

CITY OF CALEDONIA, MINNESOTA

RESOLUTION 2019-008

RESOLUTION VACATING PORTION OF NORTH DECORAH STREET UPON
PETITION OF MAJORITY OF ABUTTING LANDOWNERS

WHEREAS, a petition signed by the majority of property owners abutting a portion of North Decorah Street was received by the public works and zoning director on the 25th day of May, 2019; and

WHEREAS, the petition requested that the Caledonia City Council, pursuant to Minnesota Statutes § 412.851, vacate a portion of North Decorah Street between West Lincoln Street and West Grant Street, legally described as the following:

The East one-half of North Decorah Street adjacent to Lots 6, 7, & 8 Block 1, Coopers West Addition to the City of Caledonia, all in Houston County, MN and the West one-half of North Decorah Street adjacent to Lots 3, 4, & 5 Block 2, Coopers West Addition to the City of Caledonia, all in Houston County, MN; and

WHEREAS, the public works and zoning director reviewed and examined the signatures on said petition and determined that such signatures constituted a majority of the landowners abutting West Grant Street; and

WHEREAS, a public hearing to consider the vacation of such street was held at 6:15 p.m. on the 10th day of June 2019, before the City Council in Caledonia City Hall, located at 231 East Main Street, after notice had been duly published in the *Caledonia Argus* on May 29, 2019 and June 5, 2019 and after notice had been mailed to all affected property owners by the public works and zoning director, and all interested and affected persons were given an opportunity to voice their concerns and be heard; and

WHEREAS, any person, corporation or public body owning or controlling easements contained upon the property to be vacated, reserves the right to continue maintaining the same or to enter upon such way or portion thereof vacated to maintain, repair, replace or otherwise attend thereto; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because of the following reasons:

1. The road is not safe for vehicular traffic due to the narrow corner which is only eight feet wide. Vehicles driving around the corner are required to drive into oncoming traffic. The corner is not in compliance with Minnesota Department of Transportation site design standards.
2. The City will not incur the costs of future road maintenance such as paving, signage, and snowplowing.

3. The road is not necessary to travel to other parts of the City.
4. The road is a dead end because West Grant Lane has been vacated.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY OF CALEDONIA, MINNESOTA, AS FOLLOWS:

1. That such petition for vacation of a portion of North Decorah Street is hereby granted on the condition that the City retains for itself a 30-foot utility easement over, under, and upon the eastern half of the vacated street.
2. The street described as follows is hereby vacated:


The East one-half of North Decorah Street adjacent to Lots 6, 7, & 8 Block 1, Coopers West Addition to the City of Caledonia, all in Houston County, MN and the West one-half of North Decorah Street adjacent to Lots 3, 4, & 5 Block 2, Coopers West Addition to the City of Caledonia, all in Houston County, MN; and

BE IT FURTHER RESOLVED, that the mayor and city clerk/administrator are hereby authorized to sign all documents necessary to effectuate the intent of this resolution.

ADOPTED by the Caledonia City Council this 8th day of July, 2019.


DeWayne "Tank" Schroeder, Mayor

ATTEST:


Adam G. Swann, Clerk/Administrator

STATE OF MINNESOTA)
COUNTY OF HOUSTON)
CITY OF CALEDONIA)

I, Adam Swann, city clerk and administrator of the City of Caledonia, do hereby certify that this is a true and correct transcript of the resolution that was adopted at a meeting held on the 8th day of July, 2019, the original of which is on file in this office. I further certify that 5 members voted in favor of this resolution and that 5 members were present and voting.

Signed Adam Swann
Date July 24, 2019

