

Councilmember Heineman 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 2nd 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 Riley, and upon vote being taken thereon, the following voted in favor thereof:

Mayor Kuzma
Councilmember Heineman
Councilmember Riley
Councilmember Howell
Councilmember Musgrove
Councilmember Specht
Councilmember Woestehoff

and the following voted against the same:

None

and the following abstained:

None

and the following were absent:

None

whereupon said resolution was declared duly adopted by the Ramsey City Council this the 24th day of May, 2022.

Mayor

ATTEST:

City Clerk