



## Legislation Text

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**File #:** 22-0431R, **Version:** 1

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RESOLUTION ACCEPTING A PERMANENT EASEMENT FOR STREET AND UTILITY PURPOSES FROM VONCO V DULUTH, LLC OVER, UNDER, AND ACROSS REAL PROPERTY IN THE GARY-NEW DULUTH NEIGHBORHOOD FOR NOMINAL CONSIDERATION.

### CITY PROPOSAL:

RESOLVED, that the proper city officials are hereby authorized to accept, substantially in the form attached as Exhibit 1, from VONCO V DULUTH, LLC, a Minnesota limited liability company, formerly known as Demolition Landfill Services, LLC, a perpetual easement for street and utility purposes over, under, and across the real property described and depicted on Exhibit A to the attached Exhibit 1.

STATEMENT OF PURPOSE: This resolution authorizes the acceptance of a permanent easement for street and utility purposes from VONCO V DULUTH, LLC, a Minnesota limited liability company, formerly known as Demolition Landfill Services, LLC over, under, and across certain property in the Gary-New Duluth neighborhood for nominal consideration. The approximate location of the easement area is outlined in red on the map attached as Exhibit 2 and is located southeast of Becks Road and west of 108<sup>th</sup> Avenue West.

The easement area is for the Southerly 33' of a portion of existing Gary Street that goes through unplatted property. For unknown reasons, the City does not have a recorded easement for Gary Street in the Southeast Quarter of Section 4, Township 48 North, Range 15 West even though the City has maintained the street for a number of years and it is regularly used by the public. The City has an upcoming project for a water main within the Gary Street right-of-way and needs this easement is needed in order to use funds to pay for the project. The Northerly 33' of this portion of Gary Street is owned by other parties, and the City is working to obtain easements from those owners.