

Attachment A

RESOLUTION NO. 22-069

CITY OF MAPLE GROVE

RESOLUTION VACATING CERTAIN EASEMENTS LOCATED IN THE CITY OF MAPLE GROVE, COUNTY OF HENNEPIN, STATE OF MINNESOTA

WHEREAS, currently there are easements for right-of-way and public roadway purposes described as follows:

That part of the township road easement as shown on the recorded plat of EAGLE LAKE SHORES, Hennepin County, Minnesota, and lying within the following described properties:

That part of Government Lot Five (5), Section Twenty-five (25), Township One Hundred Nineteen (119), Range Twenty-two (22), West of the 5th Principal Meridian lying East of the West 22 rods thereof and lying South of the North 40 rods thereof and lying Northwesterly of Town Road, according to the recorded plat thereof. Subject to the rights of the public in said Town Road, Hennepin County, Minnesota.

Also:

That part of Government Lot Five (5), Section Twenty-five (25), Township One Hundred Nineteen (119), Range Twenty-two (22), West of the 5th Principal Meridian lying South and East of Town Road and lying East of the West 22 rods of said Government Lot Five (5) and lying Southerly of the following described line. Commencing at a point on the South line of said Government Lot Five (5), 22 rods East from the Southwest corner thereof; thence Northerly parallel with the West line of said Government Lot Five (5), a distance of 169.3 feet to the center line of said Town Road; thence Northeasterly along said center line a distance of 330.43 feet to the point of beginning of the line herein described; thence in a straight line Southeasterly a distance of 683.3 feet, more or less, to a point on the East line of said Government Lot Five (5), distant 143.63 feet North of the Southeast corner thereof and there terminating, according to the recorded plat thereof. Subject to the rights of the public in said Town Road, Hennepin County, Minnesota.

(“Easements”); and

WHEREAS, a public hearing regarding the vacation of the Easements was held by the City Council on the 4th day of April, 2022, at which hearing all persons interested to be heard thereon were given an opportunity to be heard; and

WHEREAS, the City has sent notice to certain companies regarding any existing facilities within the Easements (“Existing Facilities”); and

WHEREAS, the vacation of all Easements are necessary for the land underlying and surrounding land to be platted with the intent of a portion of the plat property to be conveyed to the City that will better serve the City and the general public; and

WHEREAS, upon the conditions being met to the satisfaction of the City, the Easements will no longer be needed by the City and a vacation of the Easements is in the best interest of the public.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Maple Grove, Minnesota that the Easements are herein and hereby vacated, which vacation shall not become effective until (i) a final plat that includes the property that is part of this vacation is recorded; (ii) the concerns of the companies, if any, regarding the Existing Facilities are resolved; and (iii) a Notice of Vacation bearing the City's seal is recorded in the Office of the Hennepin County Recorder and/or the Hennepin County Registrar of Titles (collectively, the "Conditions"). The recording of a Notice of Vacation shall be considered satisfaction of the Conditions.

Adopted by the City Council on this 4th day of April, 2022.

The motion for the adoption of the foregoing resolution was made by Councilmember _____, seconded by Councilmember _____, and upon vote being duly taken thereon, the following voted in favor thereof:

and the following voted against the same:

and the following were absent:

whereupon said resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
COUNTY OF HENNEPIN) SS.
CITY OF MAPLE GROVE)

I, the undersigned, being the duly qualified and acting Clerk of the City of Maple Grove, Hennepin County, Minnesota, a Minnesota municipal corporation, hereby certify that the above and foregoing Resolution No. 22-069 is a true and correct copy of the Resolution as adopted by the City Council on the 4th day of April, 2022.

City Clerk