

**ENCROACHMENT AGREEMENT / LICENSE FOR THE PRIVATE USE OF A CITY OF RAMSEY  
EASEMENT OR REAL ESTATE**

The City of Ramsey, Minnesota, a Minnesota Charter City, (hereinafter, “the City”) holds in trust for the benefit of the Public, dedicated park land immediately adjacent to real estate legally identified as PIN: 27-32-25-24-0010, and legally described as Block 1, Lot 26 of Regency Pond as filed with the office of county recorder of Anoka County and currently owned in fee by Michael and Michelle Powers (hereinafter, “Licensees”). The address of that property is 6821 146<sup>th</sup> Circle Northwest, Ramsey, Minnesota 55303.

The City has determined that a fence owned by Licensees as well as children’s play equipment have been placed on the aforementioned park land without permission and in a manner inconsistent with the public’s right of use and enjoyment of that property. In lieu of exercising its right to immediately remove the fence equipment and any other encroachment, the City has determined that the best interest of the City would be best served to allow the encroachment of the fence and play equipment to continue until such time as Licensees remove said encroachments on their own accord or sell their property.

As a condition for the granting of this license, the licensees agree to keep said fence in good repair and the property which it encompasses well maintained. Use of the encroachment area shall not significantly impede the utilization of the trail located on the easement.

This license shall expire upon a determination by the City, in its sole discretion, that use of the park land by the public has made the continuation of this license a potential nuisance or hazard. In addition, this license shall be terminated upon the sale of the property or by the mutual agreement of the City and the Licensees.

The City and Licensee agree that the latter shall be responsible for any damage to the licensed area during its use and shall restore the property to its condition prior to its use under this license.

The City and Licensee agree that the latter shall hold the City harmless from any injury or damage to third parties on the property for the duration of this License except such damages or injuries as are directly attributable to the City or its employees.

A representation of the encroachment is attached and is incorporated into this document as Exhibit 1.

Date:

Date:

For the City:

Licensee(s)

\_\_\_\_\_  
Mayor

\_\_\_\_\_

\_\_\_\_\_  
City Administrator

\_\_\_\_\_

This document drafted by:  
Frederic W. Knaak (Mn.Lic.0056777)  
413 Wacouta Street, Suite 500  
St. Paul, MN 55101

# Exhibit 1



**Parcel Information:**

27-32-25-24-0010  
6821 146TH CIR NW  
RAMSEY  
MN 55303  
Plat: REGENCY POND

Approx. Acres: 0.29841445  
Commissioner: MATT LOOK

**Owner Information:**

POWERS, MICHELLE  
6821 146TH CR NW  
RAMSEY  
MN  
55303

