

RESOLUTION R2024-088

A RESOLUTION APPROVING THE VACATION OF A SEGMENT OF FOURTH AVENUE WEST PUBLIC RIGHT-OF-WAY LOCATED EAST OF ADAMS STREET

WHEREAS, Bridgeton Ventures, LLP has made an application proposing the vacation of a segment of Fourth Avenue West public right-of-way located east of Adams Street; and

WHEREAS, it has been presented to the Shakopee City Council that a segment of Fourth Avenue West public right-of-way located east of Adams Street is no longer of public use or interest; and

WHEREAS, the Shakopee Planning Commission considered the request at its meeting of June 6, 2024, and unanimously recommended approval to the City Council; and

WHEREAS, a public hearing to consider the action to vacate the requested public right-of-way was held in the Council Chambers of the City Hall in the City of Shakopee at 7:00 P.M. on the 18th day of June, 2024; and

WHEREAS the proposed vacation is described as:

see attached certificate of survey; and

WHEREAS, ten days published notice was provided by publication of the notice on the City of Shakopee website and notice was provided by posting such notice on the bulletin board in the Shakopee City Hall.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SHAKOPEE, MINNESOTA, that it finds and determines that the vacation of public right-of-way as identified above is in the public interest, provided the following conditions are met:

1. A title search shall be conducted to confirm other interest from utility holders in any existing/underlying easements on the property.
2. The applicant shall dedicate new trail and sidewalk, and drainage and utility easements over all the proposed vacation areas as required by City Engineering, and recorded with Scott County.
3. The applicant shall grant SPU a drainage and utility easement over the portion of 4th Street that is intersected by Webster Street for a future watermain extension.

After the adoption of the Resolution, the City Clerk shall file certified copies hereof with the County Auditor and County Recorder of Scott County.

Adopted in Regular session of the City Council of the City of Shakopee, Minnesota,
held the 18th day of June, 2024.

Mayor of the City of Shakopee

ATTEST:

Lori Hensen, City Clerk