

**RESOLUTION VACATING CERTAIN UTILITY EASEMENT
IN ST. ANDREWS COMMERCIAL CENTRE**

WHEREAS, BIG JOE LLC, owner of the following described property to wit:

Lots 1, 2, and 3 Block 1, St. Andrews Commercial Centre

has petitioned that the following described utility easements be vacated and discontinued:

The 10.00 foot wide utility easement located between Lots 1 and 2, Block 1, St. Andrews Commercial Centre, EXCEPTING therefrom the northerly 5.00 feet and the southerly 10.00 feet of said Lots 1 and 2. and, the 10.00 foot wide utility easement located between Lots 2 and 3, Block 1, St. Andrews Commercial Centre, EXCEPTING therefrom the northerly 5.00 feet and the southerly 10.00 feet of said Lots 2 and 3

WHEREAS, the Planning Agency of the City of Mankato has completed a review of the application and made a report pertaining to said request (CY 65-22), a copy of which has been presented to the City Council; and

WHEREAS, the Planning Commission on the 27th day of July, 2022 adopted a recommendation that the vacation request of the utility easements be granted with conditions; and

WHEREAS, the City Council finds the subject easements are no longer needed for public or private utilities:

1. The owner of the property has petitioned to vacate two easements as they are no longer needed for public utility purposes.
2. The owner has provided notice to the utility companies with a copy of the vacation request and has provided responses from the utility companies that no utilities are present within the easement.
3. The property does not conform to the design standards found in Mankato City Code Section 11.05 subd. 4.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Mankato that the request for vacation of the utility easements be granted subject to the following conditions:

1. Upon the lot being split, new 10-foot utility easements shall be dedicated in accordance with the subdivision design standards.
2. The vacation should be recorded in conjunction with a future subdivision of property.

This resolution shall become effective immediately upon passage.

Dated this _____ day of _____, 2022.

Najwa Massad
Mayor

ATTEST: _____
Renae Kopischke, MMC
City Clerk