

Councilmember \_\_\_\_\_ introduced the following resolution and moved for its adoption:

**RESOLUTION #22-114**

**RESOLUTION DENYING AN EASEMENT ENCROACHMENT AGREEMENT FOR A  
DETACHED ACCESSORY STRUCTURE IN A DRAINAGE AND UTILITY  
EASEMENT AT 16306 LITHIUM ST NW**

**WHEREAS**, Igor Zhelavskiy, hereinafter referred to as the “**Applicant**,” has requested an Easement Encroachment Agreement (the “**Agreement**”) to maintain an existing ten foot by twelve (10’ x 12’) detached accessory structure (the “**Structure**”) within a drainage and utility easement (the “**Easement**”) on the property legally described as follows:

Lot 1 Block 2 Estates of Silver Oaks 2<sup>nd</sup> Addition, Anoka County, Minnesota

(the “**Subject Property**”).

**WHEREAS**, the placement within the drainage and utility easement would require an Easement Encroachment Agreement, approved by the City Council; and

**WHEREAS**, the Applicant has a standard ten (10’) foot Drainage and Utility Easement in the side yard; and

**WHEREAS**, the City Council reviewed the request for an Easement Encroachment Agreement on the Subject Property for the Structure during their regular meeting on May 24, 2022.

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

- 1) That the request for an Easement Encroachment Agreement for an accessory structure to encroach into the drainage and utility easement is hereby denied due to the following:
  - a. There is ample room around the property for the structure to be located; and
  - b. Irrigation lines can be easily capped or removed to resolve the irrigation concern.

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 24<sup>th</sup> day of May, 2022.

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Mayor

**ATTEST:**

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City Clerk