RESOLUTION NO. R2021-022

A RESOLUTION APPROVING A VACATION OF CERTAIN DRAINAGE AND UTILITY EASEMENTS IN THE PLAT MEADOWBROOK RUN

WHEREAS, KRB Development VIII LLC, applicant and Steven and Kathleen Muhlenhardt Trust and Bradley Gonyea, property owners, have requested the vacation of certain drainage and utility easements dedicated in the plat Meadowbrook Run; and

WHEREAS, it has been presented to the Shakopee City Council that certain public drainage and utility easements within the plat Meadowbrook Run, are no longer of public use or interest; and

WHEREAS, the proposed vacation is described as: (See attached vacation exhibit drawing and description); and

WHEREAS, the Shakopee Planning Commission considered the request at its meeting of February 4, 2021, and recommended approval to the City Council; and

WHEREAS, a public hearing to consider the action to vacate the public roadway and drainage & utility easements was held in the Council Chambers of the City Hall in the City of Shakopee at 7:00 P.M. on the 16th day of February, 2021; and

WHEREAS, ten days published notice was provided by publication of the notice in the SHAKOPEE VALLEY NEWS and posted 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 roadway and drainage & utility easements as identified above is in the public interest, provided the following conditions are met:

1. The vacation shall be concurrent with new drainage & utility easements being granted within a final plat of Whispering Waters.
2. Easements to be vacated shall not include any easements over the Prior Lake Outlet Channel.
3. A title search shall be conducted to confirm other interest from utility holders in any existing/underlying easements on the property.

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 the _____ session of the City Council of the City of Shakopee,

Minnesota held the _____ day of _____, 2021.

_____
Mayor of the City of Shakopee

ATTEST:

_____
Lori Hensen, City Clerk