



City of Duluth

411 West First Street
Duluth, Minnesota 55802

Master

File Number: 15-078-O

File ID: 15-078-O

Type: Ordinance

Status: Passed

Version: 1

**Agenda
Section:**

Committee: Public Works and
Utilities

File Created: 09/04/2015

Subject:

Final Action: 09/17/2015

Title: AN ORDINANCE REDEDICATING AN EASEMENT FOR STREET AND UTILITY PURPOSES ON CITY-OWNED PROPERTY ADJACENT TO WOODLAND AVENUE AND GRANT ST. LOUIS COUNTY A TEMPORARY EASEMENT OVER VACATED 20TH AVE. E.

Internal Notes:

Sponsors:

Enactment Date: 09/17/2015

Attachments: Exhibit A-Easement Agreement, Exhibit B-City Easement, Exhibit C-Temp Easement Agreement

Enactment Number: 10408

Recommendation:

Hearing Date:

Drafter: derjavec@duluthmn.gov

Effective Date: 10/18/2015

History of Legislative File

| Ver- sion: | Acting Body: | Date: | Action: | Sent To: | Due Date: | Return Date: | Result: |
|---------------|--------------|------------|-------------------------|----------|-----------|-----------------|---------|
| 1 | City Council | 09/14/2015 | read for the first time | | | | |
| 1 | City Council | 09/17/2015 | adopted | | | | Pass |
| 1 | Mayor | 09/17/2015 | approved | | | | |
| 1 | City Clerk | 09/17/2015 | attested | | | | |

Text of Legislative File 15-078-O

AN ORDINANCE REDEDICATING AN EASEMENT FOR STREET AND UTILITY PURPOSES ON CITY-OWNED PROPERTY ADJACENT TO WOODLAND AVENUE AND GRANT ST. LOUIS COUNTY A TEMPORARY EASEMENT OVER VACATED 20TH AVE. E.

CITY PROPOSAL:

The city of Duluth does ordain:

Section 1. That the City of Duluth does hereby accept the conveyance of an easement for street and utility purposes from Glen M. and Melissa L. Jones over that portion of the following-described property in St. Louis County, Minnesota at no cost to the city, said property being described in that easement agreement attached hereto as Exhibit A and as depicted on the map attached as Exhibit A-1:

That portion of the Northeast ½ of vacated 20th Avenue East bounded on the West by the East line of Woodland Avenue and the centerline of the alley, extended, between Lot 1, Block 11 and Lot 16, Block 11, all in HIGHLAND PARK ADDITION TO DULUTH and on the Southeast by a line lying 103.86 feet northwesterly of and parallel with the northwesterly line of platted 4th street.

Section 2. That the city of Duluth does hereby dedicate to the general public a perpetual easement for street and utility purposes over that portion of Lot 9, Block 10, Highland Park Addition to Duluth in St. Louis County, Minnesota legally described below and as depicted on the map attached as Exhibit B:

That portion of the Southwest ½ of vacated 20th Avenue East bounded on the West by the East line of Woodland Avenue, and on the Southeast by a line lying 103.86 feet Northwesterly of and parallel with the Northwesterly line of platted 4th street.

Section 3. That the proper city officials are hereby authorized to enter into an agreement, substantially in the form of that attached hereto as Exhibit C, with St. Louis County granting said county a temporary easement over the following-described property in St. Louis County, Minnesota for street and utility purposes and for construction thereof, said easement to terminate upon the sooner of the completion of reconstruction of 4th Street by said county or December 31, 2017:

That portion of vacated 20th Avenue East bounded on the Southeast by the Northwesterly line of 4th Street, and on the Northwest by a line lying 103.86 feet Northwesterly of and parallel with the Northwesterly line of platted 4th Street.

Section 4. That this ordinance shall take effect 30 days after its passage and publication.

