

PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE

13-024-0

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NO. 10201 AUTHORIZING THE DEDICATION OF A STREET AND UTILITY EASEMENT OVER CERTAIN CITY PROPERTY IN THE CANAL PARK AREA, TO CORRECT THE LEGAL DESCRIPTION.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That the legal description as made part of Ordinance No. 10201 is hereby replaced with the following:

An easement for Street and Utility purposes lying in, under, over, upon, across and along that part of Lots 30 and 31, Block 1, INDUSTRIAL DIVISION OF DULUTH, according to the recorded plat thereof, St. Louis County, Minnesota, described as follows:

Commencing at the Southwest corner of said Lot 30; thence on an assumed bearing of North 15 degrees 55 minutes 39 seconds West, along the Southwest line of said Block 1, a distance of 25.63 feet to the point of beginning of the easement to be described; thence North 15 degrees 55 minutes 39 seconds West, along said Southwest line of Block 1, a distance of 50.00 feet; thence North 75 degrees 01 minutes 17 seconds East, a distance of 42.65 feet; thence South 24 degrees 50 minutes 11 seconds West, a distance of 32.92 feet; thence South 10 degrees 58 minutes 48 seconds East, a distance of 24.77 feet; thence South 75 degrees 01 minutes 17 seconds West, a distance of 19.01 feet to the point of beginning and there terminating.

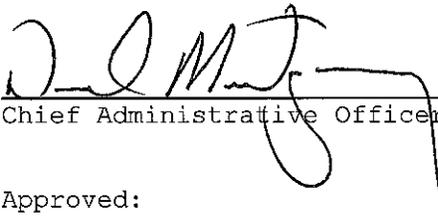
Section 2. That the proper city officials are authorized to execute all documents necessary with regard to said easement.

Section 3. That this ordinance shall take effect 30 days after its passage and publication.

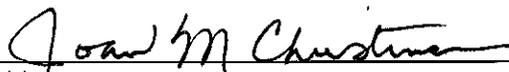
Approved:


Department Director

Approved for presentation to council:


Chief Administrative Officer

Approved as to form:


Attorney

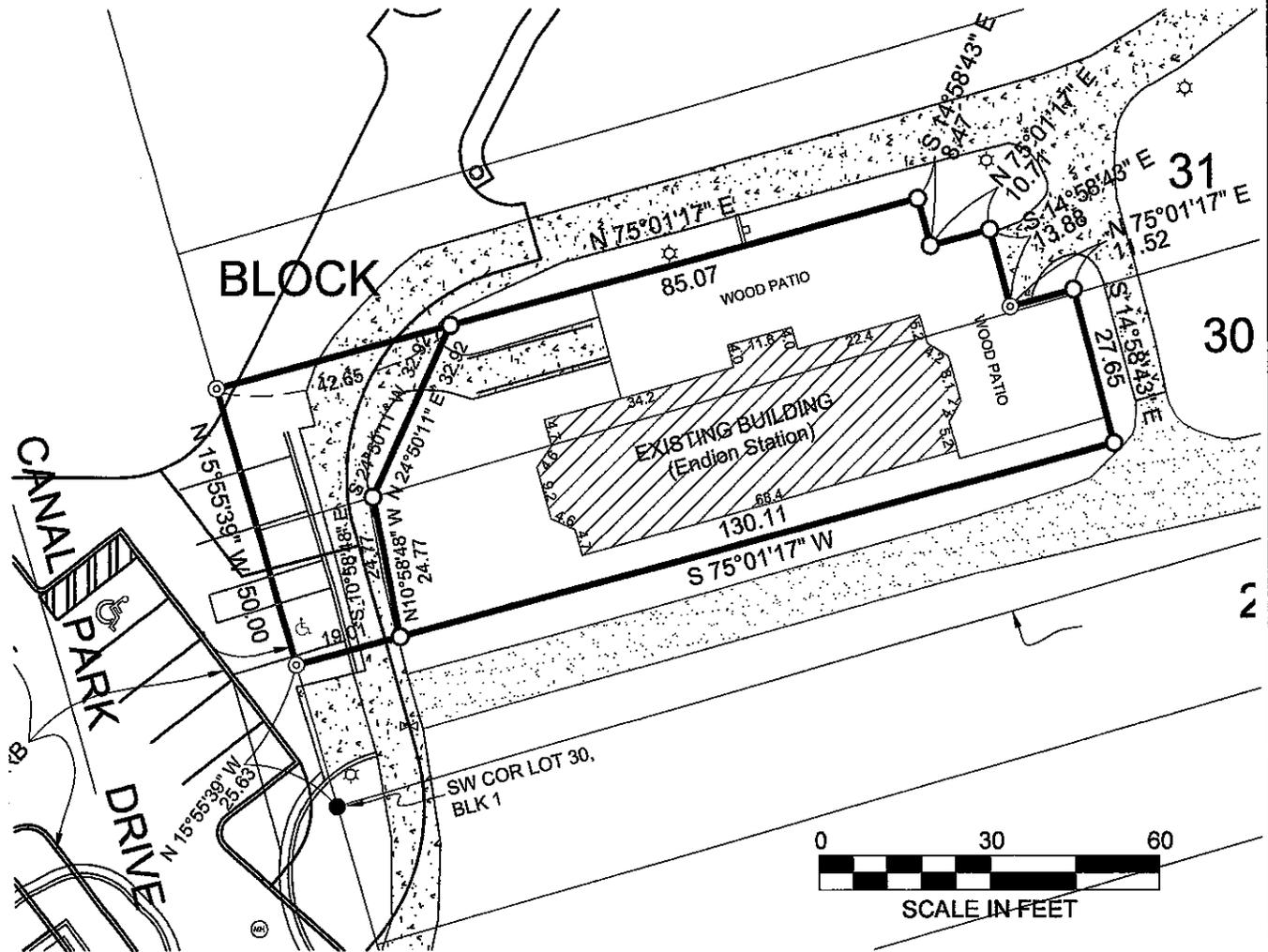
Approved:


Auditor

ATTY JCC:db 03/21/2013

STATEMENT OF PURPOSE: Ordinance No. 10201 dedicated a street and utility easement to the general public over city-owned property adjacent to Endion Station in order to provide legal street frontage to the building and create a legal lot under the UDC. An error was found in the legal description set forth in the Ordinance. This amendment corrects the legal description of the street and utility easement.

CERTIFICATE OF SURVEY FOR: CITY OF DULUTH



LEGAL DESCRIPTION

That part of Lots 30 and 31, Block 1, INDUSTRIAL DIVISION OF DULUTH, according to the recorded plat thereof, St. Louis County, Minnesota, described as follows:

Commencing at the Southwest corner of said Lot 30; thence on an assumed bearing of North 15 degrees 55 minutes 39 seconds West, along the Southwest line of said Block 1, a distance of 25.63 feet; thence North 15 degrees 55 minutes 39 seconds West, along said Southwest line of Block 1, a distance of 50.00 feet; thence North 75 degrees 01 minutes 17 seconds East, a distance of 42.65 feet to the point of beginning of the property to be described; thence North 75 degrees 01 minutes 17 seconds East, a distance of 85.07 feet; thence South 14 degrees 58 minutes 43 seconds East, a distance of 8.47 feet; thence North 75 degrees 01 minutes 17 seconds East, a distance of 10.71 feet; thence South 14 degrees 58 minutes 43 seconds East, a distance of 13.88 feet; thence North 75 degrees 01 minutes 17 seconds East, a distance of 11.52 feet; thence South 14 degrees 58 minutes 43 seconds East, a distance of 27.65 feet; thence South 75 degrees 01 minutes 17 seconds West, a distance of 130.11 feet; thence North 10 degrees 58 minutes 48 seconds West, a distance of 24.77 feet; thence North 24 degrees 50 minutes 11 seconds East a distance of 32.92 feet to the point of beginning and there terminating.

Together with & Subject to: An easement for Street and Utility purposes lying over, under and across that part of Lots 30 and 31, Block 1, INDUSTRIAL DIVISION OF DULUTH, according to the recorded plat thereof, St. Louis County, Minnesota, described as follows:

Commencing at the Southwest corner of said Lot 30; thence on an assumed bearing of North 15 degrees 55 minutes 39 seconds West, along the Southwest line of said Block 1, a distance of 25.63 feet to the point of beginning of the easement to be described; thence North 15 degrees 55 minutes 39 seconds West, along said Southwest line of Block 1, a distance of 50.00 feet; thence North 75 degrees 01 minutes 17 seconds East, a distance of 42.65 feet; thence South 24 degrees 50 minutes 11 seconds West, a distance of 32.92 feet; thence South 10 degrees 58 minutes 48 seconds East, a distance of 24.77 feet; thence South 75 degrees 01 minutes 17 seconds West, a distance of 19.01 feet to the point of beginning and there terminating.

DATE: 3-21-13
SCALE: 1 IN = 30 FEET
PROP ADD:
PROJECT NO: 12-018

I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.

Date: 3-21-13
Ronald L. Krueger
Rohald L. Krueger MN License No. 14374

ALTA
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