

**STATE OF MINNESOTA
COUNTY OF WASHINGTON
CITY OF LAKE ELMO**

RESOLUTION 2019-027

***A RESOLUTION VACATING DRAINAGE AND UTILITY EASEMENT OVER OUTLOTS
E, F, AND G, LEGACY AT NORTH STAR 1ST ADDITION***

WHEREAS, the City of Lake Elmo (City) is a municipal corporation organized and existing under the laws of the State of Minnesota; and

WHEREAS, the City Council approved a Preliminary Plat and for the Legacy at North Star development in Lake Elmo on February 20, 2018 through adoption of Resolution 2018-013; and

WHEREAS, the City Council approved the Legacy at North Star First Addition Final Plat on August 21, 2018 through adoption of Resolution 2018-090, which includes PID#s 14-029-21-12-0013, 14-029-21-12-004 and PID# 14-029-21-11-0039; and

WHEREAS, PID#s 14-029-21-12-0013, 14-029-21-12-004 and PID# 14-029-21-11-0039 are owned by GWSA Land Development, LLC, Plymouth, MN 55441 (Owner); and

WHEREAS, the City of Lake Elmo was granted a Drainage and Utility Easement over portions of PID#s 14-029-21-12-0013, 14-029-21-12-004 and PID# 14-029-21-11-0039 and these easements were recorded with the Legacy at North Star First Addition Plat by the Office of the Registrar of Titles of Washington County on September 17, 2018; and

WHEREAS, a request has been made to the City Council pursuant to Minnesota Statute §412.851 to vacate the Drainage and Utility Easements recorded with the Legacy at North Star First Addition by the Office of the Registrar of Titles of Washington County, Minnesota over PID#s 14-029-21-12-0013, 14-029-21-12-004 and PID# 14-029-21-11-0039, legally described as follows:

All of the drainage and utility easements, as created and dedicated over, under, and across Outlot E, Outlot F, and Outlot G, Legacy at North Star First Addition, according to the plat thereof, Washington County, Minnesota.

WHEREAS, the City Clerk reviewed and examined the signatures on said request and determined the signatures constituted all of the landowners abutting upon the portion of easement to be vacated and rededicated; and

WHEREAS, the Lake Elmo Planning Commission held a public hearing to consider the vacation of the Drainage and Utility Easements on the March 25, 2019 before the Planning Commission in the Lake Elmo City Hall located at 3800 Laverne Avenue North after due