

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

RESOLUTION #24-167

**RESOLUTION APPROVING VACATING A DRAINAGE EASEMENT
AT 15890 XENON STREET NORTHWEST**

RECITALS

WHEREAS, David M. Barnish and Sandra K. Tiffany are requesting a vacation of a portion of a platted drainage easement on their property legally described as:

Parcel A (Abstract)

That part of Lot 3, Block 3, Nature View Addition, Anoka County, Minnesota, lying Easterly of the following described line: commencing at the Southwest corner of said Lot 3, thence South 89 degrees, 54 minutes, 20 seconds East along the southerly line of said Lot a distance of 50 feet to the point of beginning of said line to be described, thence North 6 degrees, 0 minutes, 0 seconds East to a point on the Northeast line of said Lot, and there terminating.

Together with:

Parcel B (Torrens Certificate No. 89714)

That part of Lot 3A, Block 3, NATURE VIEW ADDITION, lying Easterly of the following described line; Commencing at the Northwest corner of said Lot 3A; thence South 89 degrees 54 minutes 20 seconds East along the North line of said lot a distance of 50.00 feet to the point of beginning of the line to be described; thence South 6 degrees 00 minutes 00 seconds West to a point on the Southwest line of said lot, and there terminating.

Subject to the easements for drainage and utility purposes as shown on the plat, NATURE VIEW ADDITION, filed January 29, 1990 as Document Number 193314.

Subject to an easement for County Ditch No. 3 as shown by the map of County Ditch No. 3 on file in the Office of the Anoka County Surveyor.

WHEREAS, a public hearing pursuant to Section 106-260 (Easement Vacation) of the Ramsey City Code and Section 12.6 of the City Charter was held on July 9, 2024, and that said public hearing was properly advertised and that the minutes of said public hearing are available;

WHEREAS, Lumen provided notice that there are no utilities in the easement;

WHEREAS, the property owners have worked with FEMA on a Letter of Map Amendment showing that the area is not needed for drainage or floodplain purposes.

FINDINGS OF FACT

1. That the easement vacation will not violate the intent and purpose of the Comprehensive Plan.
2. That the easement vacation is necessary to accomplish the intended use of a residential home.

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

That the Ramsey City Council hereby grants vacating the following portion of the platted drainage easement within the above-described parcel and as shown on Exhibit 1:

That part of Lot 3 and Lot 3A, both in Block 3, NATURE VIEW ADDITION, Anoka County, Minnesota, described as follows: Commencing at the southwest corner of said Lot 3; thence South 89 degrees 54 minutes 20 seconds East, assumed bearing, along the south line of said Lot 3, a distance of 50.00 feet; thence North 06 degrees 00 minutes 00 seconds East, 113.00 feet; thence South 33 degrees 04 minutes 27 seconds East, 74.67 feet to the point of beginning; thence South 57 degrees 38 minutes 59 seconds East, 149.83 feet; thence South 46 degrees 25 minutes 12 seconds East, 129.15 feet; thence South 19 degrees 28 minutes 12 seconds East, 84.50 feet to the southeast line of said Lot 3A; thence southwesterly along said southeast line, 73.78 feet to the intersection with a line bearing South 33 degrees 04 minutes 27 seconds East from the point of beginning; thence North 33 degrees 04 minutes 27 seconds West, 329.15 feet to the point of beginning. Excepting therefrom the southeasterly 10.00 feet of said Lot 3A.

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 passed and adopted by the Ramsey City Council this the 9th day of July, 2024.

Mark E. Kuzma, Mayor

ATTEST:

Katie Schmidt, City Clerk

