

CITY OF LAKE ELMO
WASHINGTON COUNTY, MINNESOTA

RESOLUTION NO. 2004-016

A RESOLUTION GRANTING A RURAL RESIDENTIAL (RR) CLUSTER
DEVELOPMENT/MINOR SUBDIVISION TO
MERLE G. AND FONDA R. OLSON

WHEREAS, Merle G. and Fonda R. Olson have made application to the City of Lake Elmo for a Rural Residential (RR) Cluster Development and Minor Subdivision of a nominal 40 acre parcel located at 9524 Stillwater Boulevard, pursuant to Section 400.07 of the Lake Elmo Municipal Code from the following parcel of land; to wit:

ORIGINAL PARCEL: (Trustee's Deed – Document No. 3133696)
That part of the West 1385.00 feet of the Southeast Quarter Section 15,
Township 29 North, Range 21 West, Washington County, Minnesota
lying northerly of the north line of the Chicago Northwestern Railroad,
formerly known as the St. Paul, Stillwater and Taylors Falls Railroad.

WHEREAS, the Lake Elmo Planning Commission considered this RR Cluster Development and Minor Subdivision request at its February 9, 2004 meeting, and recommended that the Minor Subdivision be granted based on the following findings:

1. The application for RR District clustering complies with the standards for such application and the applicable standards of the RR Zoning District.
2. The application for Minor Subdivision complies with the standards of Chapter 400 of the City Code (Subdivision) only upon the concurrent approval of the RR cluster application.

NOW, THEREFORE, BE IT RESOLVED that a RR Cluster Development and Minor Subdivision of the parcel at 9524 Stillwater Boulevard, as depicted by the survey staff dated February 4, 2004, is hereby granted by the City Council to Merle G. and Fonda R. Olson resulting in the two parcels described; and subject to the following condition:

1. That the applicant remit the \$1,500 Park Dedication fee for the creation of a new buildable parcel is payable before release of the deed for recording.

PARCEL 1:

The north 725.00 feet of the west 445.00 feet of the Southeast Quarter of Section 15, Township 29 North, Range 21 West, Washington County, Minnesota; and that part of the east 940.00 feet of the west 1385.00 feet of said Southeast Quarter which lies northerly of the north line of the Chicago Northwestern Railroad, formerly known as the St. Paul, Stillwater and Taylors Falls Railroad.

Subject to Trunk Highway 5 along the most southerly line thereof as evidenced by the document recorded in Book 246 of Deeds, page 592, on file and of record in the Office of the County Recorder, Washington County, Minnesota

Also, subject to an easement in favor of Northern States Power Company as described in Book 170 of Deeds, page 14, on file and of record in said Office of the County Recorder.

And

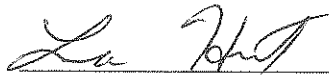
PARCEL 2:

That part of the west 445.00 feet of the Southeast Quarter of Section 15, Township 29 North, Range 21 West, Washington County, Minnesota which lies southerly of the north 725.00 feet thereof and which lies northerly of the north line of the Chicago Northwestern Railroad, formerly known as the St. Paul, Stillwater and Taylors Falls Railroad.

Subject to Trunk Highway 5 along the most southerly line thereof as evidenced by the document recorded in Book 246 of Deeds, page 592, on file and of record in the Office of the County Recorder, Washington County, Minnesota.

Also, subject to an easement in favor of Northern States Power Company as described in Book 170 of Deeds, page 14, on file and of record in said Office of the County Recorder.

ADOPTED, by the Lake Elmo City Council this 17th day of February, 2004.



Lee Hunt, Mayor

ATTEST:



Charles E. Dillerud, Acting City Administrator