

Councilmember _____ introduced the following resolution and moved for its adoption:

RESOLUTION #21-183

RESOLUTION DENYING AN EASEMENT ENCROACHMENT AGREEMENT FOR AN ATTACHED ACCESSORY STRUCTURE IN A DRAINAGE AND UTILITY EASEMENT AT 16206 SAPPHIRE STREET NW

WHEREAS, William Cowette III, hereinafter referred to as the “Applicant,” have requested an Easement Encroachment Agreement to maintain an existing thirteen foot by thirty-foot (13’ x 30’) Deck (the “Deck”) within a drainage and utility easement (the “Easement”) on the property legally described as follows:

Lot 14, Block 2 Sweetbay Ridge

(the “Subject Property”).

WHEREAS, during review of an open code enforcement case, it was discovered that there is an existing, detached accessory structure located within the Easement; and

WHEREAS, the Applicant applied for a deck and was denied in August 2017; and

WHEREAS, the Deck has been placed in last 5 years without a permit since ordinance requiring building permit for certain accessory structures; and

WHEREAS, the principle structure building plans did include a future option for a deck out of the easement; and

WHEREAS, the Applicant installed the deck on the property after the denial.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RAMSEY, ANOKA COUNTY, STATE OF MINNESOTA, as follows:

1. That the Applicant shall remove the Deck on the Subject Property in 30 days; August 26, 2021.
2. That Ramsey City Staff shall be authorized to hire a contractor to remove the portion of the Deck encroaching the Easement if the Deck is not removed by August 26, 2021.
3. That the Applicant will be assessed fees for hiring a contractor if the Deck is not removed by August 26, 2021.

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

and the following voted against the same:

and the following abstained:

and the following were absent:

whereupon said resolution was declared duly adopted by the Ramsey City Council this the 13th day of July, 2021.

Mayor

ATTEST:

City Clerk

This document drafted by:
City of Ramsey
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Ramsey, MN 55303