

## **MINNESOTA STATUTES 2010 383B.81 ENVIRONMENTAL RESPONSE FUND.**

- SUBD 6, which states that an easement is being granted to St. Louis Park for economic development and for rail improvements to replace the 29th St. corridor. This can be interpreted as “it **will** replace the 29th St. corridor and freight trains will be re-routed” That is why the city of St. Louis Park made their intentions clear in their resolutions. The resolutions were passed in 1996, 2001, 2010 and most recently May 2011. Note that the first resolution was passed by the City of St. Louis Park before the 1997 statute. So, all legislators and concerned parties knew that St. Louis Park did not accept the re-route upon that statute being written.
- Nowhere does it state that this money is conditionally granted upon the land being used for a re-route. It merely states that an easement is being provided to the city of St. Louis Park. In other words, St. Louis Park can only exercise that easement if the city decides it needs enough **right of way** for railroad operations to replace the 29th St. corridor.
- SUBD 8, states that the city must approve any work done on the site.
- The statute is vague as to what the rail improvements would be. If the intent of the statute were to absolutely re-route freight trains to the MN&S, it would say so in those words.
- The reality: If this statute meant that SLP accepted the re-route, the county would merely move forward and cite the statute.