

## Bloomington residents sue over garbage rights

By Tom Steward, Watchdog.org Minnesota Bureau  
Citizens suing to put garbage collection on the ballot in Bloomington finally got their day in Hennepin County District Court.

The legal challenge follows a city council vote in June to discard residents' option of choosing between seven



**PREEMPTED:** Bloomington officials say state law on organized collection of garbage preempts citizen participation through initiative or referenda.

solid waste haulers in favor of an "organized collection" system that dictates price and provider, starting April 2016. Traffic disruption, potential wear and tear on roads and air quality issues drove the decision.

But a dispute that started with a call for "hands off our cans" has evolved into a cry of "hands off our city charter," amid concerns the right to challenge local authorities through initiative and referenda have gotten trashed in the process.

"People don't have a say in much of the things that regulate their life," Mike Drysdale, an attorney representing the plaintiffs, said at Wednesday's court hearing.

"The whole idea of initiative and referenda was to preserve some sliver of popular control. And what I found most striking about the city's briefs on this matter was the sense that politics, and letting the people weigh in on this, is somehow improper, somehow beneath us."

Bloomington is one of 107 cities functioning under a home-rule charter, which serves as a "local constitution," according to the League of Minnesota Cities. "Home rule charter cities can exercise any powers in their locally adopted charters as long as they do not conflict with state laws."

The Bloomington city charter provides for initiative, referenda and recall. Yet City Hall maintains the critics behind the garbage petition are essentially usurping the local government's prerogative by trying to force a vote on an administrative issue best left to city staff and their elected representatives.

"That's not the way representative government works," George Hoff, an attorney representing Bloomington, told the court. "Representative government works by the elected representatives, for their minor salary in most cases, taking a vote on that, making the tough decisions. That's what they're supposed to do. Advisory

**JUST SOLID WASTE** continued on page 2

## ELECTION DATES SET FOR SECOND VACANT SEAT ON COL HTS SCHOOL BOARD

by Bryan Olson — Special to the *Anoka County Record*

Who will take Grant Nichols' seat on the ISD 13 Columbia Heights school board will not be determined until after the snow, yet to come, has melted.

April 5, 2016 has been set as the date of the special election for the seat resigned by Grant Nichols on Oct. 13. If more than two candidates file for the office, there will be a special primary election on Feb. 9, 2016. The top two vote-getters will advance to the April 5 special election.

Candidate filing begins Dec. 1, on the same day of the special primary election for the other open seat on the school board. That seat will have its special election on Jan. 26, 2016. The term will run up to January 2017, as the 2016 regular election cycle is when this seat would normally be on the ballot. Lori Meyer resigned from office in July.

The Nichols seat's term will run until January 2019, as it will be on the 2018 regular election cycle. (Nichols was elected in Nov. 2014 and served ten months on his 4-year term).

The filing period runs for two weeks, Dec. 1 through 15th. The withdrawal deadline is Dec. 17.

Election judges for all of these elections have been selected. The number of polling places will be reduced to two for each election. Voters in ISD 13 will vote at either Valley View Elementary School, 800 49th Ave. N.E., or Highland Elementary School, 1500 49th Ave. N.E., both in Columbia Heights.

Election judges selected to serve at Valley View are: Mike McGee, Assistant Head Judge, Art Goedeking, JoAnn Kewatt, Robert Petty, Clara Schmidt and Marilyn Vaughan.

Serving at Highland: Gretchen Gallagher-Weinstein, Kathryn Morales, Head Judges; Joel Andrychowicz, Susan Betzold, Assistant Head Judges; Michelle Ferreira, Charles Kewatt and Dan Steiskal.

The *Anoka County Record* reported on irregularities with the candidate filing process for the Meyer seat in our Oct. 2 and Oct. 9 editions. Coverage of the Nichols resignation can be found in our Sept. 18, Sept. 25 and Oct. 16 editions, all of which are on our website, [www.anokacountyrecord.com](http://www.anokacountyrecord.com).

### Nichols questions CH mayor at council meeting

Grant Nichols asked questions of Columbia Heights mayor Gary Peterson at the Nov. 9 council meeting. Speaking during the public comment period near the end of the meeting, Nichols came to the lectern with a piece of paper. He wanted to verify that Peterson had made a comment about him on the social media website Facebook. Nichols took the sheet to the dais to show to Peterson, who said "yes, I did make that comment." Councilor Bruce Nawrocki asked if the council could see it. Peterson passed it down. Nichols went back to the lectern and said that he would appreciate being approached personally about something such as this rather than it be put on the internet.

Peterson continued, "I'm not sure if that was...uh...if I put that on Facebook, or somebody put that on...but I did make the statement, I can say that."

Nichols resigned his school board seat a month earlier due to a controversy over comments attributed to him that were posted from a Facebook account with his name on it. Nichols contended a fellow employee at his workplace used his cell phone and Facebook account to post remarks that were considered by many to be disparaging of Muslims.

Nichols asked Peterson if he understood that the local Muslim leaders had accepted his explanation of how the incident happened. Peterson did not answer this directly, as the crosstalk, mush-mouthed mutterings that often occur at the city council meetings took over for a few brief moments. Nichols then read Peterson's comment, "He will only be a distraction and ineffective as a board member. If he cares about the students and his community, he should resign." Peterson said this after the first of two lengthy public meetings that called for Nichols' resignation. "I couldn't attend the second (meeting), because one was enough," he said.

### School Districts Preliminary Tax Levies for 2016

Final Numbers for 2016 to be determined at school board meetings in December

	2015 TOTAL LEVY	2016 PROPOSED TOTAL LEVY	INCREASE + DECREASE -
ANOKA/HENNEPIN ISD 11	\$92,069,076	\$92,253,193	+ 0.01%
CENTENNIAL ISD 12	\$16,462,296	\$16,057,678	- 2.45%
COLUMBIA HEIGHTS ISD 13	\$ 8,569,218	\$ 9,034,019	+ 5.42%
FRIDLEY ISD 14	\$ 8,418,902	\$ 8,207,624	- 2.50%
ST FRANCIS ISD 15	\$10,984,900	\$11,324,138	+ 3.09%
SPRING LAKE PARK ISD 16	\$20,339,183	\$20,685,170	+ 1.70%

# JUST SOLID WASTE continued from page 1

elections are not allowed in Minnesota.” Opponents put the onus on city attorney Sandra Johnson. The city charter instructs a city attorney to approve a petition or “put it into a form which is legally sufficient for its intended purpose.” But Johnson did neither, rejecting the organized collection petition twice.

A core group of residents went ahead anyway, collecting some 1,500 signatures on an unofficial petition this summer, more than enough to qualify with a valid petition.

“We’re not even suing to stop it,” Reichert said. “We’re simply suing to ask the city attorney to do her job, which was to certify and accept our petitions, so we could go out and gather signatures to allow the citizens of Bloomington to decide if we want to go down this path of organized collection.”

In refusing to validate the petition, Johnson cited a state law governing organized garbage collection that overrides local jurisdiction in this case, among other legal objections.

“Initiatives and referendum were developed as devices by which the voters of a jurisdiction could address supposed evils of legislation,” Johnson wrote in a June advisory opinion to guide city councilors. “It encourages single-issue politics...and simplistic proposals...and creates opportunities for conflicting or overlapping

legislative proposals, confusing voters.” “It’s appropriate in many contexts, a lot of good ordinances can come from citizens’ initiatives,” Johnson said after the hearing. “In this context, it’s not appropriate.”

The plaintiffs’ attorney chided the city over the 38 exhibits entered into the court record.

“That’s why we said, look, all these exhibits you provided the court, about everything you’ve done, and all the money you’ve spent...” said Drysdale.

“...are just solid waste,” said Hennepin County District Court Judge James Moore, finishing the sentence. “I got a chuckle out of that.”

“As long as we’re on solid waste, Your Honor, just to be clear,” Hoff said. “What we filed, we filed to give the court an example of what we were doing, but it was also electronically filed...We didn’t dump a bucket of paper on your desk.”

The court has up to 90 days to rule on the case. Meanwhile, a consortium of solid waste companies continues to

to the assessment hearing or presented to the presiding officer at the hearing. The Council may upon such notice consider any objection to the amount of a proposed individual assessment at an adjourned meeting upon such further notice to the affected property owners as it deems advisable.

An owner may appeal an assessment to district court pursuant to Minn. Stat. §429.081 by serving notice of the appeal upon the Mayor or Clerk of the City within 30 days after the adoption of the assessment and filing such notice with the district court within ten days after service upon the mayor or clerk.

The City Hall is ADA accessible. Requests for hearing assisted devices or a sign language interpreter must be received before 4:00 p.m. November 20, 2015. All persons interested are invited to attend and to be heard, verbally or in writing. You may call City Hall (651) 429-3232 if you have any questions.

Teresa Bender, City Clerk

may be heard, at the City Hall Council Chambers, located at 590 40th Ave NE, Columbia Heights, MN 55421. For directions to the City Council Chambers or any questions regarding the public hearing, please contact Kelli Bourgeois, Human Resources Director / Assistant to the City Manager, at 763-706-3609 or KBourgeois@columbiaheightsmn.gov.

The purpose of the public hearing is to permit interested persons and organizations to the opportunity to comment and a reasonable opportunity to be heard on the recommended cable television franchise for CenturyLink. A copy of the negotiated cable television franchise can be obtained from the City Clerk or Human Resources Director / Assistant to the City Manager.

to vacate temporary easements for cul-de-sac purposes over, under, and across the properties legally described as Lot 6, Block 6, Hickory Meadows and Lot 3, Block 5, Hickory Meadows, Anoka County, Minnesota.

**Public Hearing:** Vacation of Easement to vacate an easement for trail purposes over, under and across the property legally described as the southerly 100 feet of Outlot A, Hickory Meadows, Anoka County, Minnesota.

There are several ways to participate in this process. You can attend the public hearing, send a letter, or e-mail to be added to the public record. A staff report summarizing the item will be available prior to the meeting. Please contact Stephanie Hanson, City Planner with any questions at (763) 767-5147 or s.hanson@andovermn.gov

Stephanie L. Hanson, City Planner

## CITY OF CENTERVILLE NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that the City Council of the City of Centerville will consider the adoption of special assessments against properties that have delinquent utilities charges for the year 2014/2015 and outstanding balances associated with City services (i.e., lawn maintenance, property cleanup, etc.). The hearing is scheduled for Tuesday, November 24, 2015 at 6:30 p.m. or shortly thereafter. The purpose of the meeting is to consider the certification of the delinquent City charges for utilities, garbage and other services provided to properties that have unpaid charges due on or before October 30, 2015.

The proposed assessment roll is on file for public inspection at the City Clerk’s office. Written or oral objections will be considered at the meeting. No appeal to district court may be taken as to the amount of an assessment unless a written objection signed by the affected property owner is filed with the Municipal Clerk prior

## CITY OF COLUMBIA HEIGHTS NOTICE OF PUBLIC HEARING CONCERNING CENTURYLINK CABLE TELEVISION FRANCHISE ORDINANCE

The City of Columbia Heights, Minnesota (the “City”), has reviewed a cable television franchise application from CenturyLink to provide cable communications service in the City. The City authorized City Staff to negotiate a cable Franchise with CenturyLink and City Staff has negotiated a cable television franchise for the City Council’s consideration.

The City, as part of the cable television franchise process, will open a public hearing on November 23, 2015. The public hearing will commence at 7:00 p.m., or as soon thereafter as individuals and/or organizations, including CenturyLink,

## CITY OF ANDOVER NOTICE OF PUBLIC HEARING

The City Council of the City of Andover will hold a public hearing at 7:00 p.m., or as soon thereafter as can be heard, on Tuesday, November 17, 2015 at Andover City Hall, 1685 Crosstown Blvd. NW, Andover, Minnesota to review the following request:

**Public Hearing:** Vacation of Easement to vacate temporary easement for cul-de-sac purposes over, under, and across the property legally described as Outlot A, Hickory Meadows, Anoka County, Minnesota.

**Public Hearing:** Vacation of Easement to vacate utility and drainage easements over, under and across the property legally described as Outlot A, Hickory Meadows, Anoka County, Minnesota.

**Public Hearing:** Vacation of Easements

## CITY OF BLAINE ORD 15-2324

GRANTING A REZONING FROM A (AIRPORT) TO PBD A (PLANNED BUSINESS DISTRICT AIRPORT) AT COUNTY ROAD J/93RD LANE EXTENSION. METROPOLITAN AIRPORTS COMMISSION.

THE CITY OF BLAINE DOES ORDAIN: (Added portions are underscored and deleted portions are shown in brackets with overstrike.)

Section 1. The Official Zoning Map of the Zoning Code of the Municipal Code of the City of Blaine is hereby amended to change the zoning classification of the following described property:

All those parts (platted and unplatted) of the Southwest Quarter of Section 33, Township 31 North, Range 23 West, Anoka County, Minnesota which lies northerly of ANOKA COUNTY HIGHWAY R/W PLAT NO. 39, lies southerly and southwesterly of MN/DOT HIGHWAY R/W PLAT NO. 02 6 and lies easterly of the easterly lines of the following subdivision plats of CARRIAGE WOOD, ROSEY’S ADD. & JONATHAN’S 1st ADD.

Section 2. The above described property is hereby rezoned from:

[A (Airport)]

to

PBD A (Planned Business District Airport)

Section 3. The City Manager is hereby directed to make the appropriate changes in the Official Zoning Map of the City of Blaine to reflect and show the changes in zoning classification as set forth above.

INTRODUCED and read in full this 15th day of October 2015.

PASSED by the City Council of the City of Blaine this 5th day of November 2015.

work toward an agreement on how to divide up service to the city and consumers.

“Things are moving along and that’s why this lawsuit is somewhat unusual,” Johnson said.

“It’s less about garbage at this point, and more about just reestablishing our right as citizens to do what’s outlined in the city charter,” said plaintiff Joel Jennissen.

*Editor’s Note: The outcome of this lawsuit could affect all charter cities in Minnesota including Anoka County charter cities such as Anoka, Blaine, Coon Rapids, Ham Lake, and Lino Lakes.*



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# ANOKA COUNTY WATCHDOG

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**Quote of the Week:** "If you think governor of the state doesn't matter, I've made three appointments to the Public Utilities Commission now, and that's made a big difference -- a big difference."

**Governor Mark Dayton**

**Definition of the Week:** "Temperament: "a person's or animal's nature, especially as it permanently affects their behavior."

**Definition of the Week:** "Judgment:" the ability to make considered decisions or come to sensible conclusions."

## SENATE DISTRICT 35 RACE HEATS UP!

Wow, Watchdogs! The special election in Anoka County to replace the resigned Senator Branden Petersen is coming into very sharp focus. The problem is that the focus paints a very muddled race at this point, with many delegates undecided (and unhappy) with the endorsing convention just over a week away.

The biggest news this week is that a prominent and well-known name within Anoka County GOP circles has announced his candidacy for the open Senate seat.

The Watchdog can report that Brad Sunderland, the current chairman of the Senate District 35 Republican Party, has temporarily stepped down from his position to run.

The Sunderland family has a long history of activism and leadership in Anoka County GOP politics. Sunderland's name recognition and political experience makes him a serious and legitimate candidate despite the late entry.

Below is Sunderland's press release:

FOR IMMEDIATE RELEASE

Contact: Brad Sunderland at [basunderland@outlook.com](mailto:basunderland@outlook.com)

Sunderland Announces Candidacy for Senate District 35 Seat

Ramsey, MN -- Brad Sunderland will run for the Senate District 35 open Senate seat vacated by Senator Brandon Petersen. Currently a Ramsey resident, Brad has resided in the district for over 20 years. He moved to Andover as a teenager, and later on lived with his wife, Dion, and their three children in Coon Rapids for many years. Brad and his family have developed many connections and a love for their local community. The Sunderland family has had children attending Legacy Christian Academy (formerly Meadow Creek Christian School) and Anoka High School for the past 16 years. They attend Constance Evangelical Free Church in Andover, MN.

Brad has a great deal of leadership experience as a small business owner and employer, youth coach, and political activist. Brad has been helping conservative Republicans win office for the past 30 years, through grass roots politics, including door knocking, literature drops, get-out-the-vote calling, and fund raising. Brad has also served as Chair of Senate District 35 Republicans.

"I'm a proud fiscal and social conservative who fully embraces and supports the Minnesota Republican Party Platform. I am especially interested in making government smaller and more efficient, promoting better schools through more local control and robust accountability, and protecting and defending religious, political, and economic liberties, especially the right to life."

"I believe that my political values, character, and temperament are consistent with those of our local community, and would be honored and humbled to receive the endorsement of the Senate District 35 Republicans. If endorsed, I will work diligently to win and keep this seat in the Republican column."

###

The Watchdog did not speak directly with Sunderland, but we have spoken with a number of sources who believe Sunderland entered the race in part out of a concern that the current field of candidates did not offer the Party a person who was both conservative and electable.

This theory is supported by the contacts this publication has had over the past few weeks with GOP leaders and activists at various levels. Many of these people are concerned that Jim Abeler lacks the conservative values they hold while Andy Aplikowski and Don Huizenga have past issues that harm their ability to be elected and promote the Republican brand.

Regarding Abeler, his voting record is well known to any regular reader of this publication.

A vote to override Governor Pawlenty's veto of a massive transportation tax increase; multiple votes in favor of Northstar commuter rail; voted for a \$400 million tobacco tax increase disguised as a "health impact fee;" a lifetime Taxpayers' League of Minnesota score of 52%.

This publication is aware of concerns raised regarding Don Huizenga's past blog posts as well as allegations of previous contact with law enforcement.

Because the Watchdog could not independently verify those concerns as this edition went to press, we will not publish the details of those allegations unless and until they can be independently verified.

Regarding Aplikowski, the Watchdog was able to independently verify the concerns raised regarding both Aplikowski's blog postings as well as the existence of a criminal conviction.

When contacted by email for a response, Aplikowski replied "call me."

According to the Minnesota criminal courts database, which is accessible to the public via the Internet, Andrew Allen Aplikowski has a conviction on his record for violating Minnesota statutes 340A.502, which deals with procuring, giving, or selling alcohol to obviously intoxicated persons.

<http://www.mncourts.gov/Access-Case-Records.aspx>

The statute reads: 340A.502 SALES TO OBVIOUSLY INTOXICATED PERSONS.

No person may sell, give, furnish, or in any way procure for another alcoholic beverages for the use of an obviously intoxicated person.

The offense happened in Duluth with a disposition date of May, 15, 1996. The case reference number is 69-T7-96-606080. The disposition of the case was "guilty."

There is no arrest record attached to the Internet file, so it isn't possible to determine the circumstances surrounding the incident, without contacting the local police department and asking for a copy of the incident report, arrest report, or whatever documentation was prepared by local law enforcement.

Moreover, the Watchdog has spoken to GOP sources who are quite concerned regarding various comments Aplikowski has made over time on his blog entitled "Residual Forces."

<http://residualforces.com/>

Of particular concern is a blog posting dated September 11, 2013 in which he makes a number of comments that in the minds of some Republicans cast serious doubt on Aplikowski's temperament, judgement, and ability to effectively represent the GOP as an endorsed candidate for the state Senate.

These sources have pointed out the following excerpts as problematic and inflammatory.

"Frankly Obama and the Democrats have done more damage to America in the last 5 years than the terrorists did in the last 12. That is something that I will never forget and I hope my fellow Americans wake the fuck up."

"Fucking commies."

"I've come to realize that our attempts at defeating terror was a mistake."

"We'd better wake the fuck up quick..."

"What the fuck is this administration really up to?"

"Bush destabilized the Middle East..."

"But what I don't understand is why we are still fighting Bush's war..."

While it is the delegates of Senate District 35 who will ultimately decide whether or not Aplikowski is fit to carry the GOP banner in light of this record, some of these comments should be troubling to any reasonable person.

For example, it's hard to picture respected conservative Senators like Michelle Benson, Dave Thompson, David Hann or Dan Hall exhorting people to "wake the fuck up" or referring to political opponents as "Fucking commies."

Republicans rely on their elected leaders to speak to our shared principles and values in an articulate, positive, adult manner. Running a potty mouth doesn't inspire anyone and certainly doesn't promote the GOP brand.

Most importantly, stating that Democrats have hurt America more than terrorists is outrageous and appalling.

While this publication shares the view that most Democrat policies aren't right for Minnesota or America, to state that they are below the many attacks that have murdered thousands of Americans is way, way, way beyond the pale.

We all clearly remember 9/11 and the thousands of innocents murdered in cold blood that day.

Hijacked airplanes, towers falling, people leaping to their deaths to avoid being burned

**ANOKA COUNTY WATCHDOG** *continued on page 4*

**ANOKA COUNTY'S NOTICE OF SALE OF  
LAND FORFEITED TO THE STATE FOR  
NON-PAYMENT OF TAXES  
(M.S. 282.02)**

NOTICE IS HEREBY GIVEN that I, Jonell M. Sawyer, Division Manager of Property Records and Taxation, shall sell to the highest bidder (but not for less than the appraised value) at the public bid opening on the 2nd floor, Room 237, at the Anoka County Government Center, 2100 3rd Ave., City of Anoka, State of Minnesota, on December 1, 2015, at 9:00 a.m., the lands forfeited to the State for non-payment of taxes, as described in the list of such lands on file in my office. These parcels of land are situated in said County and have been classified and appraised as provided by law. Such sale will be governed as to terms by the resolution of the County Board of said County authorizing same. Included with this publication is a copy of said resolution.

For more information regarding our upcoming sale please visit our website [www.anokacounty.us](http://www.anokacounty.us). To obtain a bid form and bid envelope please visit our Property Records and Taxation Public Service Counter, located on first floor at the Anoka County Government Center, 2100 3rd Ave., City of Anoka, State of Minnesota.

Bids must be received by the Anoka County Division of Property Records and Taxation no later than 4:30 p.m. November 30, 2015.

**TERMS OF SALE**

FROM THE DIVISION OF PROPERTY RECORDS AND TAXATION

for the sale to be held on December 1, 2015

Sale amounts of \$500 or less shall be paid in cash at the time of the sale and all other sales amounts may be paid in cash or paid on an installment basis according to the terms provided herein. On sales amounts over \$500 but not over \$2000, a down payment of \$500 shall be paid at the time of the sale, and the unpaid balance shall be paid in three equal annual installments. For sales amounts in excess of \$2000, but not over \$40,000, a down payment of one-fourth of the sales price shall be paid at the time of sale, and the unpaid balance shall be paid in three equal annual installments. On sales amounts in excess of \$40,000, a down payment of one-fifth of the sales price shall be paid at the time of sale, and the unpaid balance shall be paid in four equal annual installments. For all sales, the annual installments of the unpaid balance shall be paid prior to December 31 each year. The unpaid balance on all sales shall accrue interest at the rate prescribed by Section 279.03, subd. 1A and is subject to change each year on the unpaid balance; that no principal installment payment shall be less than the amount of the original down payment unless it is a final payment on the contract and each installment payment shall include the amount of accrued interest to date.

With the initial payment, the successful bidder will be required to pay an additional 3% of the total sale price. The state deed tax and the cost of obtaining and recording the state deed will be added to the final installment amount.

All property remains subject: to any existing leases; to easements obtained by governmental subdivisions or agencies thereof for any public purposes; to restrictions appearing of record; to all existing laws and ordinances; and to the condition that the total appraised value does not represent a basis for future taxes; and that amounts of special assessments canceled because of forfeiture may be subject to reassessment.

In accordance with Minn. Stat. 282.01, subd. 7, any person who could have repurchased a parcel of property under Minn. Stat. 282.012 or Minn. Stat. 282.241 shall not be allowed to purchase that same parcel of property at the sale for a purchase price less than the sum of all delinquent taxes and assessments computed under Minn. Stat. 282.251, together with penalties, interest and costs accrued or would have accrued if the parcel had not forfeited to the State.

Deeds for unplatted parcels will contain a restrictive covenant which will prohibit enrollment of the land in a state funded program providing compensation for conservation of marginal land or wetlands.

The County Board of Commissioners reserves its right to withdraw any or all parcels contained in Exhibit A from sale under Minn. Stat. 282.01, subd. 7.

(Published Nov. 13, 20, 2015 Anoka County Record) #317

**ANOKA COUNTY'S NOTICE OF SALE OF  
LAND FORFEITED TO THE STATE FOR  
NON-PAYMENT OF TAXES  
continued to pages 5 & 6**

**BOARD OF COUNTY COMMISSIONERS**

*Anoka County, Minnesota*

DATE: October 29, 2015

RESOLUTION #2015-136

OFFERED BY COMMISSIONER: Kordiak

**AUTHORIZING A PUBLIC SALE OF TAX-FORFEIT LAND  
IN ACCORDANCE WITH MINNESOTA STATUTES CHAPTER 282  
AND SECTION 383E.16, AND SETTING THE TERMS OF THE SALE**

WHEREAS, pursuant to Minnesota Statutes Chapters 279, 280, and 281, the property described in Exhibit A has forfeited to the State of Minnesota, in trust for the taxing districts for the failure to pay ad valorem real estate taxes; and,

WHEREAS, the Anoka County Board of Commissioners has classified the parcels described in Exhibit A as non-conservation and approved them for sale subject to review by the town boards and governing bodies of municipalities in Anoka County under Minnesota Statutes Chapter 282; and,

WHEREAS, the classification and sale of the tax-forfeited lands described in Exhibit A lying within the bounds of any organized town or incorporated municipality have been approved for sale by the town board of such town or governing body of such municipality, insofar as the lands located therein are concerned; and,

WHEREAS, in accordance with Minnesota Statutes Section 282.01, subdivision 3, the Anoka County Board of Commissioners has appraised the lands and set the appraised values shown in Exhibit A; and,

WHEREAS, pursuant to Minnesota Statutes Section 282.02, the Anoka County Board of Commissioners shall provide the division manager of Property Records and Taxation with a list of parcels of lands to be offered for sale which shall contain a description of the parcels of land and the appraised value thereof:

NOW, THEREFORE, BE IT RESOLVED that all parcels which were approved for sale by Resolution #2012-146 dated September 25, 2012, which have not been sold, are withdrawn from sale.

BE IT FURTHER RESOLVED that the Anoka County Board of Commissioners hereby submits the list of tax-forfeit parcels described in Exhibit A to the division manager of Property Records and Taxation who is hereby directed to offer each parcel at public sale to the highest bidder, but not for less than the appraised value by sealed bids pursuant to the provisions of Minnesota Statutes Section 383E.16, which bids shall be received by the Anoka County Division of Property Records and Taxation until 4:30 p.m. on November 30, 2015, and then will be publicly opened on December 1, 2015, at 9:00 a.m. in the Property Records and Taxation Conference Room 119 at the Anoka County Government Center.

BE IT FURTHER RESOLVED that the sale shall be made for payment in full or upon the following terms: That sales amounts of \$500 or less shall be paid in cash at the time of the sale and all other sales amounts may be paid in cash or paid on an installment basis according to the terms provided herein: On sales amounts over \$500 but not over \$2000, a down payment of \$500 shall be paid at the time of the sale and the unpaid balance shall be paid in three equal annual installments. For sale amounts in excess of \$2,000 but not over \$40,000, a down payment of one-fourth of the sales price shall be paid at the time of sale and the unpaid balance shall be paid in three equal annual installments. On sale amounts in excess of \$40,000, a down payment of one-fifth of the sale price shall be paid at the time of sale and the unpaid balance shall be paid in four equal annual installments. For all sales, the annual installments of the unpaid balance shall be paid prior to December 31 each year. The unpaid balance on all sales shall accrue interest at the rate prescribed by Minnesota Statutes Section 279.03, subdivision 1A, and is subject to change each year on the unpaid balance; that no principle installment payment shall be less than the amount of the original down payment unless it is a final payment on the contract. Each installment payment shall include the amount of accrued interest to date. At the time of sale of a parcel of tax-forfeited land, the division manager of Property Records and Taxation shall collect in full an amount equal to 3 percent of the total sales price of the land, said sum to be deposited with the State Treasurer in the real estate assurance account pursuant to Minnesota Statutes Section 284.28, subdivision 8; an amount equal to the State Deed Tax and the cost of obtaining the deed and recording the same, which amounts are in addition to the total sale price of the land. That all property remains subject: to any existing leases; to easements obtained by governmental subdivision or agencies thereof for any public purposes; to restrictions appearing of record; to all existing laws and ordinances; and to the condition that the total appraised value does not represent a

**ANOKA COUNTY WATCHDOG**

*continued from page 3*

alive.

Would Aplikowski make that same comment to the faces of 9/11 survivors or the families of those who died that day?

The delegates and leaders of Senate District 35 GOP have a very important task in front of them as they vet the candidates and confer an endorsement.

May they exercise wisdom and good judgment and in picking a candidate.

*The Anoka County Watchdog is a place where concerned taxpayers can find fact-supported information and*

*other resources about governmental waste and abuse in Anoka County.*

*My intent is to provide you, the taxpayer, with the information you need to hold your local politicians accountable.*

*Visit my website and sign up for free weekly e-mail updates at [www.AnokaCountyWatchdog.com](http://www.AnokaCountyWatchdog.com) or contact me personally at [harold@anokacountywatchdog.com](mailto:harold@anokacountywatchdog.com)*

*Sincerely,*

*Harold E. Hamilton, owner.*

PAID ADVERTISEMENT

**ANOKA COUNTY  
SUMMARY OF BIDS**

Bid #2015-38

Description of Bid/RFP: Advertisement for Proposals for Professional Services – Consultant for Riverfront Regional Park Redevelopment

Bid Opening: December 23, 2015

For more information regarding the above published bids/RFPs, please visit the Anoka County Web Site at: [www.AnokaCounty.us/bids](http://www.AnokaCounty.us/bids). (Published Nov. 13, 20, 2015 Anoka County Record) #316

**ANOKA COUNTY  
SUMMARY OF BIDS**

Bid #2015-39

Description of Bid/RFP: Bids Invited for Anoka County Project State Aid Project No. 002-614-039,

CSAH 14 (125th Ave.) Blaine, Minnesota, Anoka County

Bid Opening: December 1, 2015

For more information regarding the above published bids/RFPs, please visit the Anoka County Web Site at: [www.AnokaCounty.us/bids](http://www.AnokaCounty.us/bids). (Published Oct 30, Nov. 6, 13, 2015 Anoka County Record) #304

**ANOKA COUNTY  
SUMMARY OF BIDS**

Bid #2015-40

Description of Bid/RFP: Bids Invited for Removal of Deer Carcasses on or Near Anoka County Highways and/or the Trapping and Removal of Nuisance Beaver

Bid Opening: December 1, 2015

For more information regarding the above published bids/RFPs, please visit the Anoka County Web Site at: [www.AnokaCounty.us/bids](http://www.AnokaCounty.us/bids). (Published Oct 30, Nov. 6, 13, 2015 Anoka County Record) #305

**ANOKA COUNTY  
SUMMARY OF BIDS**

Bid #2015-41

Description of Bid/RFP: Advertisement for Bids for the Rehabilitation of 9384 5th Street NE, Blaine, MN 55434

Bid Opening: December 8, 2015

For more information regarding the above published bids/RFPs, please visit the Anoka County Web Site at: [www.AnokaCounty.us/bids](http://www.AnokaCounty.us/bids). (Published Nov. 6, 13, 20, 2015 Anoka County Record) #314

Notice Of Sale Of Land continued from page 4

OFFICE OF THE MINNESOTA SECRETARY OF STATE CERTIFICATE OF ASSUMED NAME MINNESOTA STATUTES, CHAPTER 333

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable consumers to be able to identify the true owner of a business.

1. List the exact assumed name under which the business is or will be conducted:

Lotus Massage & Spa
2. Principal Place of Business:
7777 Hwy 65 Suite J
Spring Lake Park, MN 55432

3. List the name and complete street address of all persons conducting business under the above Assumed Name, OR if an entity, provide the legal corporate, LLC, or Limited Partnership name and registered office address:

Yunxia Zhao
2100 Cliff Road E
#A322
Burnsville, MN 55337

4. I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

FILED: Nov. 3, 2015, # 852169700025 /s/ Yunxia Zhao (Published Nov. 6, 13, 2015, Anoka County Record) #310

OFFICE OF THE MINNESOTA SECRETARY OF STATE CERTIFICATE OF ASSUMED NAME MINNESOTA STATUTES, CHAPTER 333

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable consumers to be able to identify the true owner of a business.

1. List the exact assumed name under which the business is or will be conducted:

construction advisers
2. Principal Place of Business:
1392 108 Avenue NE
Blaine, MN 55434

3. List the name and complete street address of all persons conducting business under the above Assumed Name, OR if an entity, provide the legal corporate, LLC, or Limited Partnership name and registered office address:

ABC MINI STORAGE
13624 Hanson Blvd NW
Andover, MN 55304

4. I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter

FILED: Sept. 14, 2015, # 842218800022 /s/ Travis Roche (Published Nov. 6, 13, 2015, Anoka County Record) #309

of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

FILED: Nov. 20, 2015, # 848312300028 /s/ John W. Hitchcock (Published Nov. 6, 13, 2015, Anoka County Record) #308

OFFICE OF THE MINNESOTA SECRETARY OF STATE CERTIFICATE OF ASSUMED NAME MINNESOTA STATUTES, CHAPTER 333

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable consumers to be able to identify the true owner of a business.

1. List the exact assumed name under which the business is or will be conducted:

BYOBMN.com
2. Principal Place of Business:
1392 108 Avenue NE
Blaine, MN 55434

3. List the name and complete street address of all persons conducting business under the above Assumed Name, OR if an entity, provide the legal corporate, LLC, or Limited Partnership name and registered office address:

Construction Advisors Inc.
1392 108 Avenue NE
Blaine, MN 55434

4. I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

FILED: Nov. 20, 2015, # 848315900023 /s/ John W. Hitchcock (Published Nov. 6, 13, 2015, Anoka County Record) #308

OFFICE OF THE MINNESOTA SECRETARY OF STATE CERTIFICATE OF ASSUMED NAME MINNESOTA STATUTES, CHAPTER 333

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable consumers to be able to identify the true owner of a business.

1. List the exact assumed name under which the business is or will be conducted:

ABC MINI STORAGE
2. Principal Place of Business:
13624 Hanson Blvd NW
Andover, MN 55304

3. List the name and complete street address of all persons conducting business under the above Assumed Name, OR if an entity, provide the legal corporate, LLC, or Limited Partnership name and registered office address:

TSQUARED STORAGE LLC
7472 Peony Lane North
Maple Grove, MN 55311

4. I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the

person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter

RESOLUTION #2015-136 Page 2

basis for future taxes; and that amounts of special assessments canceled because of forfeiture may be subject to reassessment.

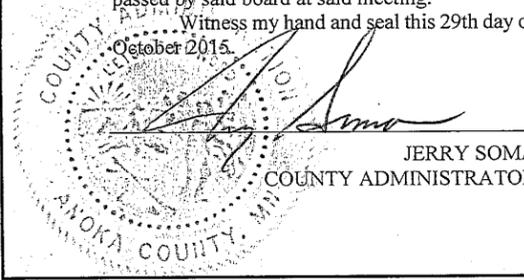
BE IT FURTHER RESOLVED that in accordance with Minnesota Statutes Section 282.01, subdivision 7, that any person who could have repurchased a parcel of property under Minnesota Statutes Sections 282.012 or 282.241, shall not be allowed to purchase that same parcel of property at the sale for a purchase price less than the sum of all delinquent taxes and assessments computed under Minnesota Statutes Section 282.251, together with penalties, interest, and costs accrued or would have accrued if the parcel had not forfeited to the State.

BE IT FINALLY RESOLVED that the Anoka County Board of Commissioners reserves its right, under Minnesota Statutes Section 282.01, subdivision 7, to withdraw from sale any or all parcels listed in Exhibit A.

STATE OF MINNESOTA COUNTY OF ANOKA ) ss

I, Jerry Soma, County Administrator, Anoka County, Minnesota, hereby certify that I have compared the foregoing copy of the resolution of the county board of said county with the original record thereof on file in the Administration Office, Anoka County, Minnesota, as stated in the minutes of the proceedings of said board at a meeting duly held on October 29, 2015, and that the same is a true and correct copy of said original record and of the whole thereof, and that said resolution was duly passed by said board at said meeting.

Witness my hand and seal this 29th day of October 2015.



JERRY SOMA COUNTY ADMINISTRATOR

Table with 3 columns: District Name, YES, NO. Rows include DISTRICT #1 - LOOK, DISTRICT #2 - BRAASTAD, DISTRICT #3 - WEST, DISTRICT #4 - KORDIAK, DISTRICT #5 - GAMACHE, DISTRICT #6 - SIVARAJAH, DISTRICT #7 - SCHULTE.

Notice Of Sale Of Land continued to page 6

person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

FILED: Sept. 14, 2015, # 842218800022 /s/ Travis Roche (Published Nov. 6, 13, 2015, Anoka County Record) #309

OFFICE OF THE MINNESOTA SECRETARY OF STATE CERTIFICATE OF ASSUMED NAME MINNESOTA STATUTES, CHAPTER 333

The filing of an assumed name does not provide a user with exclusive rights to that name. The filing is required for consumer protection in order to enable consumers to be able to identify the true owner of a business.

1. List the exact assumed name under which the business is or will be conducted:

D & L Rental Solutions
2. Principal Place of Business:
465 196th Lane NE

East Bethel, MN 55011
3. List the name and complete street address of all persons conducting business under the above Assumed Name, OR if an entity, provide the legal corporate, LLC, or Limited Partnership name and registered office address:

D & L Rental Solutions LLC
465 196th Lane NE
East Bethel, MN 55011

4. I, the undersigned, certify that I am signing this document as the person whose signature is required, or as agent of the person(s) whose signature would be required who has authorized me to sign this document on his/her behalf, or in both capacities. I further certify that I have completed all required fields, and that the information in this document is true and correct and in compliance with the applicable chapter

of Minnesota Statutes. I understand that by signing this document I am subject to the penalties of perjury as set forth in Section 609.48 as if I had signed this document under oath.

FILED: Oct. 29, 2015, # 851251900029 /s/ Krystle Lindelof (Published Nov. 6, 13, 2015, Anoka County Record) #306

Anoka County RECORD logo and contact information including website, address, phone number, and social media links.

**ANOKA COUNTY NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

Date: Wednesday, November 4, 2015

Anoka County Community Development Department  
2100 Third Avenue, Suite 700  
Anoka, MN 55303  
763-323-5764

TO ALL INTERESTED PARTIES, GROUPS AND PERSONS:

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the County of Anoka.

Request for Request of Funds

On or about November 27, 2015, the Anoka County Housing and Redevelopment Authority will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of HOME & NSP funds for the following project:

2015 CDBG Funds—funds will be used for construction of a single family homes in Coon Rapids, MN. The County of Anoka, Community Development Department will be administering this funding in the amount of up to \$200,000.00 and all federal guidelines will be met. Location is as follows:

• 11400 Hanson Blvd, Coon Rapids, MN 55433

PIN #: 15-31-24-24-0093

Finding Of No Significant Impact

The County of Anoka has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act (NEPA) of 1969 is not required. Additional project information is contained in the Environmental Review Record (ERR) on file in the County Community Development Department, 2100 Third Avenue, Suite 700, Anoka, MN 55303-5024 and may be examined weekdays 8:00 am – 4:30 pm.

Public Comments

Any individual, group, or agency wishing to comment on the project may submit written comments to the County of Anoka. All comments received by 4:30 pm on November 27, 2015, will be considered by the County of Anoka Prior to submission of a request for release of funds. Comments should specify which notice and project they are addressing.

Release of Funds

The County of Anoka certifies to HUD that Anoka County and Karen Skepper, in her capacity as Executive Director of the Anoka County HRA, consents to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's acceptance of the certification satisfies its responsibilities under NEPA and allows the County of Anoka to use program funds.

Objections to the Release of Funds

HUD will accept objections to its release of funds and the County of Anoka's certification for a period of 15 days following the

anticipated submission date or its actual receipt of the request (whichever is later) only if it is on one of the following bases: (a) the certification was not executed by the certifying officer or other officer of the County of Anoka; (b) the County of Anoka has omitted a step or failed to make a decision or finding required by HUD regulations at 24C.F.R. Part 58; (c) the grant recipient has incurred costs not authorized by 24 C.F.R. Part 58 before approval of a release of funds by HUD; or (d) another federal agency acting pursuant to 40 C.F.R. Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 C.F.R. Part 58) and shall be addressed to U.S. Department of Housing and Urban Development at 920 Second Avenue South, Suite 1300, Minneapolis, MN 55402. HUD will not consider objections to the release of funds on the bases other than those stated above. Potential objectors should contact HUD to verify the actual last day of the objection period.

/s/ Jerry Soma  
Anoka County Administrator  
Anoka County Government Center  
2100 Third Avenue, Suite 700  
Anoka, MN 55303-5024  
(Published Nov. 13, 2015  
Anoka County Record) #318

**CITY OF OAK GROVE Ordinance 15-06**

AN ORDINANCE AMENDING SECTION 107-4 OF THE OAK GROVE CITY CODE

THE CITY COUNCIL OF THE CITY OF OAK GROVE HEREBY ORDAINS AS FOLLOWS:

Section 1. Section 107-4 of the Oak Grove City Code is hereby amended as follows (added language show in bold/underline):

Sec. 107-4. - Minor subdivisions and variances.

(a) Minor subdivisions. In the case of a subdivision resulting in three lots or fewer, or a combination of two lots into one lot, in an area situated where topographical, wetland and soil conditions are well-defined, or in the case of a request to divide a lot or combine lots which are a part of a recorded plat where the division or combination would add a parcel of land to an abutting lot or to create two lots and such division or combination will not result in a lot in violation of the city's zoning or subdivision regulations, an applicant may apply for approval of a minor subdivision. No minor subdivision shall be approved in conflict with the minimum standards of the city's zoning or subdivision regulations except as specifically provided in this section. If approved, a minor subdivision allows the subdivision or combination of lots without the recording of a plat or a re-plat.

(b) Variances. The city council may grant a variance pursuant to the requirements identified in section 109-48.

(c) Application required. Application for any such variance shall be made in writing by the subdivider at the time when the preliminary plat is filed for consideration, stating fully all facts relied upon by the petitioner, and shall be supplemented with maps, plans and other additional data which may aid the planning commission in the analysis of the proposed project. The plans for such development shall include such covenants, restrictions or other legal provisions nec-

**RESOLUTION #2015-136**

Page 3

**Public Land Sale List**

**2015**

**Exhibit A**

**SUBDIVISION**

**APPRAISED VALUE OF LAND**

**CITY OF COLUMBIA HEIGHTS**

CONTACT THE MUNICIPALITY FOR LOCAL BUILDING AND ZONING ORDINANCES

**COLUMBIA HEIGHTS ANNEX TO MINNEAPOLIS**

01	35-30-24-34-0017 LOT 19 EX WLY 15 FT THEREOF & LOT 18 BLOCK 89 COLUMBIA HEIGHTS ANNEX, EX RD SUBJ TO EASE OF REC NOTE: May be subject to reassessment of specials.	15,000
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**CITY OF COON RAPIDS**

CONTACT THE MUNICIPALITY FOR LOCAL BUILDING AND ZONING ORDINANCES

**ORRIN THOMPSONS RIVERVIEW TERRACE 13TH A**

02	22-31-24-31-0060 LOT 4 BLOCK 6, ORRIN THOMPSONS RIVERVIEW TERRACE 13TH ADD, EX RDS SUBJ TO EASE OF REC NOTE: May be subject to reassessment of specials.	30,000
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**CITY OF HILLTOP**

CONTACT THE MUNICIPALITY FOR LOCAL BUILDING AND ZONING ORDINANCES

**SHEFFIELD ACRES**

03	26-30-24-44-0036 W 50 FT OF LOT 35 SHEFFIELD ACRES NOTE: May be subject to reassessment of specials.	15,000
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**TOWN OF LINWOOD**

CONTACT THE MUNICIPALITY FOR LOCAL BUILDING AND ZONING ORDINANCES

**BICKS SHADYLAND BEACH**

04	04-33-22-24-0057 LOTS 19 & 20 BLOCK 5 BICKS SHADYLAND BEACH NOTE: May be subject to reassessment of specials.	25,000
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**End of Notice Of Sale Of Land**

essary to guarantee the full achievement of the plan. Any variance or modification thus granted shall be recorded in resolution form setting forth the reasons which justified the action and entered in the minutes of the city council.

(d) Application for minor subdivision. Any person requesting a minor subdivision shall file in the office of the city administrator or designee an application together with the following information:

(1) Survey. A survey of the proposed division or combination showing the dimensions of all lands included therein, the boundaries of said lands, the locations of all buildings and other encroachments, and the location of all proposed construc-

tion. The city administrator or designee may recommend, and the city council may approve, waiver of the survey requirement in cases where the property previously was platted; where the property is to be combined with land that already meets criteria for a building site; or where a deed restriction is filed to prohibit future construction of a building on the property. If a survey is waived, then a scaled drawing may be required.

(2) Soils. Location of test holes, hydrological data, and soils information, as recommended by the city engineer, from which it can be determined that the proposed uses of the subject property are feasible.

(3) Legal description. A con-

cise legal description of the subject property before and after the proposed division or combination is complete.

(e) Procedure for approval of minor subdivision. Upon receipt by the city administrator or designee of the application and required documents and the payment of an administrative fee established by ordinance of the city council, the city administrator or designee shall place the application on the agenda of a regular council meeting and shall present a recommendation for or against approval of the application, stating reasons for such recommendation. Approval or disapproval by the city council shall be by resolution, and resolutions of approval shall be filed in

the office of the registrar or recorder for the county. Approval may be conditioned upon the dedication of drainage and utility easements or any other conditions necessary to further the purposes of the city's zoning and subdivision regulations, as determined by the city council. Nothing herein shall exempt a minor subdivision from the requirements of section 107-150, and payment of park dedication fees may be required for newly created lots.

(f) Ghost platting. A preliminary resubdivision plan may be required showing a potential and feasible way in which the lot or lots may be resubdivided in future years for more intensive use of the land consistent with

policies and procedures for ghost platting which may be adopted by the city council.

**(g) Minor subdivisions creating only one additional lot shall be exempt from Park Dedication fees. This exemption shall only be granted one time on a property within a three year period. Trail easements may still be required if warranted.**

Section 2. Effective Date  
This Ordinance shall become effective from and after its passage and publication. Passed and adopted by the City Council of the City of Oak Grove this 9th day of November, 2015.  
Mark R. Korin, Mayor  
Sheryl F. Fiskewold, City Clerk  
(Published Nov. 13., 2015  
Anoka County Record) #290