



## Legislation Text

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**File #:** 18-0458R, **Version:** 1

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RESOLUTION ACCEPTING A STREET AND UTILITY EASEMENT FROM THERESE H. VAUGHN OVER PROPERTY LOCATED ON RED WING STREET AT NO COST TO THE CITY.

**CITY PROPOSAL:**

RESOLVED, that the proper city officials are hereby authorized to accept, on behalf of the general public, a street and utility easement, as more particularly described on the Easement Agreement attached as Exhibit 1, over property located at 25 W. Red Wing Street from Therese H. Vaughn at no cost to the city, which real property is legally described on Exhibit A to Exhibit 1.

**STATEMENT OF PURPOSE:** This resolution authorizes acceptance of a street and utility easement for a portion of Red Wing Street as it currently exists.

When the plat of Woodland Park 2nd Division was originally created, Red Wing Street was laid out in a curved alignment but Red Wing Street was not built at that time. When it was built in 1922, it was constructed in a straight alignment, starting with Woodland Avenue and proceeding west past the subject property. The city vacated its street easement over the unused platted easement for the curved Red Wing Street after the street was built. However, it appears that no formal easement granting to the city a street and utility easement for Red Wing Street as it was built was ever recorded. So for years the city has had its street located on property over which it did not have a street easement.

The owner of the affected property has graciously agreed to grant the city the needed easement over their property at no cost to the city. Accordingly, we are now seeking to “regularize” the easement to coincide with the street as it exists.