

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

RESOLUTION NO. 96- 36  
A RESOLUTION VACATING AN EASEMENT OVER A PORTION OF  
LOT 16, THREE LAKES FARM ADDITION

WHEREAS, on February 14, 1984, the Lake Elmo City Council entered into a Development Agreement which included the dedication of an easement over a portion of Lot 16, Three Lake Farm Addition; and

WHEREAS, the Development Agreement was recorded in the Office of the Washington County Recorder on April 12, 1985, as Document No. 482858; and

WHEREAS, the Development Agreement legally described the easement as follows:

That part of Lot 16 of Three Lakes Farm Addition according to the plat on file in the office of the County Recorder, Washington County, Minnesota described as follows:

The West 120.00 feet of the East 390.00 feet of Lot 16, Three Lakes Farm Addition, as measured at a right angle to the East line of the Southwest 1/4 of Section 8, Township 29 North, Range 21 West, Washington County, Minnesota. ("Easement"); and

WHEREAS, a petition was filed to vacate the Easement and the hearing on the petition was held before the Lake Elmo City Council at a regular meeting thereof at 7:00 p.m. on Thursday, November 7, 1996, in the Lake Elmo City Hall pursuant to the provisions of Minn. Stat. 412.851; and

WHEREAS, the Lake Elmo City Council has determined that the Easement no longer serves a public purpose for the following reasons:

1. An improved road through Lot 16, Three Lakes Farm Addition will not be needed in the future.
2. The Easement indicated will not serve a public purpose.
3. Due to the elevations on Lot 16, Three Lakes Farm Addition, it would be difficult to extend a road through this property.
4. There are other ways to serve the property by a publicly dedicated access in the future.

NOW, THEREFORE, BE IT RESOLVED that the Lake Elmo City Council hereby vacates the Easement and directs the Clerk to prepare a Notice of Completion of these proceedings and to file a copy of this Resolution with the Washington County Recorder.

ADOPTED, by the City Council of the City of Lake Elmo this 7th day of November, 1996.

Signed: \_\_\_\_\_

Wyn John, Mayor

ATTEST: \_\_\_\_\_

Mary Kueffner, City Administrator