

RESOLUTION NO. 2021-

A resolution of the City Council for the City of Columbia Heights, Minnesota, approving an easement vacation for property located in the City of Columbia Heights, Minnesota, described as:

A portion of Lot 1, Block 1, and Outlot E, NORTHWESTERN 2ND ADDITION, Anoka County, Minnesota, as graphically depicted to be Easement 1 in attached Exhibit X-2.

Whereas, a proposal (Case # 2021.0502) has been submitted by Reuter Walton Development to the City Council requesting an easement vacation at the following sites:

ADDRESS: 825 41st Avenue NE
 Columbia Heights, MN 55421

THE APPLICANT SEEKS THE FOLLOWING: Easement vacation per Code Section 9.104.-(J), of the above legally described easement.

Whereas, the Planning and Zoning Commission held an informal public hearing as required by the City Zoning Code on May 4, 2021;

Whereas, the City Council held a formal public hearing as required by the City Zoning Code on May 10, 2021;

Whereas, the City Council has considered the advice and recommendations of the Planning and Zoning Commission regarding the effect of the proposed easement vacation upon the health, safety, and welfare of the community and its Comprehensive Plan, as well as any concerns related to compatibility of uses, traffic, property values, light, air, danger of fire, and risk to public safety in the surrounding areas;

Now, therefore, in accordance with the foregoing, and all ordinances and regulations of the City of Columbia Heights, the City Council of the City of Columbia Heights makes the following:

FINDINGS OF FACT

1. No private rights will be injured or endangered as a result of the vacation.
2. The public will not suffer loss or inconvenience as a result of the vacation.

Further, be it resolved, that the attached plans, maps, and other information shall become part of this easement vacation; and in granting approval the City and the applicant agree that the easement vacation shall become null and void if the resolution is not recorded with Anoka County within one (1) calendar year after the approval date, subject to petition for renewal.

CONDITIONS

1. The applicant shall be responsible for providing legal descriptions of all easements that are subject to be created. Said descriptions are subject to review by the City Attorney.
2. The applicant shall be responsible for recording the easement vacations with the Anoka County

Recorder's Office.

ORDER OF COUNCIL

Passed this 10th day of May, 2021

Offered by:

Seconded by:

Roll Call:

Attest:

Amáda Márquez Simula, Mayor

Nicole Tingley, City Clerk/Council Secretary

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