

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

13-0050R

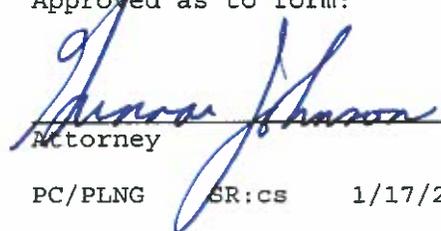
RESOLUTION OBJECTING TO THE SALE OF A TAX FORFEITED PARCEL BY THE BOARD OF COMMISSIONERS OF SAINT LOUIS COUNTY AND THAT THE PARCEL BE RETAINED THROUGH FREE CONVEYANCE FOR AN AUTHORIZED PUBLIC USE.

CITY PROPOSAL:

RESOLVED, that the city council objects to the sale of the following tax forfeited parcel by the board of county commissioners of Saint Louis county. The Land Use Supervisor is authorized to submit the necessary paperwork to request that the parcel be retained through free conveyance for an authorized public use as identified below:

Parcel ID	Location	Reason
010-0280-00940	Adjacent to East Superior Street	State Statute 282.01, Subd. 1a.(e)  Public service facilities such as fire halls, police stations, lift stations, water towers, sanitation facilities, water treatment facilities, and administrative offices

Approved as to form:

  
\_\_\_\_\_  
Attorney

PC/PLNG SR:cs 1/17/2013

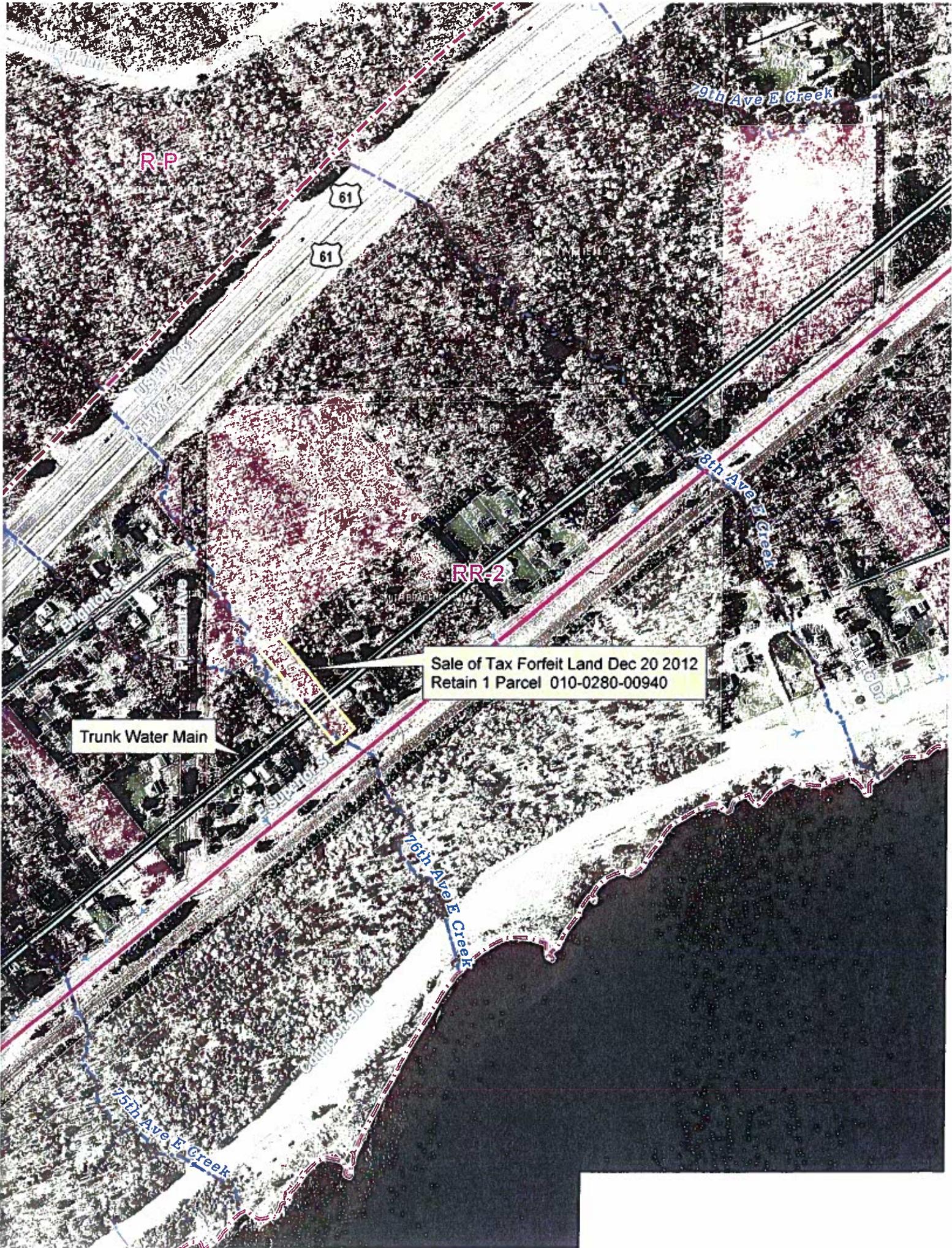
STATEMENT OF PURPOSE: This resolution exercises authority granted to municipalities by Minnesota Statutes, Chapter 282, relating to the sale of tax forfeited lands.

On December 27, 2012, the City of Duluth received a list of 21 parcels of tax-forfeited land to be sold from the Saint Louis County Land and Minerals Department. Typically if property taxes are unpaid after a statutory redemption period, the land is forfeit to the State. The title of tax-forfeited land is then held by the State in trust for the local taxing districts. The end goal of this process is to return the parcels of tax forfeited land to the property tax rolls as taxable property or put them to a public use or purpose. The County issues lists of tax forfeited properties to be sold about four times a year.

The City has the option to ask that the property be held for an approved public use or an approved public purpose. An approved public use results in the City asking that the land be transferred via free conveyance for no cost. However, if the City no longer uses the parcel that was free conveyed for an approved public use, it can then be sold by the county. An approved public purpose results in the city buying the land outright.

The Planning Division consulted the Comprehensive Plan, Future Land Use Map, and the Parks Department Master Plan when reviewing the list of tax-forfeited parcels to be sold. The list was also shared with City Engineering, Business Development, and Parks Division for comment.

The Land Use Supervisor recommends objection to the sale of 1 of the 21 parcels, and that the identified parcel be retained through free conveyance for an authorized public use. The parcel, 010-0280-00940, has important city water system infrastructure.



R-P

61  
61

9th Ave E Creek

RR-2

Sale of Tax Forfeit Land Dec 20 2012  
Retain 1 Parcel 010-0280-00940

Trunk Water Main

8th Ave E Creek

76th Ave E Creek

75th Ave E Creek

5th St  
6th St  
7th St

8th St  
9th St  
10th St

1st St

2nd St

3rd St

4th St

5th St

6th St

7th St

8th St

9th St

10th St

11th St

12th St

13th St

14th St

15th St

16th St

17th St

18th St

19th St

20th St

21st St

22nd St

23rd St

24th St

25th St

26th St

27th St

28th St

29th St

30th St

31st St

32nd St

33rd St

34th St

35th St

36th St



# Saint Louis County

Land and Minerals Dept. • www.stlouiscountymn.gov • landdept@stlouiscountymn.gov

December 20, 2012

City of Duluth  
Jeff Cox, Clerk  
330 City Hall  
Duluth, MN 55802



Robert L. Krepps  
Land Commissioner

Re: Proposed Sale of State Tax Forfeited Land

Dear Jeff Cox, Clerk

The St. Louis County Land and Minerals Department is proposing the sale of State tax forfeited land located within your City or Township. The land is legally described as follows:

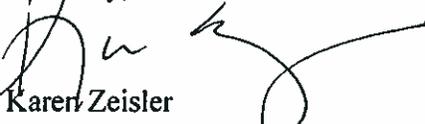
See Attached

This letter is being sent to you as a courtesy. If your municipality wishes to acquire this land, please complete the enclosed form (LD.withhold.9/02) to withhold the property from sale while your municipality pursues the acquisition of the property. This application must be received within 30 days of the date of this letter.

St. Louis County is under no obligation to convey this property to your municipality; however, the Land and Minerals Department *may* seek County Board approval to temporarily withhold the parcel from sale.

Please respond with a certified copy of a City Council/Town Board Resolution specifying the type of acquisition, a description of the proposed public *purpose* (for purchase) or proposed public *use* (for free conveyance), and a copy of the statute, law, or local charter which authorizes the acquisition of land for the proposed public purpose. If a response is not received within this time period, the proposed land sale will be deemed approved.

Sincerely,

  
Karen Zeisler  
Tax Forfeited Land Coordinator

KZ/pb

enclosure

cc: File

Land Commissioner's Office  
320 W 2nd Street, GSC 607  
Duluth, MN 55802  
(218) 726-2606  
Fax: (218) 726-2600

Pike Lake Area Office  
5713 Old Miller Trunk Hwy  
Duluth, MN 55811  
(218) 625-3700  
Fax: (218) 625-3733

Virginia Area Office  
7820 Highway 135  
Virginia, MN 55792  
(218) 742-9898  
Fax: (218) 742-9870

"Trust Lands, Managed For The People Of This County"

LD-SOP-018 Form 002 Rev20120503 Controlled Document

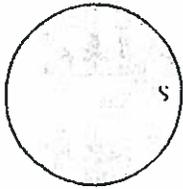
Parcel code: 10-280-940,1150,1160,1180,1190,1200 - CITY OF DULUTH, LOT: 05, 26 also LOTS 27 AND 28 EX HWY RT OF WAY also NELY 60 FT OF LOT 29 also SWLY 60 FT of LOT 29 also LOT 30, BLOCK:003, BRIGHTON GARDENS 1ST DIVISION DULUTH

Parcel code: 10-290-10,150,160,170,180,190,200 - CITY OF DULUTH, LOT: 0001also LOT 15 thru 20 EX HWY RT OF WAY, BLOCK:001, BRIGHTON GARDENS 2ND DIVISION DULUTH

Parcel code: 10-1800-9060,70,80,90,100 - CITY OF DULUTH, LOTS 11 THUR 15, BLOCK 36 INC PT OF VAC ALLEY ADJ, GARY FIRST DIVISION DULUTH

Parcel code: 10-4440-120 - CITY OF DULUTH, W 37 1/2 FT OF E 75 FT OF LOTS 1 THRU 5, WALBANKS 3RD STREET REARRANGEMENT DULUTH

Parcel code: 10-2960-930,940 - CITY OF DULUTH, LOT 3 BLOCK 2 INC PART OF VAC LOMBARD ST ADJ and LOT 4 BLOCK 2 INC PART OF VAC LOMBARD ST ADJ, LONDON ADDITION TO DULUTH



*Resolution  
of the  
Board of County Commissioners  
St. Louis County, Minnesota  
Adopted on: December 18, 2012 Resolution No. 12-679  
Offered by Commissioner: Sweeney*

---

**Public Sale of State Tax Forfeited Lands on February 14, 2013**

WHEREAS, the St. Louis County Board desires to offer for sale, as recommended by the Land Commissioner, certain parcels of land that have forfeited to the State of Minnesota for non-payment of taxes; and

WHEREAS, the parcels of land as described in County Board File No. 59560 have been classified as non-conservation land as provided for in Minn. Stat. Chapter 282.01; and

WHEREAS, these parcels of land are not withdrawn from sale pursuant to Minn. Stat. §§ 85.012, 92.461, 282.01, Subd. 8, and 282.018, and other statutes that require the withholding of state tax forfeited lands from sale; and

WHEREAS, the Commissioner of Natural Resources has approved the sale of these lands, as required by Minn. Stat. Chapter 282.

NOW, THEREFORE, BE IT RESOLVED, that the St. Louis County Board authorizes the County Auditor to offer these lands at public sale for not less than the basic sale price in accordance with terms set forth in the Land and Minerals Department policy and in a manner provided for by law on Thursday, February 14, 2013, at 10:00 a.m. at the Depot, 506 W. Michigan Street, Duluth, MN. Funds from the land sale are to be deposited into Fund 240 (Forfeited Tax Fund).

Commissioner Sweeney moved the adoption of the Resolution and It was declared adopted upon the following vote.

Yeas – Commissioners Jewell, Dahlberg, Forsman, Sweeney, Raukar, and Chair Nelson - 6

Nays – None

Absent – Commissioner O’Neil - 1

---

STATE OF MINNESOTA  
Office of County Auditor, ss.  
County of St. Louis

I, DONALD DICKLICH, Auditor of the County of St. Louis, do hereby certify that I have compared the foregoing with the original resolution filed in my office on the 18<sup>th</sup> day of December A.D. 2012, and that this is a true and correct copy.

WITNESS MY HAND AND SEAL OF OFFICE at Duluth, Minnesota, this 18<sup>th</sup> day of December, A.D., 2012.

DONALD DICKLICH, COUNTY AUDITOR

By

Deputy Auditor/Clerk of the County Board

**Date:**

**To:** St. Louis County Board  
c/o Land and Minerals Department  
320 West 2nd Street, Room 607  
Duluth, MN 55802

**From:**  
City/Town Clerk

**Re:** Application to Withhold Tax Forfeited Land From Sale Pending Acquisition

The \_\_\_\_\_ of \_\_\_\_\_ does hereby request the following-described  
City Council/Town Board City/Town  
parcel of tax forfeit land be withheld from public sale for six (6) months.

**Legal Description**

---

---

---

**Type of Acquisition**

- \_\_\_\_\_ Free conveyance for an authorized public use.  
\_\_\_\_\_ Purchase for appraised value for an authorized public purpose.

**Describe public purpose or use in detail:**

---

---

---

---

---

**Note:** Please attach a certified copy of a City Council/Town Board Resolution specifying the means of acquisition and a description of the proposed public *purpose* (for purchase) or proposed public *use* (for free conveyance), and a copy of the statute, law, or local charter which authorizes the intended public purpose or use.