

**CITY OF GRANT, MINNESOTA
RESOLUTION NO. 2023-07**

**RESOLUTION APPROVING THE VACATION OF PUBLIC ROAD AND ALLEY
RIGHT-OF-WAY (PORTIONS OF FIRST STREET, SECOND STREET, AND ALLEY
ALL A PART OF THE WITHROW PLAT)**

WHEREAS, Aaron Stewart, the Applicant and Owner, petitioned the City to vacate a portion of right-of-way abutting their vacant parcel located generally north of 119th Street N., and south of the railroad right-of-way (PID 020302122016) in the City of Grant, Minnesota; and

WHEREAS, the proposed rights-of-way area to vacate are adjacent to and abut the Applicant's lot and is legally described as First Street, Second Street, and Alley of Block 4 of the Withrow plat; and

WHEREAS, the proposed vacation area comprises approximately 0.44 Acres which will be combined with Applicant's lot if approved; and

WHEREAS, a duly noticed Public Hearing to consider the proposed request took place on March 7, 2023; and

WHEREAS, the City Council has considered the public testimony and recommendation of the Planning Commission at a regular City Council meeting which took place on December 6, 2022.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF GRANT, WASHINGTON COUNTY, MINNESOTA, that it does hereby approve the petition of Aaron Stewart to vacate portions of public road and alley rights-of-way, based upon the following findings pursuant to Minnesota State Statute 412.851 Vacation of Street. The City Council's Findings relating to the standards are as follows:

- The Applicant made a valid petition to the City Council to vacate portions of unused public road and alley right-of-way.

- A duly noticed public hearing that included proper notice to all adjacent property owners was held to allow for public testimony regarding the petition to vacate the subject right-of-way.
- The proposed vacation area is unimproved and was never used or developed for the purpose of an alley or road. The City Council has determined that there is no public purpose to retain this right-of-way.

FURTHER BE IT RESOLVED that the following conditions of approval of the Vacation shall be met:

1. The Applicant must combine the vacated right-of-way with the adjacent property and it is the responsibility of the Applicant to complete this process with Washington County.
2. This resolution must be recorded with Washington County, and the Applicant must provide evidence that the recording has been completed.
3. The resulting lot after combination shall be subject to the rules and regulations of the Zoning Ordinance in effect at the time of development and/or application for improvements.
4. All escrow amounts shall be brought up to date and kept current.

Adopted by the Grant City Council this 7th day of March 2023.

Jeff Huber, Mayor

State of Minnesota)
) ss.
County of Washington)

I, the undersigned, being the duly qualified and appointed Clerk of the City of Grant, Minnesota do hereby certify that I have carefully compared the foregoing resolution adopted at a meeting of the Grant City Council on _____, 2023 with the original thereof on file in my office and the same is a full, true and complete transcript thereof.

Witness my hand as such City Clerk and the corporate seal of the City of Grant, Washington County, Minnesota this _____ day of _____, 2023.

Kim Points
Clerk
City of Grant