



City of Duluth

411 West First Street
Duluth, Minnesota
55802

Certified Copy

Resolution: 17-0167R

File Number: 17-0167R

RESOLUTION VACATING A PLATTED 10 FOOT WIDE UTILITY EASEMENT ON LOTS 12 AND 13, BLOCK 3, OF THE COTTAGE GROVE ADDITION PLAT.

CITY PROPOSAL:

RESOLVED, that:

(a) The city council finds a sufficient petition was filed with the city requesting the vacation described in (d) below; and

(b) Pursuant to Section 100 of the City Charter and Section 50-37.6 of Chapter 50 of the Duluth City Code, as amended, such petition was duly referred to the city planning commission and such commission gave due notice of public hearing and did consider same in a public hearing and the city planning commission found that this portion of the street easement is useless for all purposes; and

(c) The city planning commission, at a Tuesday, January 31, 2017 special meeting, recommended approval of the vacation petition; and

(d) The city council of the city of Duluth approves the vacation of the street easement, and the dedication of a pedestrian easement, described below:

A TEN (10) FOOT WIDE SEWER EASEMENT CENTERED ON THE COMMON LOT LINE TO LOTS 12 AND 13, BLOCK 3, COTTAGE GROVE ADDITION, CITY OF DULUTH, ST. LOUIS COUNTY, MINNESOTA. SAID SEWER EASEMENT LYING BETWEEN AN 8 FOOT WIDE EASEMENT FOR ROADWAY PURPOSES ABUTTING FARLEY LANE AND A 10 FOOT WIDE UTILITY EASEMENT COMMON TO LOTS 2, 3, 12 AND 13, SAID BLOCK 3, COTTAGE GROVE ADDITION.

(e) That the city clerk is, pursuant to Section 100 (b)(7) of the Home Rule Charter of the city of Duluth, 1912, as amended, authorized to record, with the register of deeds and/or the registrar of titles of Saint Louis County, Minnesota, a certified copy of this resolution showing the easement to be vacated and new easement to be dedicated.

This Resolution was adopted unanimously.

I, Jeffery J. Cox, City Clerk of the City of Duluth, Minnesota, do hereby certify that I have compared the foregoing passed by the city council on 2/27/2017, with the original approved and that the same is a true and correct transcript therefrom.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said city of Duluth.



Assistant City Clerk



Date