

## CITY OF MARSHALL AGENDA ITEM REPORT

<b>Presenter:</b>	Jason Anderson
<b>Meeting Date:</b>	Tuesday, September 23, 2025
<b>Category:</b>	PUBLIC HEARING
<b>Type:</b>	ACTION
<b>Subject:</b>	Vacation of Right-of-Way on Paul Street (Subdivision of Outlots 4 and 5, Country Club Addition) – 1) Public Hearing; 2) Consider Resolution Granting Petition Vacating a Portion of Certain Unused Right-of-Way Known as Paul Street
<b>Background Information:</b>	<p>The attached signed Petition for Vacation of Right-of-Way has been received from the owners of all the real property that includes the proposed vacated area.</p> <p>A map and description of the petitioned vacation area is included in Exhibit A and Exhibit B of the petition.</p> <p>The purpose of the vacation is that the portion of right-of-way to be vacated is not needed for current or future right-of-way purposes and to allow the vacated right-of-way to be transferred to abutting owner(s).</p> <p>A copy of the procedure for vacation of streets by resolution, included in Section 62-4 of the Marshall Code of Ordinances, is also attached.</p> <p>As this property abuts the public water of the Redwood River, the hearing notice was mailed via certified mail to the DNR Commissioner on 07/21/2025, which mailed at least 60 days prior to the hearing, per Minnesota Statute § 412.851.</p> <p>All utility companies were contacted regarding the proposed vacation and receipt of requirements, if any, have been incorporated as required.</p> <p>Upon successful vacation of the right of way, city staff will obtain a drainage easement over the existing stormwater pipe to ensure that we hold easement to reasonably access this public infrastructure. The stormwater pipe is the drainage outlet to the Redwood River for nearby Paul Street.</p>
<b>Fiscal Impact:</b>	Property owner to reimburse the City for all costs associated with the vacation.
<b>Alternative/ Variations:</b>	No alternative actions recommended.
<b>Recommendations:</b>	<p>Recommendation No. 1: that the Council close the public hearing.</p> <p>Recommendation No. 2: that the Council adopt RESOLUTION 25-068, which is the “Resolution Granting Petition Vacating a Portion of Certain Unused Right-of-Way Known as Paul Street”.</p>