

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 platted easement to be vacated, only after the applicant has provided evidence reasonably satisfactory to the city clerk that the Harbor Light plat (as shown in planning commission file number PL 17-107) has been recorded.

FURTHER RESOLVED, that the petitioned vacation shall lapse if the resolution is not recorded within 90 days of city council approval.

STATEMENT OF PURPOSE: This resolution vacates all of the streets in the area to be replatted as the Harbor Light plat.

Streets may be vacated upon determination that the street is not needed for vehicular, utility, pedestrian, or drainage reasons and the street is not otherwise needed to promote the public health, safety or welfare of the citizens of Duluth.

On August 8, 2017, the Duluth city planning commission held a public hearing on the proposal as shown in Attachment 2 and voted 8 yeas, 0 nays, and 0 abstentions to recommend the city council approve the vacation. The commission found that the streets will not be needed for the purposes listed above when the property is replatted as planned.

An additional condition has been placed in this resolution requiring the applicant record the new Harbor Light plat before the city clerk records the vacation resolution to prevent a situation where the streets are vacated but the new plat is not finalized and recorded.

The motion to approve the vacation by the city council must prevail with at least six affirmative votes.

Petition Received: July 5, 2017

Action Deadline: November 2, 2017

Petitioner:
Duluth Gospel Tabernacle
c/o Steven P. Burns
1515 W. Superior St.
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PL 17-106