

# Attachment A

## RESOLUTION NO. 23-152

### CITY OF MAPLE GROVE

#### RESOLUTION VACATING CERTAIN EASEMENT LOCATED IN THE CITY OF MAPLE GROVE, COUNTY OF HENNEPIN, STATE OF MINNESOTA EASEMENT VACATION 23-08

WHEREAS, currently there are easements for right-of-way purposes on the property legally described on attached Exhibit A (“**Easement**”); and

WHEREAS, a public hearing regarding the vacation of the Easement was held by the City Council on the 16<sup>th</sup> day of October, 2023, 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 Easement (“**Existing Facilities**”); and

WHEREAS, the vacation of the Easement is necessary for the development of the Property; and

WHEREAS, upon the Conditions (defined below) being met to the satisfaction of the City, the Easement will no longer be needed by the City and a vacation of the Easement 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 Easement is vacated pursuant to Minn. Stat. §412.851, 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 16<sup>th</sup> day of October, 2023.

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. 23-152 is a true and correct copy of the Resolution as adopted by the City Council on the 16<sup>th</sup> day of October, 2023.

\_\_\_\_\_  
City Clerk

**EXHIBIT A**

That part of Territorial Road embraced within the Southwest Quarter of the Northeast Quarter of Section 4, Township 119 North, Range 22 West, Hennepin County, Minnesota.

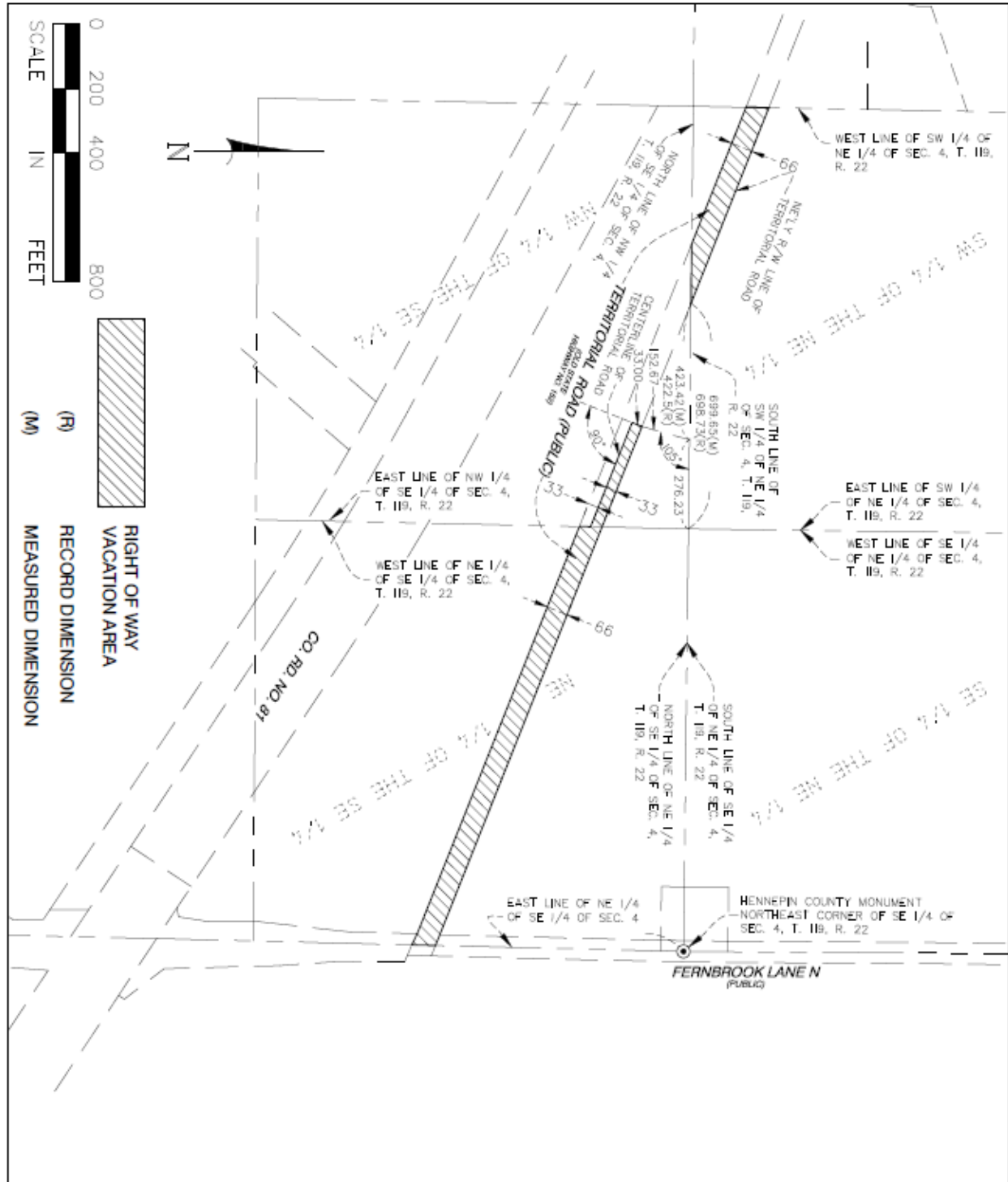
AND

That part of Territorial Road (Old State Highway No. 152) embraced within the Northwest Quarter of the Southeast Quarter of Section 4, Township 119 North, Range 22 West, Hennepin County, Minnesota and lying northeasterly of the centerline thereof and lying southeasterly of the following described line:

Commencing at the point of intersection of the north line of said Northwest Quarter of the Southeast Quarter and the northeasterly right of way line of said Territorial Road, said point being 698.73 feet west of the northeast corner of said Northwest Quarter of the Southeast Quarter; thence east along said north line 422.5 feet to a point 276.23 feet west of said northeast corner, and the point of beginning; thence southwesterly deflecting 105 degrees to the right from the last described course a distance of 153 feet, more or less, to said northeasterly right of way line of Territorial Road; thence southwesterly, perpendicular to said centerline of Territorial Road, 33 feet to said centerline, and said line there terminating.

AND

That part of Territorial Road (Old State Highway No. 152) embraced within the Northeast Quarter of the Southeast Quarter of Section 4, Township 119 North, Range 22 West, Hennepin County, Minnesota.



3/28/23: REVISED LEGAL DESCRIPTION

SHEET 1 OF 2 SHEETS

Design File:	Checked By:
Roadway Vacation	DPE
Drawn By:	DPE
Date:	Scale:
3/27/23	1"=400'

**TERRITORIAL ROAD**  
**ROADWAY VACATION EXHIBIT**  
**MAPLE GROVE, MINNESOTA**



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