permit in view of the fact that it is an addition to an existing building, rather than a new home construction. Mr. Casura stated his willingness to comply with all other requirements of the Code, including the construction of a foundation under the entire structure and the installation of complete and separate sanitary facilities. Kaeder moved, Luebben seconded that permission be granted to build the addition according to the specifications of the Building Inspector.

Ayes - all

Pursuant to due call and published and posted notice thereof, the hearing set to consider objections to the petition for the grading and stabilizing of Phalen Place between Sophia and Ripley Streets at 8:00 P.M. on this date, was declared open by Chairman Luebben. He then asked for objections to the approval of this action. The Town Engineer's estimated cost of \$3,000.00 was read. Based on approximately 800 feet of assessable property, the cost per foot was stated to be roughly \$4.00. Swen Anderson, an owner of property on the proposed street stated that he felt a 20 foot street would serve as well as the 30 foot street suggested by the Town Engineer. It was also decided to consider charging a portion of the cost to property which is in the form of a triangle and is owned by the Township. This property abuts the proposed street and was felt to be suitable for a recreation area. There was general agreement that a satisfactory arrangement could be worked out. After Chairman Luebben called for the third time for objections and hearing none, O'Mara moved, Luebben seconded that the Town Engineer be instructed to proceed with the final

plans for the grading and stabilizing of Phalen Place between Sophia and Ripley Streets, the cost of which is to be assessed against the abutting property.

Ayes - all

Pursuant to due call and posted and published notice thereof, Chairman Luebben declared the meeting open to hear the petition for the grading and stabilizing of Sophia Street between Clarence Street and Birmingham Street. The approximate cost was pointed out to be roughly \$3.75 per assessable foot for this work. Chairman Luebben called three (3) times for objections. Hearing none, Luebben moved, O'Mara seconded that the Town Engineer be instructed to proceed with the preparation of final plans for the grading and stabilizing of Sophia Street between Clarence Street and Birmingham Street, the cost of the work to be assessed against the property abutting thereon.

Ayes - all

Pursuant to due call and posted and published notice thereof, Chairman Luebben declared the meeting open to hear the petition to vacate the following streets:

Paul Street from the south boundary of Heineman's Belleview Addition to the south right-of-way line of County Road B (formerly Second Street);

John Street from the south boundary of Heineman's Belleview Addition to the south right-of-way line of County Road B (formerly Second Street).

During a discussion which followed, it was pointed out that the extensions of these streets had previously been vacated to the north of County Road B and that the area to the south was being taken for inclusion in Keller Golf Course property. Chairman Luebben called three (3) times for objections to this action. Hearing none, O'Mara moved, Kaeder seconded that the following resolution be adopted:

"WHEREAS, more than fifty percent (50%) of all owners of property abutting on that portion of Paul Street between the south boundary of Heineman's Belleview Addition to the south right-of-way line of County Road B (formerly Second Street) and John Street from the south boundary of Heineman's Belleview Addition to the south right-of-way line of County Road B (formerly known as Second Street) having filed a petition for the vacation of said streets, and,

"WHEREAS, the hearing on said petition was preceded by two (2) week's published and posted notice, and,

"WHEREAS, no one has appeared in opposition to said petition, and,

"WHEREAS, it appears for the best interest of the public that said streets be vacated,

"NOW, THEREFORE, BE IT RESOLVED, by the New Canada Town Board that those portions of Paul Street between the south boundary of Heineman's Belleview Addition and the south right-of-way line of County Road B (formerly Second Street) and John Street between the south boundary of Heineman's Belleview Addition and the south right-of-way line of County Road B (formerly Second Street), be and the same are hereby vacated."

Ayes - all

The matter of Oswald Park was again brought to the attention of the Board by Phillip

Oswald. Carley, Town Engineer, reported that he did not have a plat or topographical plan of Oswald Park. Mr. Oswald agreed to furnish him with the required material. The matter was then laid over for report at the October 4th, 1956 meeting.

Martin Cohanes, 2415 E. Minnehaha Avenue, presented a plat of a proposed opening of Meyer Street. It was noted that the proposed extension was offset from the present street due to the way in which the adjoining addition has been platted. Luebben moved, O'Mara seconded that the proposal be referred to the Town Engineer and Planning Commission for study and recommendation.

Ayes - all

A group from the North Glen Addition appeared and requested further information with regard to the drainage ditch in their area. Chairman Luebben reported that he had inspected the area with Ljungren, representing the Town Engineer, and had found that the construction of a covered drainage pipe with catch basins appeared feasible. He pointed out that it would be necessary to fill the lots in the area to insure proper operation and drainage, however. Carley, Town Engineer, stated that as a result of an inspection and study of the area, it was decided that the ditch would be the most logical place to run a sanitary sewer. A storm sewer could easily be installed at the same time at very little additional cost. It was pointed out that due to the lowness of the lots, the dirt is washing into the ditch and tends to block it. The Township can and will keep the ditch open but the eventual solution is to fill the lots. The Township cannot force the developer to do the filling. It was suggested that the home owners attempt to remedy this situation with the developers on a private basis. The Board then suggested that the ditch be allowed to remain open until such time that the sanitary sewer be provided for this development and at that time also install a storm sewer as recommended by the Town Engineer. Any further action on this matter will be taken only upon the direct request of the home owners in the area concerned.

Carl Soderbeck, 1030 Ferndale, appeared relative to the matter of the condemnation of the basement structure on Lot 7, Block 2, Perkinsview Addition. This condemnation had been laid over to this meeting upon the request of Gordon Sinclair, an attorney who represents one of the parties to a court action on the ownership of the property. Mr. Sinclair did not appear. Mr. Soderbeck informed the Board that he had placed earnest money on the property and proposed to construct a building thereon. The Board laid the matter over to the next meeting to give Mr. Soderbeck an opportunity to complete his arrangements.

Thomas Tschida, representing St. Paul Courtesy Benches, Inc., appeared before the Board to request permission to install advertising bench at the Super Fair Market on Stillwater Road. The Company proposes to install the bench on private property adjacent to a private home at Lakewood Drive and Stillwater Road. The matter was laid over until the next meeting to allow time by the Board for further discussion.

A letter was read from Carley, Town Engineer, with regard to the grading and stabilizing of certain streets in DeMars 3rd Addition. The streets involved are:

Summer Street from Jackson Street to east line of City Heights ($\frac{1}{2}$ width);

Summer Street from east line of City Heights to east line of DeMars 3rd Addition (full width).

The letter recommended that a bond in the amount of \$3,000.00 which is $1\frac{1}{2}$ times the estimated cost, be required. Memmer, Town Attorney, reported that an undertaking agreement had been prepared for the developer which agreed to furnish the bond in the amount of \$3,000.00. He recommended acceptance of the agreement. Luebben moved, Kaeder seconded that the following resolution be adopted:

"RESOLVED, that the street construction and stabilization contract between Kendall DeMars and the Town of New Canada for the completion of the following streets:

Summer Street from Jackson Street to east line of City Heights
(half width);

Summer Street from east line of City Heights to the east line
of DeMars Addition (full width)

be and is hereby approved as submitted together with surety bond guaranteeing payment for work as provided in said agreement, and the Chairman and Clerk are hereby authorized and directed to execute said contract on behalf of the Town. The Town of New Canada hereby assures the Federal Housing Administration and/or the Veteran's Administration of the United States Government that the streets provided for in said agreement will be completed as specified, without special assessments, contemplated completion date to be November 1, 1957, and the Clerk is hereby authorized and directed to furnish certified copies of this resolution to agencies requiring same".

Ayes - all

O'Mara moved, Luebben seconded that the following resolution be adopted:

"RESOLVED, that all construction or improvements of any kind to be done within the dedicated street right-of-way, shall be done by the Town of New Canada under a Township contract after the developer or owners have petitioned for such work. The cost of the work is to be assessed under the Assessment Law of 1953."

Ayes - all

Luebben moved, O'Mara seconded that Ordinance #33, which is entitled as follows, be adopted:

AN ORDINANCE RELATING TO STREET ADDRESSES AND THE NUMBERING OF PROPERTIES, PUBLIC AND PRIVATE, WITHIN THE TOWN OF NEW CANADA.

Ayes - all

O'Mara moved, Luebben seconded that Ordinance #34, which is entitled as follows, be adopted:

AN ORDINANCE RELATING TO STREETS AND PROVIDING FOR THE REMOVAL THEREFROM OF CERTAIN MATERIALS.

Ayes - all

A short discussion was held with Carley, Town Engineer, on proposed platting regulations for the Town of New Canada. The suggested regulations were referred to the Planning Commission for study and recommendation.

A letter was read from Carley, Town Engineer, with reference to streets in James Fifth Addition. The letter stated that the streets have been graded and stabilized in accordance with Township specifications and recommended their acceptance for maintenance by the Township. The streets were as follows:

Mayer Lane from Sterling to east line of plat

James Drive from Sterling to O'Day
Sterling Avenue on west line of plat (one-half width)
O'Day Avenue from Upper Afton Road to Mayer Lane
McClelland Avenue from Upper Afton Road to Mayer Lane
Ferndale Avenue from Upper Afton Road to Mayer Lane

Luebben moved, Kaeder seconded that the above named streets be accepted as recommended by the Town Engineer.

Ayes - all

A letter from W. J. Bremer of the Ramsey County Engineer's office was read. The letter referred to a resolution passed by the Board of County Commissioners at their September 20th, 1956 meeting asking that the Town of New Canada reduce from 30 feet to 20 feet, it's building setback requirement on property owned by Wilfred P. J. Rafferty and Veronica A. Rafferty, husband and wife. The property is described as follows:

E $\frac{1}{2}$ of Lots 12, 13 and 14, Block 7, Kings Addition to the City of St. Paul

The request was made for the purpose of mitigating the damages that would be allowed the owners of the property as the result of the County's action, condemning a 10 foot strip of property along Larpenteur Avenue, now under construction. After considerable discussion as to the advantages and disadvantages of such action, O'Mara moved, Luebben seconded that the matter was referred to the Planning Commission for study and request was made for a recommendation at the next regular meeting of the Board.

Ayes - all

Louis L. Anderson, requested by letter, permission to remove the wooden structure near the Town Hall now used for road equipment and supplies, upon completion of the street department garage. The Clerk was instructed to write Mr. Anderson informing him that when the building is cleared for removal, bids will be accepted for such removal.

Pepin, Acting Police Chief, reported the arrival of the radio for the police car and that he would make arrangements for prompt installation. He requested a decision from the Board as to their wishes on a telephone answering service to be used in conjunction with the radio connection with the St. Paul Police Department. He reported that the cost would be \$29.00 monthly. The Board authorized Pepin to proceed with the necessary arrangements for the answering service.

Luebben moved, Kaeder seconded that the Police Department be authorized to purchase a stretcher for the police car.

Ayes - all

Luebben moved, O'Mara seconded that the Police Department be authorized to purchase a dry powder fire extinguisher to be carried in the police car.

Ayes - all

A request for street lights at the following locations:

Flandrau and 2nd Avenue
Flandrau and 3rd Avenue
Kennard and 2nd Avenue
Kennard and 3rd Avenue

was referred to the Town Engineer for recommendation. The petition for the installations was made by Mr. S. J. Olson and a group of residents in the area.

A letter from Gordon W. Olson, North St. Paul Village Manager, was read. It referred to a past request by Chairman Luebben for notification on possible rezoning actions when the areas were adjacent to the Town of New Canada. Mr. Olson assured the Board of his willingness to cooperate in these matters. Mr. Olson also asked further information on a liquor store, owned by a Mr. Meissner, proposed to be moved to the western village limits of North St. Paul near 7th Avenue. The Clerk was instructed to contact Mr. Olson to request further information on this matter.

The Clerk presented to the Board the petition of Gerald I. and Mildred C. Killian requesting the vacation of the alley in Block 29, Smith and Taylors Addition, Section 11. Chairman Luebben set a hearing on this request for 8:00 P.M. on October 18th, 1956 at the Town Hall. The Clerk was instructed to publish and post proper notices.

An application was received from the Northwestern Bell Telephone Company to place buried cable across Hazelwood at Cope Street and across Cope Street 290 feet west of Hazelwood. The Clerk was instructed to approve the application.

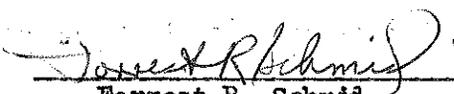
Luebben moved, O'Mara seconded that the Clerk be authorized to notify the County Auditor that it would not be necessary to make the debt levy on the \$14,000.00 Street Improvement Bonds issued in September, 1955 in view of the fact that a substantial proportion of that money remains unused and of the portion used, more than half of the assessments have been fully paid before their levy on tax rolls.

Ayes - all

Luebben moved, O'Mara seconded that the Clerk be authorized to prepare and deliver handbills notifying citizens of the Township of the establishment of permanent voter registration.

Ayes - all

Meeting adjourned at 12:08 A.M.


Forrest R. Schmid
Clerk

October 4, 1956

The regular semi-monthly meeting of the Board was called to order by Chairman Luebben at 7:20 P.M. All members of the Board were present.

Kaeder moved, O'Mara seconded that the minutes of the September 20th, 1956 meeting be accepted as read.

Ayes - all

Mr. Ben Black, 1733 Gervais Avenue, appeared before the Board and again requested per-

mission to establish an auto salvage business. He asked if there were any place in the Township where this type of business would be permitted. The restrictions of the Zoning Code were discussed and it was explained to Mr. Black that to permit such a property use in the Township would undoubtedly result in an extremely serious reaction from surrounding residents. The Board did not feel it would be wise to permit such a property use at this time.

A representative of the Gladstone Fire Department presented three (3) informal bids received by the department for the painting of certain portions of the interior of the building and also the exterior of the entire building at 1900 Clarence Street. The Board was requested to consider these bids and to share in the cost of the proposed work. This matter was laid over for further discussion and consideration by the Board.

Swen Anderson requested the installation of a street light at the corner of Frank and Ripley Streets. Because it could not be determined whether this location had or had not been included in the group of 42 light locations authorized at an earlier meeting, Luebben moved, Kaeder seconded that the request be referred to the Town Engineer for investigation and recommendation.

Ayes - all

Pursuant to due call and published notice thereof, the hearing set for 8:00 P.M. to consider the petition of Gerald I. and Mildred C. Killian for the rezoning of the W 82.6 feet of the E 495.6 feet and the W 82.6 feet of the E 413 feet of Lot 2, Block 29, Smith and Taylors Addition from R-1, Residence District (Single Dwelling) to R-2, Residence District (Double Dwelling) was declared open by Chairman Luebben. That portion of the rezoning petition was read which referred to the proposed double bungalow to be erected on the location described above. It was pointed out that postcard notification had been made to all property owners within 500 feet of the area rather than 200 feet as called for in the Zoning Ordinance because the abstractor's certificate supplied was prepared on the basis of the larger area. Several nearby residents appeared who stated they had not received notifications. A check of the abstractor's certificate revealed they were not listed. Chairman Luebben called three (3) times for objections to the granting of the petition. Hearing none, Luebben moved, O'Mara seconded that the petition be granted rezoning the abovedescribed property from R-1, Residence District, (Single Dwelling), to R-2, Residence District (Double Dwelling) and that the Clerk be instructed to notify the proper authorities.

Ayes - all

The question of the drainage in the area of White Bear Avenue, Van Dyke Avenue and County Road B was then brought up for discussion. Chairman Luebben reported that he had inspected the area with the Town Engineer and that the conclusion drawn was that considerable study of the overall problem would be required. The portion of Van Dyke Avenue lying within this area was also brought into the discussion. Residents asked the Town's intentions as to maintenance of the street. Moritz, Street Supervisor, stated that the street has never been accepted for maintenance although some work had been done to keep it in passable condition for the residents thereon. The property owners stated that stakes had been set indicating the proper grade level at the time the grading was completed and that the grading had been done in accordance with those stakes. Chairman Luebben pointed out that the inspection indicated that the street had not been properly laid out and the entire area should be re-engineered for both drainage and street level. A letter from Carley, Town Engineer, was then read. The letter stated that the project proposed by Mr. Killian for the extension of the outlet under County Road B would not take care of the anticipated drainage of the area as it develops. The Town Engineer recommended that the Board consider the possibility of constructing a storm sewer along County Road B and north on Van Dyke Avenue which would be designed to take care of anticipated needs of the

area. He pointed out that this work would be done on an assessment basis and the assessments would probably include Ramsey County and also Township streets which drain into the storm sewer. Luebben moved, O'Mara seconded that the Town Engineer be authorized to make a complete survey and report on the drainage in the Van Dyke Avenue area.

Ayes - all

Harold Smith, 230 Crestview Drive, requested information as to the zoning of an area south of Hudson Road and west of Sterling Avenue. This property, owned by him, had been rezoned Business and Commercial at the time the Zoning Ordinance was adopted. Residents of the adjoining area had appeared at the August 16th, 1956 meeting asking that it be rezoned to its former classification of Farm Residence. Mr. Smith stated he planned to develop this area for residence purposes and also asked that it be rezoned. He stated that the other residents were preparing the petition and would join them in their request.

Mr. Smith also requested information as to the proper procedure to follow in turning over to the Township, a road known as Crestview Drive which is 66 feet in width. He is proposing an extension of this road. It was explained that the Township now constructs all roads. He was advised to prepare a platting of the entire area which would show the proposed road. He presently has a 150 foot wide easement from Minnesota Mining and Manufacturing Company on which he reaches Crestview Drive from Highway No. 12, over a distance of approximately 120 feet. It was recommended that he check this easement to determine whether it could be turned over to the Town of New Canada, a step which would be necessary before the Township could accept the road.

Gerald Spector, representing the Mt. Curve Builders, Inc., 1702 Grand Avenue, St. Paul, asked the status of his earlier request for a study of community water systems, one being proposed for the development to be known as Mt. Curve Park. The Board informed him that no final decision had yet been reached but that some preliminary discussion had been held. A letter from Carley, Town Engineer, was read at this point with regard to the Mt. Curve Park development. The letter reported that the plat had been examined and that it appeared practical from an engineering viewpoint. It was pointed out that in an area as large as the proposed development it was difficult to foresee all the drainage problems which might be encountered while the streets are being designed. The Town Engineer recommended that the final plat should not be approved until after street grades have been established and that necessary drainage easements should be shown on the plat. An estimate of the cost of the streets was included. Actual cost was estimated at \$48,000.00 which would mean a bond would be required for \$72,000.00 at $1\frac{1}{2}$ times the estimated cost. The letter also pointed out that the plan contemplated the installation of a community water system. A detailed study of this was not made because of the Board's prior decision to prohibit such systems in the Township. The Town Engineer indicated that if such a system were to be considered, he had certain recommendations to make concerning design of such systems. The attention of the Board was called to the Town regulation which states that all construction within the street right-of-way was to be undertaken by the Township on an assessment basis. The developer presented a set of preliminary plans of the proposed system to the Board. He stated that no further action could be considered until a decision was reached on the community water system in view of the excessive cost of individual wells in the area. The Board informed Mr. Spector that a special meeting would be held to discuss policy on community water systems and drainage and an answer would be given him at the October 18th, 1956 meeting.

Another letter from Carley, Town Engineer, was read with regard to the construction of Phalen Place between Ripley Street and Sophia Street. The letter reported that a survey has been made but final plans have not been completed. The Town Engineer recommended that work on the street not be started until early 1957 for two reasons. First, the grade is extremely steep and if not stabilized immediately after grading, a serious erosion problem would be encountered. Secondly, the area involved is so small that it should be tied to a larger project in order to hold costs at a reasonable level. Swen Anderson was present and asked for the decision of the Town Engineer as to the width of the proposed street.

He was informed that a width of 26 or 28 feet was being considered. Mr. Anderson felt this width was unnecessarily large. It was decided to complete the plans and meet with Mr. Anderson before reaching a final decision on width.

Martin Cohanes appeared before the Board regarding the proposed opening of Meyer Street between Fauquier and E. Minnehaha Avenue. The Planning Commission's report on their study of this street was read. It stated that the Commission felt that the proposed offset should be permitted. They did not feel such platting to be desirable but that in this case, should be considered as an exception. Mr. Cohanes then presented a petition requesting that Meyer Street be constructed. The Board and Town Engineer did not feel the petition to be in proper form. The matter was referred to the Town Engineer for the completion of an easement and the signing of a proper petition.

Phillip Oswald, 1700 E. County Road C, requested the report of the Town Engineer on the proposed plat of Oswald Park. The Town Engineer's report was read and contained the following points resulting from a study of the plat and a field inspection of the area:

1. The naming of Fairview Street was understood to be in the process of correction by the surveyor.
2. Germain Street as proposed is 50 feet wide rather than the normal 60 feet. The letter recommended securing the additional 10 foot dedication of property.
3. The acceptance of the plat was recommended subject to the satisfactory solution of the abovenamed problems.
4. The letter contained a breakdown on the cost of street construction in the area which would have to be met with a bond or cash before approval of the final plat could be secured. After a discussion on drainage, streets and financing, O'Mara moved, Kaeder seconded that the plat of Oswald Park be approved as recommended by the Town Engineer, subject to the satisfactory solution of the width of Germain Street.

Ayes - all

Luebben moved, O'Mara seconded that a drainage pipe be placed under the existing portion of Fairview Avenue according to the recommendations of the Town Engineer to forestall a drainage problem in the proposed plat of Oswald Park.

Ayes - all

Al Herman, representing the David Realty Company, appeared before the Board to request the acceptance by the Town of New Canada of the roads built in the Hills and Dales Addition. Carley, Town Engineer, reported that at the time he inspected the area today, there was still some work which had not been completed. He stated he was not prepared to recommend acceptance. After considerable discussion, Luebben moved, O'Mara seconded that a letter be prepared by the Town Engineer and approved by the Clerk stating the acceptance of the streets subject to the submission of a \$2,000.00 certified check which was recommended as adequate by the Town Engineer to cover all possible work which might later be required. The Town Engineer was instructed to prepare an estimate of costs to be submitted at the next meeting which amount would then be acceptable in place of the \$2,000.00 certified check.

Ayes - all

It was brought to the attention of the Board that government agencies were now requiring developers to construct sidewalks from the homes to the black-top across road easements. This was felt to be an unwise policy and one which would create problems for future road maintenance. Luebben moved that the building of sidewalks to the black-top not be per-

mitted in the Town of New Canada. O'Mara seconded.

Ayes - all

The Town Engineer's estimate of work completed on the street department garage during the first month of construction was presented to the Board. Making an allowance of 90% of the cost of work done to date as provided by the construction contract, a figure of \$1,557.00 was recommended for payment. The amount is to be paid upon securing the signature of the owner of the Gladstone Improvement Company on the letter submitted showing the breakdown of allowances.

A letter from Carley, Town Engineer, brought to the attention of the Board, the proposed plat of Torgeson's Addition. He pointed out that this plat had been submitted several times previously but dropped for various reasons. The owner had again requested that it be resubmitted and that he be furnished with information on the procedure to follow in gaining approval. The Board directed that the plat be referred to the Planning Commission for study and recommendation.

Another letter from Carley, Town Engineer was read regarding the acceptance of streets in DeMars 3rd Addition and DeMars 4th Addition. The letter stated that the developer has completed construction of Bellwood Street between Jackson Street and Adolphus Street and also Adolphus Street between County Road A-2 and the south property line of DeMars 4th Addition. The letter further stated that DeMars 3rd Addition has been approved and recorded. DeMars 4th Addition is ready for approval and subsequent recording. The Town Engineer recommended acceptance of Bellwood Street for maintenance and also acceptance of Adolphus Street subject to the recording of the final plat. O'Mara moved, Luebben seconded that the recommendation of the Town Engineer to accept for maintenance Bellwood Street between Jackson and Adolphus Streets and Adolphus Street between County Road A-2 and the south property line of DeMars 4th Addition be approved and adopted.

Ayes - all

Luebben moved, Kaeder seconded that the final plat of DeMars 4th Addition be accepted and the Clerk be authorized to sign it.

Ayes - all

O'Mara moved, Kaeder seconded that the final plat of Littles 2nd Addition be accepted and the Clerk be authorized to sign it.

Ayes - all

A letter from Mr. Johnson, Chief Engineer of the Soo Line Railroad was read. It stated that the Soo Line Railroad has no objection to the installation of a railroad grade crossing at Manton Street. The railroad company agreed to install the plank crossing and signs. The Township is to do all grading and blacktop work including that portion on the railroad right-of-way. Luebben moved, Kaeder seconded that the letter be accepted and placed on file.

Ayes - all

A letter from Carley, Town Engineer was read with regard to a drainage problem on Greenbrier Avenue north of County Road A-2. A high spot in the road causes water to back up. The problem has been partially solved by lowering the gutter on one side of the street but additional work will be necessary to completely solve the problem. The Town Engineer recommended that in addition to helping the situation during the winter and spring months, that he be authorized to make a survey and prepare a study from which a final plan for the final solution and the cost thereof/ Luebben moved, Kaeder seconded that the Town Engineer can be determined.

be authorized to make the survey and study.

Ayes - all

The Clerk reported a request from the Oakdale Township building inspector that the Town of New Canada join Oakdale Township in renaming Highway No. 100 on the east county line. The purpose was to avoid the confusion of the many duplications of numbers on this road's many sides in various parts of the county. The name suggested was Century Avenue. The Board agreed to go along with this change of name and agreed to make it official at such time as the other bordering communities also agree on a common name.

The matter of the condemnation of the basement structure on Lot 7, Block 2, Perkinsview Addition was brought up for further action. None of the persons previously requesting delays in the condemnation proceedings appeared during the meeting. Luebben moved, Kaeder seconded that the matter be referred to Memmer, Town Attorney, and Londin, Building Inspector, for decision and action.

Ayes - all

The Clerk reported that the quit claim deed of the James Investment Company, conveying to the Town of New Canada the N 40.6 feet of Block 5, James 1st Addition, has been received.

A letter from Mrs. Donald DeCourcy, Land Commissioner, with reference to certain parcels of land classified as non-conservation land, was read. It asked that the Town of New Canada approve the release of the following property:

- Lot 13, Block 5, Brower Park;
- Lot 14, Block 5, Brower Park;
- Lot 17, Block 1, L. D. Nelson's Homesites.

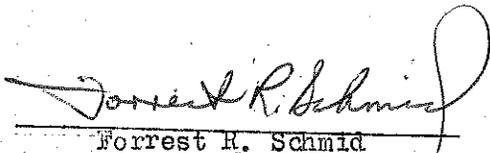
It was decided to locate this property and determine it's value for use by the Township. Further discussion was to be held at the next meeting.

A letter was read from the Board of Ramsey County Commissioners approving the request of Mr. H. H. Blomster, Cross Lutheran Church, for permission to erect directional signs on certain county road right-of-ways. The Clerk was instructed to inform Mr. Blomster of the approval and contents of the letter.

A discussion of the proposal and bids, presented by the Gladstone Fire Department, was held. The Board agreed to pay for one-half the cost of painting the interior of the hall and the cost of painting the exterior of the Town office. Member O'Mara agreed to contact the Fire Department officers and discuss this and any other matters they desired to bring to the Board's attention.

Member O'Mara requested an opinion from the Board as to the desirability of purchasing a second police radio to be installed in a private car in use by the Police Department. It was agreed to delay this decision until a later date.

Meeting adjourned at 2:00 A.M.


Forrest R. Schmid
Clerk

October 18, 1956

The regular semi-monthly meeting of the Board was called to order at 7:15 P.M. by Chairman Luebben. All members of the Board were present.

O'Mara moved, Kaeder seconded that the minutes of the October 4th, 1956 meeting be approved as read.

Ayes - all

H. J. Schorr, 1772 E. Shore Drive, W. H. Godbout, 1784 E. Shore Drive, W. T. Pearson, 1796 E. Shore Drive, and P. G. Seaholm, 1800 E. Shore Drive, appeared before the Board with questions arising from the proposed construction of Phalen Place between Ripley and Sophia Streets. They asked if assessments would be made against their property for this work. The Board informed them that assessments would be made on property adjoining Phalen Place but the exact proportions had not been determined. They also reported hearing that plans had been made to vacate Gordon Place from Phalen Place to Ripley Street and add the vacated area to a triangle of property owned by the Township, for use as a recreational area. They stated their objection to the vacation of the street and proposed instead the completion of that street. Member O'Mara pointed out that although such a plan had been discussed, no inspection of the area had been made to determine its suitability for such use and no final decision made. He further stated that it was merely a suggestion in the talking stage and based on the supposition that use of Gordon Place by adjoining property owners was highly improbable because it adjoins the rear of their property. They were informed of the proper procedure to follow in petitioning for construction of the street. Carley, Town Engineer, agreed to mail the proper petition form to Mr. Godbout. The property owners concerned would then discuss the situation and inform Carley of their decision.

Mrs. Peterson, Town Health Inspector, brought to the attention of the Board, a situation existing at the Philipville Trailer Court. She and Moritz, Sanitary Inspector, reported finding sewage in the drainage ditch on the property and also an overflow of sewage from the check boxes which indicate improper functioning of the drainage system. The Board informed her that they had been previously informed of the difficulty and asked the Town Engineer to investigate. Carley reported that Ljungren had found clear water in the drainage ditch during an inspection subsequent to that of Mrs. Peterson. Ljungren had found the check boxes expelling some sewage today and felt that some action was necessary. Luebben moved, O'Mara seconded that Mr. Philips be instructed to contact his engineer and arrange for a meeting with the Town Engineer to discuss the repair or rebuilding of the drainage system for the Philipville Trailer Court.

Ayes - all

Mrs. Peterson also requested information as to how to proceed in requiring a change in the drainage system at 333 E. County Line. The present septic tank does not conform to the requirement that it be a minimum of fifty (50) feet from the well. A newly installed drain field does conform, however. She asked if the owners could be required to install a new septic tank at the proper distance. Because there was some questions as to the ability of the Board to require such a change on an existing system, Luebben moved, Kaeder seconded that the matter be referred to Memmer, Town Attorney, for a legal examination and that he be authorized to act on the results of his findings.

Ayes - all

Pursuant to due call and published notice thereof, the meeting was declared open at 8:00 P.M. by Chairman Luebben for the hearing on the proposed vacation of the alley between Lots 1 and 2, Block 29, Smith and Taylor's Addition to North St. Paul, Section 11 Town 29, Ramsey County, Minnesota. A petition was filed by Gerald I. and Mildred C. Killian, owners of the abutting property, on September 20th, 1956, requesting the vacation. Chairman Luebben called three (3) times for objection to this action. Hearing none,

O'Mara moved, Kaeder seconded that the following resolution be adopted and the Clerk be instructed to file said resolution with the proper authorities:

"WHEREAS, more than fifty percent (50%) of all owners of property abutting on that portion of the alley between Lots 1 and 2, Block 29, Smith and Taylor's Addition to North St. Paul, having filed a petition for the vacation of said alley, and

"WHEREAS, the hearing on said petition was preceded by two (2) weeks published notice, and

"WHEREAS, no one has appeared in opposition to said petition, and

"WHEREAS, it appears for the best interest of the public that said alley be vacated,

"NOW, THEREFORE, BE IT RESOLVED, by the New Canada Town Board that the alley between Lots 1 and 2, Block 29, Smith and Taylor's Addition to North St. Paul, Section 11, Town 29, Ramsey County, Minnesota, be and the same is hereby vacated."

Ayes - all

Richard Hopkins, 1700 English Street, presented to the Board a petition signed by residents in the area of English Street and Larpenteur Avenue. The petition requested that the Board take action to secure removal of old tires and other salvage material from the property at the northeast corner of Larpenteur and English. The owner of the property in question also appeared. The Board explained that it could not permit the storage of salvage material in a residentially zoned area and that the owner must refrain from accumulating such material. He stated that he had already removed the objectionable material but did not feel he had violated any ordinances. He asked if it would be permissible to erect a garage for the storage of trucks and other material. It was further explained that only a two-car garage could be erected in that area.

Robert Borowske, 1737 Edgerton Street, appeared before the Board. He explained that several months earlier, August 16th, 1956, he had appeared and requested permission to extend a drain field into the road right-of-way of Kingston Street, which is not in use as a Township road. That permission was granted on a temporary basis at that meeting. Borowske reported that his neighbor, W. Koehnen, 1745 Edgerton Street, had dumped fill dirt on the street forming an obstruction to the normal drainage. During the heavy rain of last week, the water diverted by the obstruction washed out Borowske's drain field which had been put in at a depth of 24 inches. He asked relief from Koehnen's misuse of the Kingston Street easement. It was brought out that Koehnen had appeared at the April 5, 1956 meeting with regard to the use of this road. Borowske indicated his willingness to cooperate in whatever solution could be worked out. Luebben moved, O'Mara seconded that the matter be referred to the Town Engineer and Town Attorney for investigation and that they be given the power to act in solving the problem.

Ayes - all

Carl Soderbeck, 1030 Ferndale Avenue, appeared before the Board with regard to the proposed condemnation of the basement structure on Lot 7, Block 2, Perkinsview Addition. He explained that he had misunderstood the date of the meeting and for that reason had not appeared at the last meeting. He stated his plans are to apply for a permit and begin construction on the property as soon as all liens and other encumbrances are cleared. The Board agreed to allow Soderbeck additional time to carry out his plans.

Gerald Spector, representing the Mt. Curve Builders, 1702 Grand Avenue, requested the decision of the Board with regard to his application for permission to install a community

water system in the plat known as Mt. Curve Park. Chairman Luebben explained that a meeting had been held to discuss this request and that it was the decision of the Board to deny permission at the present time. The denial was based on the reasoning that to permit such a system to be installed in this area, where the need was recognized, would force all other developers to install similar systems in areas where the need does not exist. The Board had acted earlier in the year to prohibit the installation of community water systems as a result of a request made by the V. A. to another developer for such an installation if such action was permitted in the Township. The Board further pointed out that if and when such systems would be required only Class A systems would be permitted.

Paul Jensen, 1873 Jackson Street, appeared as representative of Mr. Lang, 1861 Jackson Street, who had made a complaint about the use of property at 1884 Jackson Street. He reported that the owner, Donald Wilske, is using his private garage for the repair of cars evenings and on weekends. Mr. Jensen stated that between 8 and 12 cars had been parked there on the past Saturday and Sunday. He felt that such property use in a residential area was improper and requested that it be stopped. O'Mara moved, Luebben seconded that the matter be referred to the Town Police for corrective action.

Ayes - all

H. A. Fulk, 1810 E. County Road B requested permission to erect a truck garage and machine shed on his property. The area is south of County Road B and east of White Bear Avenue and is zoned Farm Residence. The Board felt there was no reason for denying him the right to erect a steel corrugated building for farm operation purposes on the property in view of the fact that it is consistent with the zoning of the area and would tend to improve the appearance of the property.

Al Herman again requested the acceptance of the streets in the Hills and Dales Addition. Carley, Town Engineer, in response to the Board's request of the last meeting, stated he had made a careful study of the area. He found that all work could be completed and repairs could be made if required for an amount not to exceed \$430.00. Mr. Herman presented a certified check for this amount to the Board.

Member O'Mara requested that a letter from Donald Wiegert, 2119 Duluth Place, be read by the Clerk, concerning the Hills and Dales Addition, before final acceptance be granted. The letter brought out these points:

1. Street signs have not been installed in the area;
2. A "dead-end" sign is needed on Duluth Place;
3. He requested a street sign on Highway No. 36 at Atlantic Street;
4. He stated that in his opinion Duluth Place had not been properly surfaced;
5. Atlantic Street in the Hills and Dales area had not been properly joined with the existing Atlantic Street to the north.

Mr. Herman stated that street signs had been prepared as required and would be installed by the week-end. He also agreed to pay for the cost of installing a dead-end sign, the work to be done by the Township. The Township agreed to request a sign on Atlantic Street and Highway No. 36. The Town Engineer felt that Duluth Street to be satisfactory as stated in his recommendations for acceptance. The joining of the new section of Atlantic Street to the previously existing section is to be done by the Township because it is not a responsibility of the developer. That work will not be completed until weather permits next year however.

A letter from Carley, Town Engineer, was then read recommending acceptance of the following streets:

Burke Avenue from Atlantic Street to English Street

Belmont Lane from Duluth Street to English Street
 Chambers Street from Burke Avenue to Belmont Lane
 Atlantic Street from Junction Avenue to Duluth Street
 Skillman Avenue from Duluth Street to Chambers Street
 Shryer Avenue from Duluth Street to Chambers Street
 Chambers Street from Belmont Lane to Ryan Avenue
 Ryan Avenue from Duluth Street to English Street
 Junction Avenue from south line of Hills and Dales to English Street
 Duluth Street from Ryan Avenue west to cul-de-sac
 First Avenue (Lealand) from Atlantic Street to English Street

Luebbsen moved, Kaeder seconded that the Town Engineer's recommendation for acceptance of the above named streets be adopted.

Ayes - all

Another letter was received from Carley, Town Engineer recommending the acceptance of Manton Street between Copley Street and Harris Avenue. He reported that all work had been completed in accordance with Town regulations, with the exception of the shaping of the boulevards. For this work, he felt a payment of \$25.00 would cover the cost. Mr. Herman presented a certified check for \$25.00 to the Board. Kaeder moved, O'Mara seconded that the recommendation of the Town Engineer be accepted.

Ayes - all

Mr. Herman also requested that all bonds issued guaranteeing the completion of street work in the Hills and Dales Addition and on the above named portion of Manton Street be released. This would apply to bonds issued in the name of Hills and Dales Addition, Modern Homes Construction Company and the Ashworth Construction Company. The Clerk was instructed to write letters to the bonding companies releasing bonds for the areas described above.

Thomas Tschida, St. Paul Courtesy Benches, Inc., appeared and repeated his request for permission to install an advertising bench on private property at Lakewood Drive and Stillwater Road. Because of the similarity in the nature of the advertising signs and advertising benches, the Board felt it was bound to adhere to its previously adopted policy of denying permission for such advertising unless it was on the business property and referred to the business thereon. Mr. Tschida's request was denied.

A letter from Carley, Town Engineer, was read regarding the plat known as Kortus Addition. He reported he had examined the plat and had made a field inspection of the property. He found the plat acceptable from an engineering point of view providing provisions are made to extend a drainage system to the County storm sewer under County Road A-2. The letter pointed out the required deposits of $1\frac{1}{2}$ times the estimated costs of construction of the following streets and drainage to be:

Payne Avenue from County Road A-2 to north edge of plat ($\frac{1}{2}$ street)	\$2,300.00
Searle Street from County Road A-2 to north edge of plat	\$3,900.00
Drainage (storm sewer mentioned above)	\$5,300.00

The letter also pointed out the need to obtain permission from the County for the extension of the storm sewer if the developer decided to proceed. Chairman Luebbsen stated that he was aware of a spring in the northeast corner of the plat that causes a constantly wet area, and he felt much more study would be needed before final approval could be granted. Luebbsen moved, O'Mara seconded that the plat of Kortus Addition be referred to the Planning Commission for study and recommendation.

Ayes - all

The Clerk brought to the Board's attention a plat of Crestview Addition being developed by Harold A. Smith. This area had been discussed at the previous meeting and involved a road access easement from Highway No. 12 obtained by Mr. Smith from Minnesota Mining and Manufacturing Company. The Board laid the matter over to give the Town Engineer an opportunity to contact Mr. Smith and his surveyor with regard to this easement.

A letter from the Board of Ramsey County Commissioners requesting that the Town of New Canada consent to the establishment of East Avenue easterly of the centerline of said road from Maryland Avenue north to Larpenteur Avenue and all of Maryland Avenue from East Avenue, also known as Lakewood Drive, westerly to the St. Paul City Limits, as County Roads. Luebben moved, Kaeder seconded that the following resolution be adopted:

"RESOLVED, That pursuant to the request of the Board of Ramsey County Commissioners, the Town of New Canada hereby consents to the establishment as a County road that part of East Avenue easterly of the centerline of said East Avenue from Maryland Avenue to Larpenteur Avenue and all of Maryland Avenue from East Avenue (known as Lakewood Drive) westerly to the St. Paul City Limits, said roads to be hereafter maintained by Ramsey County as County roads."

Ayes - all

Luebben moved, O'Mara seconded that the name of Vernon Street be and hereby is changed to Mt. Vernon Street and that the Town Engineer be instructed to place the proper signs.

Ayes - all

Carley, Town Engineer, brought to the attention of the Board the fact that arrangements should be made with the County for snow plowing to be completed this winter. The area to be covered by Town equipment was discussed. Carley agreed to investigate the reason for the delay in the delivery of the Town road grader. O'Mara moved, Luebben seconded that the Town Engineer be authorized to send in to Ramsey County a list of certain Township streets to be plowed by the County.

Ayes - all

The Planning Commission's report on the Torgerson Plat, referred to them at the last meeting, was read. The report suggested a slight readjustment of Burr Street to allow for a proper street easement on the east portion of the east block of this plat. The plat was referred to the Town Engineer for further study.

Luebben moved, O'Mara seconded that the following resolution be adopted at the request of the Board of Ramsey County Commissioners:

"WHEREAS, the County of Ramsey in acquiring an additional ten (10) feet on the northerly side of Larpenteur Avenue in King's Addition in the Town of New Canada, causes the buildings now located on Lots 12, 13 and 14, Block 7, King's Addition, to be less than 30 feet from the street right-of-way as required by the set-back provision of the New Canada Zoning Ordinance and Building Code; and,

"WHEREAS, the owners of said property would suffer substantial damages if they are required to conform to the 30 foot set-back of the Town ordinances, rules and regulations,

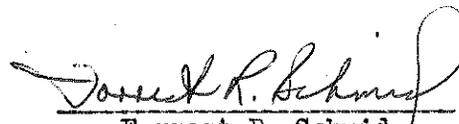
"BE IT RESOLVED, that the Town Board of the Town of New Canada hereby waives any restrictions upon the property described as Lots 12, 13 and 14, Block 7, King's Addition to the City of St. Paul by reason of reduction in the set-back line from 30 feet to 20 feet from the north right-of-way of Larpenteur Avenue and the Town hereby waives it's right at any

time in the future to offset or reduce any present right of the owner of said property to rebuild, reconstruct or alter the house or houses existing thereon at the time of this resolution."

Ayes - all

It was brought to the Board's attention that in an earlier alley vacation proceeding, the property had been incorrectly described and as a consequence could not be properly recorded. The proper description of the alley intended to be vacated is that alley in Block 2, Warren and Flint's Addition, Section 15, Town 29, Ramsey County, Minnesota. Chairman Luebben set the hearing for 8:00 P.M. on November 15th, 1956 and instructed the Clerk to publish and post proper notices.

Meeting adjourned at 11:45 P.M.


Forrest R. Schmid
Clerk

November 1, 1956

The regular semi-monthly meeting of the Board was called to order at 7:05 P.M. by Chairman Luebben. All members of the Board were present.

Kaeder moved, O'Mara seconded that the minutes of the October 16th, 1956 meeting be accepted as read.

Ayes - all

Leo Jungman, 2171 No. Atlantic Street appeared before the Board. He asked if the Township planned to correct the poor street and boulevard connection at the corner of Atlantic and Junction Streets, where an existing portion of Atlantic has been joined by a newly constructed portion of Atlantic Street in the Hills and Dales Addition. He was informed that this matter had been discussed at the last meeting of the Board and determined to be a Township responsibility. The Board agreed at that time to correct the situation as soon as weather permits in the spring of 1957.

Harold A. Smith, 230 Crestview Drive, accompanied by Richard E. Hoffman, 2510 Hudson Road, presented an abstractor's certificate of the property owners within 200 feet of property described as that part of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 1, Township 28, Range 22, lying North of the South 565.04 feet (being center line of Brookview Drive produced Westerly). Mr. Smith also presented the Board a \$25.00 check and asked that a hearing be set for the rezoning of the above described property from BC, Business and Commercial District, to R-1, Residence District (Single Dwelling). A petition requesting this action had been submitted at an earlier meeting. Because the petition was felt to be improper in form, although it was the intent of the signers of the petition to request that the property be rezoned, Mr. Smith and Mr. Hoffman agreed to submit a corrected petition. Contingent upon the submission of the corrected petition, Chairman Luebben declared that a hearing on this matter would be held at 8:00 P.M. at the Town Hall on December 6th, 1956. The Clerk was instructed to publish proper notice and notify the property owners in accordance with rezoning procedure of the Zoning Ordinance.

Mr. Smith also requested information as to the status of his plat of "Crestview Addition". The Board asked if he had arranged for a corrected easement on property owned by Minnesota Mining and Manufacturing Company to provide access to the proposed addition. He reported he had not. The Board advised him to take immediate steps to correct this situation and when corrected, it will be referred to the Planning Commission and Town Engineer. Ljungren, representing the Town Engineer, reported that a study of the plat had already been made and that it appeared correct in all other respects.

Mike Strusinski, 1739 E. Nebraska Avenue appeared and requested action on a petition submitted by him and other property owners for the bituminous surfacing of Lake Street between Lydia and Woodlynn Avenues. O'Mara moved, Luebben seconded that the matter be referred to the Town Engineer for investigation and report.

Albert Hastings, 2556 Holloway Avenue, appeared before the Board to request that a reduced speed limit be established on Holloway Avenue between Sterling Avenue and Highway No. 100. He also requested a street sign at the corner of Holloway Avenue and Highway No. 100. The present speed limit on the street is 50 miles per hour. Mr. Hastings reported that the street is presently being used for a "drag" strip and that such a speed is excessive under normal circumstances. Because the street is a boundary street between New Canada and North St. Paul, it was suggested that he contact the North St. Paul Council as well. O'Mara moved, Luebben seconded that the Clerk be instructed to contact the Board of Ramsey County Commissioners requesting that a speed check be made and that a sign be installed at Holloway Avenue and Highway No. 100.

Ayes - all

Wayne Walk, 2027 English Street, complained of water flowing into and standing on his property because of improper drainage both at the front and back. Because English Street is a County Road, the Town Engineer was instructed to contact the County Engineer in an attempt to correct the situation at the front of the property. It was suggested to Mr. Walk that he contact the developer of the property behind him to correct that problem. Ljungren, representing the Town Engineer, was instructed to investigate the situation and determine what could be done to accomplish a solution.

Ward Farka, 1219 E. Belmont Lane, Owen Krueger, 2114 Atlantic Street, and August Caron, 1225 E. Belmont Lane appeared before the Board. Mr. Farka, who is located just north of the junction of Belmont Lane and Atlantic Streets, reported that dirt from across the street has been washing onto his property. Because of the topography of the area, in a heavy rain, the run-off is rapid and carries the top-soil from the nearby unsodded areas. Moritz, Street Supervisor, reported that the lots in question are all low compared to the street grade and for that reason water settles on the property. All these lots need filling according to Moritz. He reported that he had enlarged to approximately double size the openings in the street drains to accommodate a greater flow of water. Moritz, also reported that there is money available for the removal of the washed dirt and that this work would be completed.

Al Herman appeared with reference to this matter. He stated that the house had been set too low when built and because it was the developer's error, he had agreed to repurchase the house from Mr. Farka. Mr. Farka had declined this offer. Mr. Herman then agreed to correct this situation by building up the front of the lot and packing dirt in to the greatest extent that the natural situation would allow. This, he pointed out, would never completely correct the problem because sufficient slope cannot be established to carry all the water away.

Einar Anderson, 1705 Edgemont Street, Lewis Anderson, 377 Kingston Street and Allen Ottoson, 1713 Edgemont Street, appeared in support of a petition by property owners in

Monn's Villa for the grading and stabilization of Edgemont, Kingston and Arkwright Streets in Monn's Villa. The petitioners represented Lots 4, 5 and 6, Block 2, Monn's Villa and Lots 2, 3, 4, 5, 6 and 7, Block 3, Monn's Villa. It was determined by a check of the minutes that a petition had been presented to the Board on May 19th, 1955 requesting construction of these streets. Bids were requested, received and later rejected because it was decided to wait for homes to be built in this area. The Town Engineer was asked to check his records for the original petition and to report at the next meeting of the Board.

Mrs. Peterson, Health Inspector, reported having received a complaint on the keeping of pigs at 2090 English Street. The adjoining property owners had asked if Town regulations permitted the keeping of pigs. It was found that the area is Farm Residence and therefore, the keeping of pigs is permissible. They then asked if the pigs could be moved to another area of the property. Mrs. Peterson reported that the pigs are currently kept close to the home of the person complaining. She also reported that the owners of the pigs have at least 200 feet of property to the rear of their home. Memmer, Town Attorney, offered the opinion that under the Zoning Ordinance, a reasonable regulation could be adopted providing for a prescribed distance that pigs must be kept from adjoining residences. Kaeder moved, O'Mara seconded that the following regulation be adopted under the authority granted the Town Board in Par. 5, Article III of the Zoning Ordinance:

"Pigs must be kept a minimum of 100 feet from adjoining residences."

Ayes - all

Mrs. Peterson was instructed to notify the owners of the pigs of this regulation and to insure compliance with the regulation.

Mrs. Peterson then presented a letter to the Board informing them that she wished to resign effective December 1st, 1956. She stated that she would not be in a position to canvas the Township as she has in the past but that she would be willing to accept calls as they were directed to her attention until a replacement could be found. The Board expressed its regret that she found it necessary to resign and commended her on the exceptional job she had done in the position of Health Inspector. They asked that she continue on a "call" basis until a suitable replacement can be found.

Mr. Spector, Mt. Curve Builders, Inc., asked the status of the plat of Mt. Curve Park. It was explained that no further action had been taken when the request for a community water system was denied. Mr. Spector stated that he proposed to continue the development using individual wells. A check of the records disclosed that the plat had never been referred to the Planning Commission. The plat was referred to the Planning Commission and arrangements were made for that group to give their report to the Town Engineer prior to the next meeting. The Town Engineer was instructed to then proceed with the designing of the drainage system in the plat in order to expedite final approval.

The complaint brought to the attention of the Board at the last meeting by Robert Borowski, 1737 Edgerton Street, was discussed. Ljungren, representing the Town Engineer, reported that he had investigated the complaint and found that W. Koehnen, 1745 Edgerton Street, had filled the Kingston Street easement to a depth of 2 to 2½ feet on his side. This fill had diverted the water across the south half of the street washing out the surface dirt and exposing Mr. Borowski's drain field. The Board determined that Borowski should be notified to replace the drain pipe and Moritz, Street Supervisor, was instructed to then cover the pipe for him bringing the street to a constant level, thus eliminating the problem of a wash-out.

Chairman Luebben asked for a report on the septic tank problem at 333 East County Line referred to the Town Attorney at the last meeting. Memmer reported that he had contacted the attorneys' for the property owners. They had agreed to establish a new system on the property which would comply with Town regulations.

The Planning Commission's report on the plat of Kortus Addition was read to the Board. The Planning Commission stated that it had examined this plat which lies north of County Road A-2 between Payne Avenue and Edgerton Street and found no objections and could offer no suggestions on this plat. There was further discussion of the underground springs in the area brought to the Board's attention by Chairman Luebben at the last meeting. There was still the feeling that these springs could cause considerable difficulty in the future. The matter was referred to the Town Engineer for further study of the drainage system before granting final approval.

Ljungren, representing the Town Engineer, recommended that street lights be installed at the following locations as per the request of property owners in the area:

Flandrau and 2nd Avenue
Flandrau and 3rd Avenue
Kennard and 2nd Avenue
Kennard and 3rd Avenue

The Clerk was instructed to write a letter to Northern States Power Company informing them of the Board's approval of the installation.

A discussion was held on the tax forfeit property referred to the Board by Mrs. Donald De Courcy, Land Commissioner. The three (3) lots involved were as follows:

Lots 13 and 14, Block 5, Brower Park
Lot 17, Block 1, F. D. Nelson's Homesites

Ljungren reported that all the lots were found suitable for homesites and generally desirable property. The Board felt that the property would be of greater value to the Township from a tax viewpoint by allowing it's sale than by holding it for Township use. The matter was laid over to the next meeting.

The Board received a substitute proposal from the County Engineer to it's request made to the Board of Ramsey County Commissioners at the August 2nd, 1956 meeting, for access to the North St. Paul Road at Hazel Street and for road easements on Hazel and Ripley Streets. The County Engineer proposed that a road easement be provided which would approach the North St. Paul Road at a right angle rather than along the direct line of Hazel Street. This would involve the transfer of property between the Christian Brothers who plan to erect a boys school in the area, and Ramsey County. It was also noted that the Christian Brothers would have to provide the normal 33 foot street easement along Hazel Street on the east portion of their property. The Board felt that the proposal had considerable merit and deserved investigation. The matter was referred to Member O'Mara and Memmer, Town Attorney, for discussion with the Christian Brothers. The Clerk was instructed to notify the County Engineer that the Board agrees with the proposal.

The proper method of recording the changes made by the passing of the Zoning Ordinance was discussed. Memmer, Town Attorney, advised that the ordinance should now be considered as the final authority with reference to property in the Town of New Canada. This would mean that the Ramsey County regulations previously followed would be superseded. The matter of making the ordinance a matter of record was referred to the Town Attorney.

Memmer, Town Attorney, presented the Board with an undertaking agreement for the construction of streets in the City Heights Addition and recommended that it be accepted. The agreement was accompanied by a surety bond for \$26,390.00 as recommended by the Town Engineer. Luebben moved, Kaeder seconded, that the following resolution be adopted as recommended by the Town Attorney and Town Engineer:

"Resolved, that the Street construction and stabilization contract between Northern Land and Realty Company, 6200 Wayzata Blvd., Minneapolis, Minnesota,

and the Town of New Canada for the completion of the following streets:

Dion Street from Jackson Street to City Heights Drive
City Heights Drive from Dion Street to Summer Street
Summer Street from City Heights Drive to Jackson Street

be and hereby is approved as submitted together with surety bond guaranteeing payment for work as provided in said agreement and the Chairman and Clerk are hereby authorized and directed to execute said contract on behalf of the Town. The Town of New Canada hereby assures the Federal Housing Administration and/or Veterans Administration of the United States Government that the streets provided for in said agreement will be completed as specified, without special assessments, contemplated completion date to be September 1, 1958, and the Clerk is hereby authorized and directed to furnish certified copies of this resolution to agencies requiring same."

Ayes - all

Pepin, Acting Police Chief, requested permission to purchase snow tires for the squad car and rope to be kept in the squad car for use in emergencies. The Board approved his request.

The purchase of a second police radio was discussed. Pepin indicated that this radio would be installed in his private car so that both cars would have radio contact when on patrol duty at the same time. In this way if one car were called on a case, the other car would be aware of the loss of coverage in the patrolled area. The cost of the radio was stated to be \$495.00. O'Mara moved, Luebben seconded that the Board authorize the purchase of the second radio.

Ayes - all

O'Mara moved, Luebben seconded that the following ordinance, No. 35, be adopted:

ORDINANCE #35
AN ORDINANCE AMENDING ORDINANCE #6 ENTITLED
"AN ORDINANCE CREATING A LOCAL BOARD OF HEALTH,
DEFINING ITS POWERS AND DUTIES AND PROVIDING A
PENALTY FOR THE VIOLATION OF ITS LAWFUL ORDERS"

Ayes - all

Luebben moved, Kaeder seconded that Mrs. Peterson's compensation be established at \$1.25 per hour retroactive to October 1st, 1956.

Ayes - all

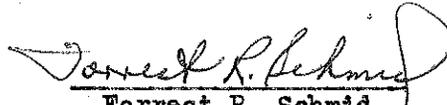
The Town Board's annual weed inspection report for the year 1956 was received from Leo F. Kaeder. The Clerk was instructed to place the report on file.

A petition was received from Joseph A. Rheinberger, Administrator C.T.A. of the estate of Eva Mary Cameron Jowett, deceased, requesting the vacation of the alley in Block 3, Magofin's North Side Addition. The petitioner is administrator through the decedent of all property in Block 3. Chairman Luebben set a hearing for the vacation of said alley for 8:15 P.M. on December 6, 1956 to be held at the Town Hall. The Clerk was instructed to publish and post proper notices of the hearing.

Luebben moved, Kaeder seconded that the portion of the road in the Town of New Canada now known as East County Line or Highway No. 100 be renamed Century Avenue.

Ayes - all

Meeting adjourned at 12:20 A.M.


Forrest R. Schmid
Clerk

November 15, 1956

The regular semi-monthly meeting of the Board was called to order at 7:20 P.M. by Chairman Luebben. All members of the Board were present.

O'Mara moved, Kaeder seconded that the minutes be accepted as read.

Ayes - all

Pursuant to due call and published and posted notice thereof, the hearing set for 8 P.M. on this date was declared open by Chairman Luebben to consider the vacation of the alley in Block 2, Warren and Flint's Addition, Section 15, Town 29. This alley is approximately 150 feet north of Larpenteur Avenue and runs east from Barclay Street parallel to Larpenteur Avenue. Chairman Luebben called three (3) times to objections to this action. Two persons were present who owned property adjoining the abovementioned alley. Hearing no objections, Luebben moved, O'Mara seconded that the following resolution be adopted:

"WHEREAS, more than fifty percent (50%) of all of the real estate lying and abutting on the alley in Block 2, Warren & Flint's Addition, Section 15, Town 29, having filed a petition for the vacation of said alley, and

"WHEREAS, the hearing on said petition was preceded by two (2) weeks' published and posted notice, and

"WHEREAS, no one has appeared in opposition to said petition, and

"WHEREAS, it appears for the best interest of the public that said alley be vacated,

"NOW, THEREFORE, BE IT RESOLVED by the New Canada Town Board that the alley in Block 2, Warren & Flint's Addition, Ramsey County, Minnesota, (This alley is approximately 150 ft. north of Larpenteur Avenue and runs east from Barclay Street parallel to Larpenteur Avenue), be and the same is hereby vacated."

Ayes - All"

Swen Anderson of the Swen Anderson Agency, Inc., was present and submitted a letter to the Board's attention suggesting that insurance be purchased on the new street department garage which is nearing completion. He recommended coverage in the amount of \$14,000.00 against the perils of fire, extended coverage, vandalism and malicious mischief. Estimated cost was stated to be \$459.20. After further discussion, Kaeder moved, Luebben seconded that \$12,000.00 coverage on the street department garage for fire, extended coverage, vandalism and malicious mischief be purchased from the Swen Anderson Agency,

Inc., coverage to begin immediately.

Ayes - all

Mrs. Beverly Garrity and Mrs. James Malloy were present at the meeting. They indicated simply having an interest in the proceedings but also reported that dumping of refuse had been started again in the vicinity of Hazelwood Avenue and Laurie Road. The Board had ordered that such use of the area be stopped at an earlier meeting. The Clerk was instructed to contact Mrs. Peterson, Deputy Health Officer, and instruct her to investigate and take appropriate action.

The application of Mrs. Beverly Garrity for the position of Deputy Health Officer for the Township was brought to the Board's attention. The Board instructed the Clerk to refer the application to Dr. Nimlos, Chairman of the Board of Health for investigation and report.

A letter from Stanley A. Burda, 1989 White Bear Avenue was read. The letter requested permission to erect a building to be used for the storage of building materials on Lot 13, Block 3, Edgeview No. 2. The lot is situated on White Bear Avenue between Flandrau and Soo Line railroad tracks. The letter stated that the building would be constructed in an attractive manner and the area kept in an orderly fashion. The owner indicated that he had contacted the owners of adjacent property and that they had no objections. The Board instructed the Clerk to inform Mr. Burda that it would be necessary to rezone the property in question before such permission could be granted.

A letter from Richard Mechelke, 1488 Frost Avenue, requesting permission to sell Christmas trees at the corner of Frost Avenue and Barclay Street between December 1st, 1956 and January 1st, 1957. The Board instructed the Clerk to notify Mr. Mechelke that permission could not be granted because the area is residentially zoned.

A request was received from Roger Schwartzbauer of Lawrence, Inc., 215 Edmund Street, St. Paul, for permission to erect a 5 foot non-illuminated metal sign on an 8 foot steel post for the Mutual Services Insurance Company. The sign would be located on Highway No. 36, 3/4 miles west of White Bear Avenue. The sign is not intended to advertise a business located on the property but an outside business concern. Luebben moved, O'Mara seconded that the request be denied.

Ayes - all

A copy of the Civil Defense Guide for Rural Ramsey County Schools was received by Chairman Luebben. The Clerk was instructed to deliver the Guide to Mrs. Willis Anderson, Director of Civil Defense for the Township.

A petition was received from the Minnesota Mining and Manufacturing Company requesting the vacation of certain streets in Tanners Lake Outlots. Chairman Luebben set a hearing for December 20th, 1956 at 8:00 P.M. at the Town Hall, to consider this action. The Clerk was instructed to publish and post the necessary notices. The streets to be vacated are as follows:

All that part of Ferndale Avenue (originally platted as Good Street) located in the Southeast quarter of Section 36, Township 29, Range 22.

All that part of Hudson Avenue situated East of the West line of the Southeast quarter of Section 36, Township 29, Range 22, and West of the East line of Lot 14, Block 1, and Lot 3, Block 4, of Tanners Lake Outlots.

All that part of Hastings Avenue situated East of the West line of the Southeast quarter of Section 36, Township 29, Range 22, and West of the

East line of Lot 11, Block 4, and Lot 6, Block 5, of Tanners Lake Outlots.

All that part of McLean Avenue situated East of the West line of the Southeast quarter of Section 36, Township 29, Range 22, and West of the East line of Lot 13, Block 5, and Lot 4, Block 8 of Tanners Lake Outlots.

All of the un-named street platted East of and adjacent to the West line of the Southeast quarter of Section 36, Township 29, Range 22.

The matter of the tax forfeit property was again discussed by the Board. The possible future use of the property other than for sale by the Township was felt to be remote. It was decided to check with Memmer, Town Attorney, to determine whether or not this sale would be possible. The matter was laid over to the next meeting to give the Town Attorney time to prepare an opinion.

A copy of the resolution adopted by the Board of Ramsey County Commissioners in accepting as County roads that part of East Avenue easterly of the centerline of said East Avenue from Maryland Avenue to Larpenteur Avenue and all of Maryland Avenue from East Avenue (also known as Lakewood Drive) westerly to the St. Paul City Limits, was received by the Board. The Clerk was instructed to place the resolution on file.

A letter was read from the Detention and Workhouse Facilities Commission of Ramsey County inviting officers of the Township to attend ground-breaking ceremonies for the new juvenile detention home to be held on Monday, November 19th, 1956 at 2:30 P.M.

Chairman Luebben reported that the plat of Mt. Curve Park had been further investigated by Ljungren, representing the Town Engineer, with regard to the drainage system. Ljungren felt that no further drainage easements were necessary at this time. He did feel however, that it would be wise to inform Mr. Spector, the developer, that it may, at some future date, be necessary to require certain easements and that he should at that time be prepared to turn them over to the Township.

Chairman Luebben also reported that he had received information from Moritz, Street Supervisor, concerning the drainage system for the Borowske property. While leveling the Kingston Street easement, Moritz discovered that the system was being used for two families and that it was not adequate for this purpose. Moritz, felt that some action should be taken to correct the situation. Luebben moved, O'Mara seconded that the Sanitary Inspector be instructed to give this information to the Town Attorney and that the Town Attorney be given the power to take appropriate action to correct the situation.

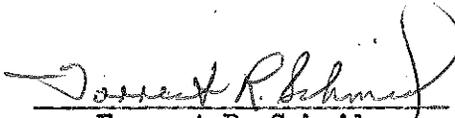
Ayes - all

Member O'Mara reported that he had contacted the Christian Brothers with Memmer, Town Attorney, with regard to the Ramsey County Engineer's proposal for the extension of Hazel Street. The Christian Brothers had indicated they felt this to be a satisfactory solution, however, they felt it desirable to consult other members of their organization before giving final approval. They promised that written confirmation of their decision would be conveyed to the Board.

Member Kaeder reported that he had received a request for a street light between Ferndale and Highway No. 100 on Geranium Avenue. The Board referred this matter

to the Town Engineer for investigation and authority to approve the installation if he deemed it necessary.

Meeting adjourned at 10:45 P.M.


Forrest R. Schmid
Clerk

December 6, 1956

The regular semi-monthly meeting of the Board was called to order at 7:10 P.M. by Chairman Luebben. All members of the Board were present.

O'Mara moved, Kaeder seconded that the minutes of the November 20th, 1956 meeting be accepted as read.

Ayes - all

Lisle Jesmer, Jr., 170 N. Gregg, St. Paul, appeared on behalf of Jesmer Brothers, Inc., which is contemplating a residential development on 80 acres of property approximately 1/2 mile south and west of Upper Afton Road and East County Line. He requested information as to action would be necessary on their part to obtain improvements such as streets, sewers and community water systems in the Town of New Canada. The general regulations were explained to Mr. Jesmer in answer to his questions. He was referred to the Town Engineer for any detailed information that he might desire. It was also suggested that he obtain a Township building code booklet.

Harold A. Smith, 230 Crestview Drive, presented a plat of the Heckeroth Addition and requested it's acceptance. Carley, Town Engineer, reported that the plat itself was acceptable, however, he reserved judgement on the acceptance of the road, Crestview Drive, until an inspection could be made to determine whether that road met Township specifications. Mr. Smith reported that he had secured the agreement of the Minnesota Mining and Manufacturing Company to grant the road easement to the Township that he had previously secured for himself from that Company. In view of the previous acceptance of the preliminary plat, the Board agreed to grant Mr. Smith's request that a building permit be issued in the addition. The acceptance of the road was referred to the Town Engineer for investigation and report.

Stephen R. Sanders, 1963 W. Kenwood Drive, appeared in regard to a street light previously requested by another Township resident, scheduled for installation at Kenwood Drive and Vernon Street. He stated that he and one other gentleman were the only residents of this area and did not wish to have it installed at that point. He suggested that it be moved to another corner in the area. The Board referred this matter to the Town Engineer for further investigation.

Mr. Soderbeck, who had appeared several times previously with reference to Lot 7, Block 2, Perkinsview Addition where a condemnation action was pending on the basement structure thereon, reported that the transfer of title to him had now been completed. He reiterated his intent to build on the property and thus eliminate the unsafe

condition of the structure. Londin, Building Inspector, was instructed to grant any permit for a building or improvement that Mr. Soderbeck wished for the property.

Carley, Town Engineer, presented a proposed platting of Plueger's Addition to Gladstone to the Board. The Addition is bounded by County Road B on the north, Prosperity Road on the east, Junction Avenue on the south and Hazelwood Avenue on the west. The proposed platting was referred to the Town Engineer and Planning Commission for a preliminary study of the proposed street locations in the Addition.

Pursuant to due call and published and posted notice thereof, the hearing set for 8 P.M. on this date to consider the proposed rezoning of that part of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 1, Township 28, Range 22, lying north of the south 565.04 feet, being the centerline of Brookview Drive produced westerly, was declared open by Chairman Luebben. The petition requested that the classification be changed from Business and Commercial to R-1 Residence District (Single Dwelling) and was signed by more than fifty percent (50%) of the residents within 200 feet of the above described property. The petition was accompanied by an abstractor's certificate of the property owners within 200 feet. Notices of the hearing were mailed to all such property owners. Chairman Luebben then called three (3) times for objectors to the proposed rezoning. Hearing none, O'Mara moved, Kaeder seconded that the petition be granted rezoning the above described property from Business and Commercial to R-1, Residence District (Single Dwelling) and that the Clerk be instructed to notify the proper authorities.

Ayes - all

C. W. Gausman, 836 W. Larpenteur Avenue, as owner of Lots 1 to 20 inclusive, Block 1, Cavanaugh and Dawson's Addition, requested permission to build a residence type office with provisions for some outside storage of materials on this property. He indicated that the intention was to build in such a manner that should the business later be abandoned, the building could be sold either as a residence or for commercial purposes. The property was found to be in an area zoned Business and Commercial and that the type of business there to be established is permitted under the Zoning Ordinance. He also asked if it would be possible to build shed-type out-buildings on the property for the storage of materials. He was informed that this would be permissible if the buildings were of a type acceptable to the Board. Mr. Gausman then asked if it would be possible to submit preliminary plans of the building to the Planning Commission for the next meeting of that group. The Board indicated that this would be permissible.

Pursuant to due call and published and posted notice thereof, the hearing set for 8:15 P.M. on this date to consider the petition for the vacation of the alley in Block 3, Magofin's North Side Addition, Town of New Canada, was declared open by Chairman Luebben. The petition was prepared by Joseph A. Rheinberger, Administrator C.T.A., on behalf of the estate of Eva Mary Cameron Jowett, deceased, owner of all property in this block. Chairman Luebben called three (3) times for objections to the granting of this petition. Hearing none, Kaeder moved, O'Mara seconded that the following resolution be adopted:

"Whereas, more than fifty percent (50%) of all owners of property lying and abutting on the alley in Block 3, Magofin's North Side Addition, have filed a petition for the vacation of said alley, and

"Whereas, the hearing on said petition was preceded by two (2) weeks published and posted notice, and

"Whereas, no one has appeared in opposition to said petition, and

"Whereas, it appears for the best interest of the public that said alley be vacated,

"Now Therefore, Be It Resolved by the New Canada Town Board that the alley in Block 3, Magofin's North Side Addition, Town of New Canada, Ramsey County, Minnesota, be and the same is hereby vacated."

Ayes - all

Phillip Oswald, 1700 E. County Road C, presented the final plat of Oswald Park Addition for acceptance by the Board. The plat was referred to the Town Engineer to determine compliance with the recommendations made at the October 4th, 1956 meeting. Luebben moved, Kaeder seconded that the Clerk be authorized to sign and approve the final plat of Oswald Park subject to the receipt of a letter from the Town Engineer approving it's acceptance.

Ayes - all

Mrs. Peterson, Deputy Health Inspector, presented a letter to the Board requesting that her earlier letter of resignation be withdrawn. In view of the fact that no replacement had been arranged and the Board's satisfaction with the performance of Mrs. Peterson in this position, Luebben moved, Kaeder seconded that the withdrawal be authorized and that Mrs. Peterson continue in the position of Deputy Health Officer for the Town of New Canada.

Ayes - all

Mrs. Peterson reported that she had conferred with Memmer, Town Attorney, to determine the most satisfactory method of disposing of sewage by firms engaged in the pumping and cleaning of cesspools and septic tanks within the Township. Memmer had suggested that farm property be arranged for in such localities that would provide sufficient area as to not create a nuisance or complaints. Mrs. Peterson reported that two such farms had been found which would be satisfactory for this purpose. One of these owners, Mrs. Bock, located near Highway No. 100 and the Omaha Railroad tracks, had been contacted and was agreeable to the proposed dumping of sewage. Satisfactory arrangements were made with the haulers and the practice was to be confined to such businesses of New Canada Township. Luebben moved, O'Mara seconded that approval be granted subject to a written request from Mrs. Bock and subject also to the right of the Board to withdraw permission upon ten (10) days written notice.

Ayes - all

The matter of the drainage system on the Borowske property, 1737 Edgerton Street, was discussed. Because neither Memmer, Town Attorney, nor Moritz, Sanitation Inspector, had been informed that the matter was referred to them, the matter was laid over to the next meeting.

A petition was received from James T. and Frances E. Hughes, requesting the vacation of the alleys between Lots 1 and 2, Block 24, and Lots 1 and 2, Block 25 in Smith and Taylor's Addition, Section 10, (located between Hazelwood Avenue and Germain Street, formerly Copley Avenue, at County Road B), Town of New Canada. They are sole owners of the area. Chairman Luebben set the hearing to consider the request for 8 P.M. on January 3, 1957. The Clerk was instructed to post and publish proper notices of said hearing.

The Clerk read a letter from Beebe Laboratories, Inc., with reference to the ownership of Beebe Road which leads from the Company property to Larpenteur Avenue. The letter was in answer to a request of the Township that the transfer of this road be recorded as was intended in May, 1931, when the original transfer was arranged. Beebe Laboratories indicated their willingness to do so. Several questions were raised, especially with respect to the plowing of the street and maintenance of the road.

It appeared that they were requesting these services to that portion of the road which lies within Company property. The question of the exact boundaries of the road was also raised. The matter was referred to the Town Engineer and the Town Attorney for action.

A letter from Carley, Town Engineer, regarding James 6th Addition was read to the Board. This Addition is a portion of James 2nd Addition which has been previously approved. The area in the James 6th Addition was omitted because the State Highway Department was in the process of condemning the land for Highway No. 10 and establishing grades for it. The condemnation has now been completed and the property is in a position to be platted. The new platting includes the area from County Road B, south to Echo Street and from Highway No. 10 Service Drive to the centerline of the area west of Sloane Street. The plat was referred to the Planning Commission for investigation and report.

LaPlante, Gas Inspector, was present for a discussion of heating licenses required under the Building Code. Present practice does not require the separate licensing of steamfitters for the installation of hot water heating. LaPlante felt that this situation should be corrected to eliminate the possibility that incompetent installers may attempt to do such work. It was decided to adopt the present license to apply to both plumbers and steamfitters. Only one license is to be required of a firm qualified to handle both jobs, however, the license is to indicate whether the firm in question is permitted to do only one or both types of work. Permits are to be issued accordingly.

At the suggestion of LaPlante, Gas Inspector, Luebben moved, Kaeder seconded that where a separate installation of a gas dryer is made, the Inspector's fee be reduced to \$1.50 in place of \$2.50, the present inspection fee.

Ayes - all

The matter of ten (10) day cancellation notices required on the certificates of insurance for licensed contractors and installers was discussed. On the advice of the Town Attorney, that because such notice is already a part of the insurance policies, Luebben moved, O'Mara seconded that the following resolution be adopted:

"Resolved, that the requirement for the inclusion of a special ten (10) day cancellation notice on the insurance certificate required of all licensed contractors, sub-contractors and installers is hereby suspended if such notice of cancellation, without regard to length of notice, is provided for in the basic insurance policy."

Ayes - all

Another letter from Carley, Town Engineer, was read. The letter referred to the bituminous surfacing of Lake Street between Lydia and Woodlyn Avenue and noted the attachment of a petition of property owners thereon requesting this action. The Town Engineer reported that he has examined the petition and personally visited the site of the proposed improvement. It was found that the improvement is feasible and can best be carried out as proposed. Luebben moved, Kaeder seconded that the Town Engineer be instructed to prepare plans and specifications and submit a preliminary estimate.

Ayes - all

The Town Engineer reported that the office records had been searched for the original petition requesting the surfacing of streets in Monn's Villa and that he had been unable to find it.

The proposed approval of Mt. Curve Park was discussed. The Town Engineer had previously recommended acceptance without specific requests for drainage easements at this time.

He suggested that the developer be advised that such easements may later be required, however, and that the developer should be prepared to grant such easements. In view of this recommendation, Luebben moved, Kaeder seconded that the plat of Mt. Curve Park be accepted subject to the reservation that the developer be informed of the possible requirement of drainage easements at the time of street construction.

Ayes - all

The plat of Kortus Addition was discussed with regard to the drainage and water situation. Luebben moved, O'Mara seconded that the plat of Kortus Addition be approved and that the Clerk be instructed to notify the owner that he will be required to furnish satisfactory proof that the ground and ground water elevation is safe for building before any building permits will be issued.

Ayes - all

The Clerk was instructed to return the plat of the Torgerson property on DeSoto Street to the owner with a copy of the Planning Commission's report.

A letter from Carley, Town Engineer, recommended the payment of Fielding and Sheply, Inc., the amount of \$126.31 for the adjustment of catch basins in James 5th Addition. This amount is to be paid from funds provided the Township by the developer for such work. Kaeder moved, Luebben seconded that the bill be paid.

Ayes - all

A highway easement was presented to the Township from Martin and Stephanie Cohanes for the street known as Meyer Lane between Fauquier and Minnehaha Avenue, as discussed at the October 4th, 1956 meeting. The Clerk was instructed to record the easement with the proper County officials.

Following ~~is~~ a suggestion by Moritz, Street Supervisor, that storage space be provided in the new street department garage, a proposed plan was developed by the Town Engineer. The proposal was to cap the office space and use the area above. A preliminary estimate was submitted by the contractor for the construction of the building. It was decided to investigate the possibility of using another area of the garage for this purpose. The matter was referred to the Town Engineer for further consideration and decision.

After receiving an opinion from Memmer, Town Attorney, that the Township could not sell tax forfeit land referred to it, O'Mara moved, Luebben seconded the adoption of the following resolution:

"Whereas, The Board of County Commissioners of Ramsey County by resolution dated August 6, 1956, classified as nonconservation land certain parcels of land lying within the Town of New Canada; and

Whereas, A certified copy of the classification resolution together with a list of the lands classified has been submitted for approval of the classification and sale of the land classified in accordance with MSA, Section 282.01, Subdivision 1;

Now, Therefore, Be It Resolved that the classification of the land shown on said list as nonconservation land and the sale thereof be and hereby is approved; and

Be It Further Resolved that the Town Clerk be and hereby is directed to file a certified copy of this resolution in the Office of the County Auditor."

Ayes - all

A request was received from Oscar W. and Helen N. Johnson and John and Betty J. Severance, owners of property and now living on a Township street now known as Johnson Road, that the name of the street be changed to Mailand Road. This road is an extension of Mailand Road in the City of St. Paul. Luebben moved, Kaeder seconded that the name of the street now known as Johnson Road extending east from East Avenue be changed to Mailand Road.

Ayes - all

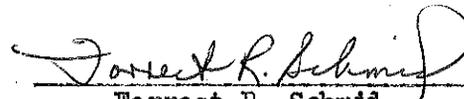
In order to gain uniformity throughout the Township on the road now known in part as Mt. Vernon Street and, in part as Vernon Street, Luebben moved, O'Mara seconded that the present Vernon Street between Greenbrier Street and W. Kenwood Drive be changed to Mt. Vernon Street.

Ayes - all

O'Mara moved, Kaeder seconded that a street sign be installed at the corner of Eldridge Avenue and McMenemy Road and that the Street Supervisor be responsible for said installation.

Ayes - all

Meeting adjourned at 12:15 A.M.


Forrest R. Schmid
Clerk

December 20, 1956

The regular semi-monthly meeting of the Board was called to order at 7:10 P.M. by Chairman Luebben. All members of the Board were present.

The minutes of the December 6th, 1956 meeting were read. Chairman Luebben pointed out that the permit on Crestview Drive was granted subject to the fact that the road had not been accepted and would not be maintained until such time that it was accepted by the Township. Kaeder moved, O'Mara seconded that the minutes be accepted as corrected.

Ayes - all

Harold A. Smith, 230 Crestview Drive, presented the final plat of Heckeroth Addition and requested that it be accepted and signed by the Clerk for the Town of New Canada. He pointed out that it had been signed by all other interested parties, including representatives of Minnesota Mining and Manufacturing Company with regard to the road easement discussed at previous meetings. He also pointed out that there had been some question about the location of the access road at the point where it meets Highway No. 12. Mr. Smith stated that he had been in session with Mr. Everett McCubrey, District Engineer of the State Highway Department, this afternoon to make arrangements with them for the correct construction of that access. An agreement was reached to construct a "slid-off" service road according to specifications acceptable to the State Highway Department. He then presented a letter directed to the Town Board relating his discussion with Mr. McCubrey. The letter contained the following information; "Mr. Smith will undertake the

the construction of an entrance from Crestview Drive to intersect the east bound roadway of U.S. Highway No. 12 opposite the crossover at station 17 plus 50, in accordance with the permit issued him on July 7th, 1953. The entrance is to be laid out and approved by Mr. M. L. Jones, District Maintenance Engineer. The work is to be completed as soon as weather permits.

Chairman Luebben reported that he and Ljungren, representing Carley, Town Engineer, had visited the site of Crestview Drive and inspected the road. He felt that although the road was acceptable in other respects that it did not follow the profile originally prepared and that as a result the construction might lead to maintenance and drainage problems due to a low spot in the road. It was suggested that Mr. Smith arrange for water-way drainage easements leading from the road at the junction of Lots 2 and 3 on both the east and west sides. Mr. Smith agreed that this could be done and that he would be willing to make such arrangements. It was further suggested that Mr. Smith await the arrival of the Town Engineer to confirm this matter.

Chairman Luebben questioned whether the acceptance of the Heckeroth Addition plat itself would necessarily mean acceptance of Crestview Drive. The Board members did not feel this would be true because of the many plats previously accepted in which no roads existed at the time of acceptance. Upon the arrival of Memmer, Town Attorney, this question was again asked and he confirmed the thinking of the Board, that the approval of the plat would not mean acceptance of the road for maintenance. He also pointed out that the fact that the road has not been accepted has already been made a matter of record in the abstract of all the property involved as a result of the agreement with Mr. Smith.

Moritz, Sanitary Inspector, reported that he had inspected the drainage system on the Borowske property, 1737 Edgerton Street, referred to him and the Town Attorney at the last meeting. He found that the system was now working satisfactorily and that he saw no necessity for taking any further action at this time. He felt that leveling the street had apparently corrected the situation.

Pursuant to due call and published and posted notice thereof, the hearing set for 8 P.M. on this date to consider the petition of the Minnesota Mining and Manufacturing Company for the vacation of the streets described below, was called to order by Chairman Luebben. The notice of this vacation was published in the official Town newspaper on November 28th and December 6th, 1956, as required. Chairman Luebben called three (3) times for objections to the vacation of the streets. Hearing none, Luebben moved, O'Mara seconded that the following resolution be adopted:

"Whereas, more than fifty percent (50%) of all owners of property lying and abutting on the following named streets:

All that part of Ferndale Avenue (originally platted as Good Street) located in the Southeast quarter of Section 36, Township 29, Range 22.

All that part of Hudson Avenue situated East of the West line of the Southeast quarter of Section 36, Township 29, Range 22, and West of the East line of Lot 14, Block 1, and Lot 3, Block 4, of Tanners Lake Outlots.

All that part of Hastings Avenue situated East of the West line of the Southeast quarter of Section 36, Township 29, Range 22, and West of the East line of Lot 11, Block 4, and Lot 6, Block 5, of Tanners Lake Outlots.

All that part of McLean Avenue situated East of the West line of the Southeast quarter of Section 36, Township 29, Range 22, and West of the East line of Lot 13, Block 5, and Lot 4, Block 8, of Tanners Lake Outlots.

All of the un-named street platted East of and adjacent to the West line of the Southeast quarter of Section 36, Township 29, Range 22.

have filed a petition for the vacation of said streets, and

"Whereas, the hearing on said petition was preceded by two (2) weeks published and posted notice, and

"Whereas, no one has appeared in opposition to said petition, and

"Whereas, it appears for the best interest of the public that said streets be vacated,

"Now, Therefore, Be It Resolved by the New Canada Town Board that the above described streets in the Town of New Canada, Ramsey County, Minnesota be and the same are hereby vacated."

Ayes - all

After a short discussion, Mr. Smith decided to request approval of the final plat of Heckeroth Addition without awaiting the Town Engineer's arrival. Luebben moved, Kaeder seconded that the Clerk be authorized to sign the final plat of Heckeroth Addition subject to the understanding that Crestview Drive, which is a part thereof, has not been accepted by the Town of New Canada at this time.

Ayes - all

Pursuant to due call and notice thereof, the hearing set for 8:15 P.M. on this date to consider the transfer of a 3.2 malt liquor license was declared open by Chairman Luebben. The application was made by James J. Hockert for a license at the Boulevard Nite Club at 1740 Rice Street. Mr. Hockert was present and stated he was purchasing the establishment from it's former owner. The application was found to be properly completed. Chairman Luebben called three (3) times for objections to the granting of this license transfer. Hearing none, Kaeder moved, O'Mara seconded that the application be sent to the Board of Ramsey County Commissioner's with a recommendation for approval.

Ayes - all

Memmer, Town Attorney, reported that he had written a letter to the Beebe Laboratories, Inc., indicating the Township's interest in concluding an agreement with them for the acceptance of Beebe Road to be made a matter of public record. He further explained in his letter that the Township would be prohibited from maintaining any portion of the road that is kept from public use. Memmer reported that he had in turn received a reply from Mr. Moore, President of Beebe Laboratories, Inc. This letter pointed out that the fence and gate on Beebe Road had been installed at the request of the fire, police and road departments. Mr. Moore felt that the installation assisted in the protection of the property and that each of these departments had been provided with keys to the gate. The Board indicated their agreement with this point and decided that the Township could maintain the road. Flowing at hours other than during business hours would be done only up to the gate. Luebben moved, O'Mara seconded that the Town Attorney be permitted to conclude an agreement with Beebe Laboratories, Inc., for Beebe Road.

Ayes - all

Robert J. Smith, 1200 Lealand Road, appeared before the Board and reported that a street sign had recently been installed on his corner naming as 1st Avenue what he assumed was Lealand Road. Moritz, Street Supervisor, pointed out that this had been done in line with the Board's decision at an earlier meeting (October 18th, 1956), in accepting streets in the Hills and Dales Addition. In the discussion which followed, it was pointed out that many such conflicts of street names exist in the Township. The Board agreed to allow Ljungren, representing the Town Engineer, and the Clerk to meet and consider street names throughout the Township and make whatever changes they felt necessary. The changes are then to be submitted as a group for action at a future meeting.

Jim Bodger, representing the Nagaele Advertising Company, appeared before the Board to request permission for the enlargement and improvement of an advertising sign. The present sign has been located at 2464 Highway No. 61, on property owned by Michael Schein (Lot 15, Howard's Garden Lots), for 3½ years. Kaeder moved, Luebben seconded that permission be granted.

Ayes - all

As a result of discussions with Pepin, Acting Police Chief, the Clerk was instructed to request the County Highway Department to place "Stop" signs at Ferndale, McClelland and O'Day where they intersect Upper Afton Road and also at Ripley where it intersects East Avenue.

Street light requests for the following locations were referred to the Town Engineer for investigation and action:

Ferndale, 200 feet north of Brand St. (at a point where Michael Lane would intersect);

Michael Lane and Glendon Avenue;

Sterling and Harvester;

Geranium, half way between Ferndale and Centry Avenue.

The Clerk was instructed to request the County to install a street light at the corner of Ferndale and Stillwater Road.

Ljungren presented a letter on behalf of the Town Engineer with regard to Pflueger's Addition. The letter stated that the proposed plat had been examined and the site personally visited. The Town Engineer found the plat feasible from an engineering point of view. The letter noted the attachment of a general map of the area with the proposed plat superimposed thereon. The Planning Commission's report on this plat was also read. They found no objection to the plat but brought out two points:

1. No topographical map accompanied the plat but in view of the fact that the Planning Commission members were familiar with the area, it was unnecessary in this case because the land is level;
2. The eastern boundary of the plat is designated as Kennard Street and that this street will not line up with existing Kennard Street. In this case they felt it desirable due to the fact that a true extension of Kennard would create an undesirable congestion at the intersection of Prosperity Road and Junction Avenue.

Luebben moved, Kaeder seconded that the preliminary plat be approved.

Ayes - all

The matter of the storage area in the street department garage was discussed. Ljungren reported that he did not feel it advisable to use any section of the garage other than that over the office at the present time. Here, he felt, sufficient support existed. Arrangements had been made to have the contractor put in the necessary beams with the flooring to be placed by the street department crew during the winter months.

A discussion was held on the proposed platting regulations and construction specifications, prepared by Carley, Town Engineer. Because the Board felt some points in the proposed regulations required further study and discussion, it was decided to refer them to the Town Attorney and Town Engineer for further refinement. The matter was laid over to some future meeting of the Board.

The Clerk presented an application by Albert Durow for a license to sell non-intoxicating malt liquors at the Hillcrest Food Market, 2251 Larpenteur Avenue. Chairman Luebben set a hearing to consider the application for 8:15 P.M. on January 3rd, 1957. The Clerk was instructed to post proper notices.

The request, accompanied by a check for \$150.00, of the West Outdoor Theatre Corporation for a license to operate the Minnehaha Drive-In Theatre was presented to the Board. Luebben moved, Kaeder seconded that the license be granted.

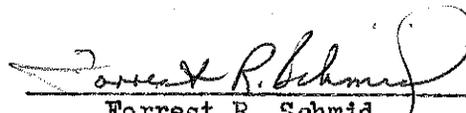
Ayes - all

The Planning Commission's report on the proposed plat of James 6th Addition was read. They found no objections to the plat and stated it appeared to be the best solution to the problem in view of the terrain involved. The Town Engineer had previously considered the plat and reported at the December 6th, 1956 meeting. Luebben moved, O'Mara seconded that the preliminary plat of James 6th Addition be approved.

Ayes - all

The Clerk requested permission to purchase a new typewriter for the Town Office. The Board granted the request.

Meeting adjourned at 12:30 A.M.



Forrest R. Schmid
Clerk