



STATEMENT OF PURPOSE: This resolution vacates an undeveloped platted utility easement located on property addressed as 173 Farley Lane. The platted utility easement was originally dedicated to the City in 1948 in the Cottage Grove Addition plat, but has not been used by the city for a public purpose since its dedication. The property owners request that the city vacate the utility easement so that they may build a future structure (garage) on land which is currently restricted by this platted easement.

This platted right of way is not and will not be needed for the safe and efficient circulation of automobiles, trucks, bicycles or pedestrians or the efficient supply of utilities or public services in the city; the right of way is not and will not be needed to provide pedestrian or recreational access to the water; and the public right of way is not otherwise needed to promote the public health, safety or welfare of the citizens of Duluth.

On January 31, 2017, the Duluth city planning commission held a public hearing on the proposal and voted 6 yeas, 0 nays, and 0 abstentions to recommend that city council approve the vacation.

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

Petition Received: December 15, 2016

Action Deadline: N/A

Petitioner:

Kevin Appel and Debra Bennett-Appel

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Crystal, MN 55427

PL 16-141