

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

08-0592R

RESOLUTION AUTHORIZING THE PROPER CITY OFFICIALS TO VACATE THE NORTHERLY 125 FEET OF ALLEY RIGHT-OF-WAY EAST OF BASSWOOD AVENUE ON THE SOUTH SIDE OF MULBERRY STREET (GREG AND SARA KRAMER).

CITY PROPOSAL:

The city council finds as follows:

(a) A sufficient petition was filed with the city clerk requesting the vacation of a certain alley right-of-way, located east of Basswood Avenue on the south side of Mulberry Street. This right-of-way is requested to be vacated by the applicant as follows: The northerly 125 feet of full alley right-of-way running north and south between Mulberry Street and Locust Street, in Block 19, Duluth Heights Sixth Division; and

(b) Pursuant to Section 100 of the City Charter and Article IV of Chapter 45 of the Duluth City Code, 1959, 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 during a public hearing; and

(c) The planning commission, at its September 9, 2008, regular meeting, unanimously recommended that the requested vacation be approved; and

(d) There will be no continuing public need for this right-of-way requested to be vacated.

NOW, THEREFORE, BE IT RESOLVED, that the proper city officials are hereby authorized to vacate this alley public right-of-way, legally described as follows: Northerly 125 feet of full alley right-of-way running north and south

between Mulberry Street and Locust Street, in Block 19, Duluth Heights Sixth Division.

Approved as to form:

Attorney

PC/PLNG LAH:tmf 9/12/2008

STATEMENT OF PURPOSE: This resolution approves the vacation of the northerly 125 feet of the full alley right-of-way running north and south between Mulberry Street and Locust Street, Block 19, Duluth Heights Sixth Division to enable the residents at 40 West Mulberry Street to build a garage. The city planning commission voted unanimously to recommend approval of the request on September 9, 2008.

Date Filed: August 11, 2008
Action Deadline: N/A