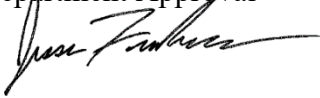


**ROSEVILLE**  
**REQUEST FOR COUNCIL ACTION**

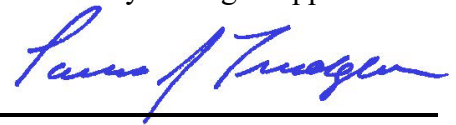
Date: June 5, 2023

Item No.: 7.a

Department Approval



City Manager Approval



Item Description: Public Hearing and Approve Resolutions Approving the Vacation of Multiple Streets Easements and Rights-of-Way

**BACKGROUND**

Over the past several years, staff has identified rights-of-way that the City no longer needs for public benefit. Some of these rights-of-way were dedicated to the City for future roadways that were never constructed, some were partial right-of-way dedications, while others were alley dedications. In all the cases, the City has no plans to construct a future roadway.

By vacating these rights-of-way, the area will revert to the underlying property owners. The owners will benefit from having more control over the former right-of-way area. This also helps with confusion and disagreements over how the right-of-way area should be maintained in regards to vegetation control and debris management.

Some of the corridors have utilities or trails within the right-of-way. However, since a roadway will not be constructed, an easement would be more appropriate for the identified vacation area. Where it is appropriate, the proposed resolution will reserve utility easement rights in the vacated areas.

On April 11, 2022, Council authorized staff to begin the vacation process for these locations. Staff first notified adjacent property owners of the City's intent, and collected initial input and any concerns. The 29 vacation areas that were considered have been broken into smaller groups for presentation to Council and public hearing. The group of vacations currently before Council consideration consists of the simplest vacations, for which little feedback was received. Additional public hearings are anticipated later this summer for more complex vacation areas.

The vacation resolutions were publicly noticed in the newspaper on May 22, 2023 and May 29, 2023, and a mailing to the affected residents postmarked May 26, 2023, per State Statute requirements. Affidavits of Publication and Mailing are available in the office of the City Engineer.

After the public hearing on the vacations is closed, each resolution would be voted on separately. Since these are City-initiated vacations, a four-fifths vote is required to approve vacation of these rights-of-way. No vacation will be official until such time as the City Manager executes and records a Notice of Completion.

**POLICY OBJECTIVE**

This action is intended to "right-size" the City's property rights and property management responsibilities for Roseville's current and future needs.

29 **BUDGET IMPLICATIONS**

30 Aside from costs related to filing the vacations with Ramsey County and the mailings to notify the  
31 residents, there are no direct costs to the City of Roseville to vacate right-of-way corridors.

32 **RACIAL EQUITY IMPACT SUMMARY**

33 There should be no equity impacts associated with these vacations as they have no public use for a  
34 future roadway. If there are utilities or pathway in the right-of-way, easements are retained per the  
35 resolution.

36 **STAFF RECOMMENDATION**

37 Staff recommends that the City Council approve the attached resolutions approving vacation of the  
38 rights-of-way.

39 **REQUESTED COUNCIL ACTION**

- 40 1. Conduct a public hearing receiving any public comments related to all proposed rights-of-  
41 way and easement vacations.
- 42 2. Consider approval of a resolution approving the right-of-way vacation of a portion of County  
43 Road C2 lying within Oasis Park. [Vacation Area B – Resolution A]
- 44 3. Consider approval of a resolution approving the right-of-way vacation of a portion of  
45 unimproved Ione Avenue. [Vacation Area BB – Resolution B]
- 46 4. Consider approval of a resolution approving the right-of-way vacation of a portion of  
47 unimproved right-of-way lying between the properties located at 986 and 976 Millwood  
48 Avenue. [Vacation Area C – Resolution C]
- 49 5. Consider approval of a resolution approving the right-of-way vacation of a portion of  
50 Millwood Avenue that lies westerly of Chatsworth Street in Lake Josephine Park. [Vacation  
51 Area D – Resolution D]
- 52 6. Consider approval of a resolution approving the right-of-way vacation of a portion of Terrace  
53 Drive lying between 2835 Fernwood Street and 2819 Fernwood Street. [Vacation Area I –  
54 Resolution E]
- 55 7. Consider approval of a resolution approving the right-of-way vacation of portions of the  
56 right-of-way that is located adjacent to the intersection of Lincoln Drive and Terrace Drive.  
57 [Vacation Area J – Resolution F]
- 58 8. Consider approval of a resolution approving the right-of-way vacation of a portion of  
59 Belmont Lane. [Vacation Area T – Resolution G]
- 60 9. Consider approval of a resolution approving the right-of-way vacation of the Lake Street  
61 Alley located in Block 2 of Garcelon’s Addition to St. Paul. [Vacation Area X – Resolution  
62 H]
- 63 10. Consider approval of a resolution approving the right-of-way vacation of a portion of  
64 unimproved Dellwood Avenue. [Vacation Area Y – Resolution I]
- 65 11. Consider approval of a resolution approving the right-of-way vacation of a portion of  
66 unimproved right-of-way located within Lake McCarrons Park. [Vacation Area Z –  
67 Resolution J]

68 A four-fifths vote is required for all resolution approvals, as the vacations are City-led, not  
69 petitioned.

Prepared by: Stephanie Smith, Assistant City Engineer

Attachments: A: Resolution for Vacation Area B  
B: Resolution for Vacation Area BB  
C: Resolution for Vacation Area C  
D: Resolution for Vacation Area D  
E: Resolution for Vacation Area I  
F: Resolution for Vacation Area J  
G: Resolution for Vacation Area T  
H: Resolution for Vacation Area X  
I: Resolution for Vacation Area Y  
J: Resolution for Vacation Area Z  
K: Public Hearing Agenda  
L: Map of Easement Vacations  
M: Presentation

1                               **EXTRACT OF MINUTES OF MEETING**  
2                                               **OF THE**  
3                               **CITY COUNCIL OF THE CITY OF ROSEVILLE**

4                               \* \* \* \* \*

5 Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of  
6 Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

7 The following members were present:               ,               ,               , and Mayor               .  
8 and the following were absent:               .

9 Member               introduced the following resolution and moved its adoption:

10                                               **RESOLUTION No.**

11       **RESOLUTION APPROVING THE VACATION OF A PORTION OF COUNTY ROAD**  
12                               **C2 LYING WITHIN OASIS PARK**

13 WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider  
14 the vacation of a portion of County Road C2 that lies within Oasis Park; and

15 WHEREAS, the portion of the right-of-way being vacated initially became a City street upon being  
16 revoked by that certain Resolution of the Board of Ramsey County Commissioners dated  
17 December 12, 1989, filed with the office of the Ramsey County Recorder on December 18, 1989,  
18 as Document No. 2523265; and

19 WHEREAS, the portion of County Road C2 that is being vacated is located adjacent to Lots 6, 7,  
20 8, and 9 of Block 10 in the plat of Fairview Heights Plat Three and as shown on the attached  
21 Exhibit A; and

22 WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required  
23 by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

24 WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-  
25 way; and

26 WHEREAS, the City Council in its discretion has determined that the vacation will benefit the  
27 public interest because this portion of County Road C2 is not needed for current or future right-of-  
28 way purposes; and

29 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

- 30       1.       That portion of County Road C2 that is located adjacent to Lots 6, 7, 8, and 9 of Block  
31               10 in the plat of Fairview Heights Plat Three is hereby vacated, with the exception  
32               that an easement for utility purposes within the vacated right-of-way is hereby  
33               reserved.

34        2.        City staff and consultants are hereby authorized and directed to file a notice of  
35                   completion of vacation proceedings.

36        The motion for the adoption of the foregoing resolution was duly seconded by Member                   ,  
37        and upon a vote being taken thereon, the following voted in favor thereof:                   ,                   ,                   ,  
38        , and Mayor                   .  
39        and the following voted against the same:                   .

40        WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                                      ) ss  
COUNTY OF RAMSEY     )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

## EXHIBIT A

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF A PORTION OF UNIMPROVED  
IONE AVENUE**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of a portion of unimproved right-of-way that was platted as Ione Avenue in the plats of Gottfried and Gottfried Plat 2; and

WHEREAS, said portion of Ione Avenue that is being vacated is located between the properties at 1746 Hamline Avenue and 1730 Hamline Avenue and as shown on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-way; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because the right-of-way is not needed for current or future right-of-way purposes; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

1. The portion of Ione Avenue right-of-way that is located between the properties at 1746 Hamline Avenue and 1730 Hamline Avenue is hereby vacated, with the exception that an easement for utility purposes within the vacated easement area of Ione Avenue is hereby reserved.
2. City staff and consultants are hereby authorized and directed to file a notice of completion of vacation proceedings.

33 The motion for the adoption of the foregoing resolution was duly seconded by Member ,  
34 and upon a vote being taken thereon, the following voted in favor thereof: , , ,  
35 , and Mayor .  
36 and the following voted against the same: .  
37 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                              ) ss  
COUNTY OF RAMSEY     )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF A PORTION OF UNIMPROVED  
RIGHT-OF-WAY LYING BETWEEN THE PROPERTIES LOCATED AT 986 AND 976  
MILLWOOD AVENUE**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of a portion of unimproved right-of-way that lies between the properties located at 986 and 976 Millwood Avenue; and

WHEREAS, the portion of unimproved right-of-way that is being vacated is as shown on the attached Exhibit A; and

WHEREAS, portions of the unimproved right-of-way have been vacated by the City in the past, but a new easement over a portion of the unimproved right-of-way was granted and recorded with the Ramsey County Registrar of Titles on February 27, 1978 as Document No. 653646 (the “Recorded Easement”); and

WHEREAS, a portion of the Recorded Easement was vacated by the City Council on May 24, 1993, said resolution was recorded with the Ramsey County Registrar of Titles on July 22, 1993 as Document No. 1020179; and

WHEREAS, the City Council desires to ensure that all areas within the unimproved right-of-way lying between the properties located at 986 and 976 Millwood Avenue are vacated by adopting this Resolution; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-way; and

33 WHEREAS, the City Council in its discretion has determined that the vacation will benefit the  
34 public interest because this portion of the right-of-way is not needed for current or future right-of-  
35 way purposes; and

36 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

- 37 1. The unimproved right-of-way that is located between the properties located at 986 and  
38 976 Millwood Avenue and shown as "Richmond Avenue" in the plat of St. Paul Park  
39 is hereby vacated, with the exception that an easement for utility purposes within the  
40 vacated right-of-way is hereby reserved.
- 41 2. To the extent that any portion of the Recorded Easement lies within the unimproved  
42 right-of-way between the properties located at 986 and 976 Millwood Avenue and has  
43 not yet been vacated, said easement is also hereby vacated, with the exception that an  
44 easement for utility purposes within the vacated easement area is hereby reserved.
- 45 3. City staff and consultants are hereby authorized and directed to file a notice of  
46 completion of vacation proceedings.

47 The motion for the adoption of the foregoing resolution was duly seconded by Member ,  
48 and upon a vote being taken thereon, the following voted in favor thereof: , , ,  
49 , and Mayor .  
50 and the following voted against the same: .

51 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA    )  
                                          ) ss  
COUNTY OF RAMSEY     )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

## EXHIBIT A

### Depiction of the Vacated Area



1                               **EXTRACT OF MINUTES OF MEETING**  
2                                               **OF THE**  
3                               **CITY COUNCIL OF THE CITY OF ROSEVILLE**

4                               \* \* \* \* \*

5 Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of  
6 Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

7 The following members were present:           ,           ,           , and Mayor           .  
8 and the following were absent:           .

9 Member           introduced the following resolution and moved its adoption:

10                                               **RESOLUTION No.**

11               **RESOLUTION APPROVING THE VACATION OF A PORTION OF MILLWOOD**  
12               **AVENUE THAT LIES WESTERLY OF CHATSWORTH STREET IN LAKE**  
13               **JOSEPHINE PARK**

14 WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider  
15 the vacation of a portion of Millwood Avenue that lies adjacent to Chatsworth Street in Lake  
16 Josephine Park; and

17 WHEREAS, the portion of Millwood Avenue that is being vacated is legally described on the  
18 attached Exhibit A and as shown on the attached Exhibit B; and

19 WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required  
20 by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

21 WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-  
22 way; and

23 WHEREAS, the City Council in its discretion has determined that the vacation will benefit the  
24 public interest because this portion of Millwood Avenue is not needed for current or future right-  
25 of-way purposes; and

26 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

- 27       1.       That portion of Millwood Avenue that lies westerly of Chatsworth Street in Lake  
28               Josephine Park is hereby vacated, with the exception that an easement for utility  
29               purposes within the vacated right-of-way is hereby reserved.
- 30       2.       City staff and consultants are hereby authorized and directed to file a notice of  
31               completion of vacation proceedings.

32 The motion for the adoption of the foregoing resolution was duly seconded by Member ,  
33 and upon a vote being taken thereon, the following voted in favor thereof: , , ,  
34 , and Mayor .  
35 and the following voted against the same: .  
36 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                          ) ss  
COUNTY OF RAMSEY     )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

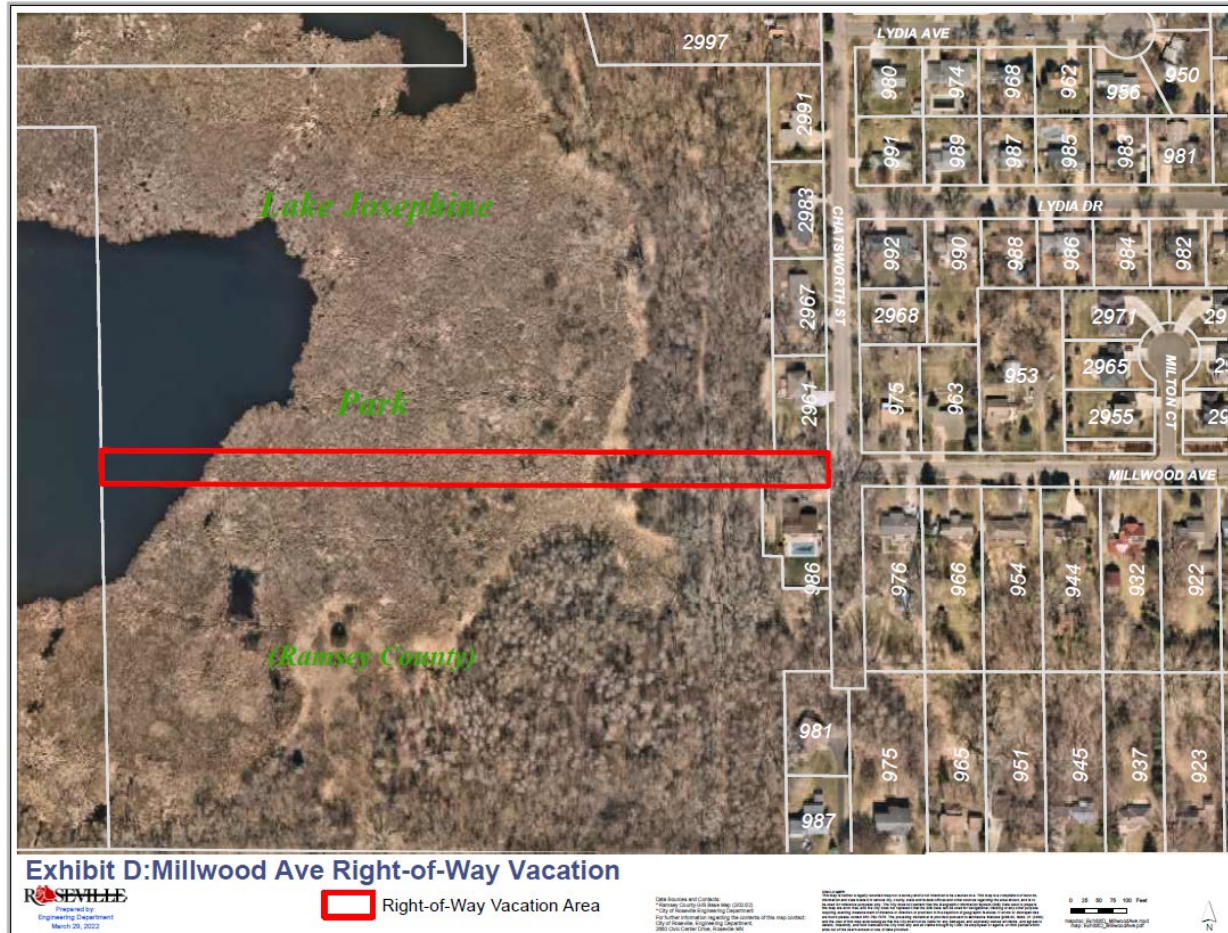
## **EXHIBIT A**

### **Legal Description of the Vacated Area**

That portion of Millwood Avenue lying adjacent to Lots 26, 27, 28, 29, 30, 31, 32, 33, 34, and 35 dedicated in the plat of Saint Paul Park, County of Ramsey, State of Minnesota.

## EXHIBIT B

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF A PORTION OF TERRACE DRIVE  
LYING BETWEEN 2835 FERNWOOD STREET AND 2819 FERNWOOD STREET**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of a portion of Terrace Drive that lies between 2835 Fernwood Street and 2819 Fernwood Street; and

WHEREAS, the portion of Terrace Drive that is being vacated is located adjacent to Lot 6, Block 12 and Lot 1, Block 11 in the plat of Fernwood Terrace Plat - 5 and as shown on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-way; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because this portion of Terrace Drive is not needed for current or future right-of-way purposes; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

1. That portion of Terrace Drive that is located adjacent to Lot 6, Block 12 and Lot 1, Block 11 in the plat of Fernwood Terrace Plat - 5 is hereby vacated.
2. City staff and consultants are hereby authorized and directed to file a notice of completion of vacation proceedings.

31 The motion for the adoption of the foregoing resolution was duly seconded by Member ,  
32 and upon a vote being taken thereon, the following voted in favor thereof: , , ,  
33 , and Mayor .  
34 and the following voted against the same: .  
35 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA    )  
                                          ) ss  
COUNTY OF RAMSEY    )

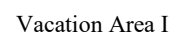
I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, and Mayor \_\_\_\_\_.  
and the following were absent: \_\_\_\_\_.

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF PORTIONS OF THE RIGHT-OF-WAY ADJACENT TO THE INTERSECTION OF LINCOLN DRIVE AND TERRACE DRIVE**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of portions of right-of-way that are located adjacent to the intersection of Lincoln Drive and Terrace Drive; and

WHEREAS, said right-of-way was established by a Roadway Easement granted by Norwest Bank Minnesota, National Association to the City of Roseville dated March 3, 1993, recorded on April 6, 1993, as Document No. 2712192, said easement is legally described on the attached Exhibit A (“Roadway Easement A”); and

WHEREAS, Roadway Easement A is located on the property located at 2803 Lincoln Drive, PID 042923410028; and

WHEREAS, another portion of right-of-way on the opposite side of Terrace Drive was established by a Roadway Easement granted by Norwest Bank Minnesota, National Association to the City of Roseville dated March 3, 1993, recorded on April 6, 1993 as Document No. 2712189, said easement is legally described on the attached Exhibit B ("Roadway Easement B"); and

WHEREAS, Roadway Easement B is located on the property located at: 2701 Lincoln Drive, PID 042923410030; and

WHEREAS, Roadway Easement A and Roadway Easement B are depicted on the attached Exhibit C; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

33 WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-  
34 way; and

35 WHEREAS, the City Council in its discretion has determined that the vacation will benefit the  
36 public interest because Roadway Easement A and Roadway Easement B are not needed for current  
37 or future right-of-way purposes; and

38 NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

39 1. Roadway Easement A and Roadway Easement B are hereby vacated, with the  
40 exception that an easement for utility purposes within the vacated right-of-way is  
41 hereby reserved.

42 2. City staff and consultants are hereby authorized and directed to file a notice of  
43 completion of vacation proceedings.

44 The motion for the adoption of the foregoing resolution was duly seconded by Member ,  
45 and upon a vote being taken thereon, the following voted in favor thereof: , , ,  
46 , and Mayor .  
47 and the following voted against the same: .

48 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA    )  
                                          ) ss  
COUNTY OF RAMSEY    )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

\_\_\_\_\_  
Patrick Trudgeon, City Manager

## **EXHIBIT A**

### **Legal Description of Roadway Easement A**

The South 53.00 feet of the East 39.00 feet except the North 20.00 feet of the West 20.00 feet thereof of the following described property:

Lot 1, Block 2, Krank 2<sup>nd</sup> Addition, Ramsey County, Minnesota.

According to the recorded plat thereof on file or of record in the office of the Register of Deeds in and for said County and State.

## **EXHIBIT B**

### **Legal Description of Roadway Easement B**

The North 58.00 feet of the East 33.50 feet except the South 23.50 feet of the West 20.00 feet thereof of the following described property:

Lot 1, Block 1, except the East 20 feet of the South 149.20 feet of Krank 2<sup>nd</sup> Addition, Ramsey County, Minnesota.

According to the plat thereof on file or of record in the office of the Registrar of Deeds in and for said County and State.

# EXHIBIT C

## Depiction of the Vacated Areas



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF A PORTION OF BELMONT LANE**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of a portion of Belmont Lane right-of-way running between Hamline Avenue N. and Dellwood Street as shown on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-way; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because the right-of-way is not needed for current or future right-of-way purposes; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

1. The portion of Belmont Lane right-of-way that runs between Hamline Avenue N. and Dellwood Street is hereby vacated.
2. City staff and consultants are hereby authorized and directed to file a notice of completion of vacation proceedings.

The motion for the adoption of the foregoing resolution was duly seconded by Member , and upon a vote being taken thereon, the following voted in favor thereof: , , , and Mayor .  
and the following voted against the same: .

WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                              ) ss  
COUNTY OF RAMSEY     )

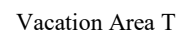
I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF THE LAKE STREET ALLEY  
LOCATED IN BLOCK 2 OF GARCELON'S ADDITION TO ST. PAUL**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of an unimproved alley that was platted as in the plat of Garcelon's Addition to St. Paul; and

WHEREAS, the alley that is being vacated is located in Block 2 in the plat of Garcelon's Addition to St. Paul and as shown on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public alley is not currently, nor is planned to be, constructed within this right-of-way; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because the alley is not needed for current or future right-of-way purposes; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

1. The alley located in Block 2 in the plat of Garcelon's Addition to St. Paul is hereby vacated, with the exception that an easement for utility purposes within the vacated alley is hereby reserved.
2. City staff and consultants are hereby authorized and directed to file a notice of completion of vacation proceedings.

The motion for the adoption of the foregoing resolution was duly seconded by Member , and upon a vote being taken thereon, the following voted in favor thereof: , , , and Mayor .

33 and the following voted against the same: .

34 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                              ) ss  
COUNTY OF RAMSEY     )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF A PORTION OF UNIMPROVED  
DELLWOOD AVENUE**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of a portion of unimproved right-of-way that was platted as Dellwood Avenue in the plat of Gottfried; and

WHEREAS, said portion of Dellwood Avenue that is being vacated is located adjacent to the property located at 1294 Roma Avenue and as shown on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public street is not currently, nor is planned to be, constructed within this right-of-way; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because the right-of-way is not needed for current or future right-of-way purposes; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

1. The portion of the Dellwood Avenue right-of-way that is located adjacent to the property located at 1294 Roma Avenue is hereby vacated, with the exception that an easement for utility purposes within the vacated easement area of Dellwood Avenue is hereby reserved.
2. City staff and consultants are hereby authorized and directed to file a notice of completion of vacation proceedings.

32 The motion for the adoption of the foregoing resolution was duly seconded by Member ,  
33 and upon a vote being taken thereon, the following voted in favor thereof: , , ,  
34 , and Mayor .  
35 and the following voted against the same: .

36 WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                                      ) ss  
COUNTY OF RAMSEY     )

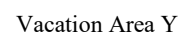
I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

### Depiction of the Vacated Area



**EXTRACT OF MINUTES OF MEETING  
OF THE  
CITY COUNCIL OF THE CITY OF ROSEVILLE**

\* \* \* \* \*

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Roseville, County of Ramsey, Minnesota was duly held on the 5<sup>th</sup> day of June, 2023, at 6:00 p.m.

The following members were present: , , , and Mayor .  
and the following were absent: .

Member introduced the following resolution and moved its adoption:

**RESOLUTION No.**

**RESOLUTION APPROVING THE VACATION OF PORTIONS OF UNIMPROVED  
RIGHT-OF-WAY LOCATED WITHIN LAKE MCCARRONS PARK**

WHEREAS, the City Council pursuant to Minnesota Statutes Section 412.851 desires to consider the vacation of portions of unimproved right-of-way located within Lake McCarrons Park; and

WHEREAS, the portions of unimproved right-of-way that are being vacated are as shown on the attached Exhibit A; and

WHEREAS, the City Clerk published, posted, and mailed notice of a public hearing as required by law, and a public hearing was held on the proposed vacation on the 5<sup>th</sup> day of June, 2023; and

WHEREAS, a public street is not currently, nor is planned to be, constructed within these portions of right-of-way; and

WHEREAS, the City Council in its discretion has determined that the vacation will benefit the public interest because these portions of right-of-way are not needed for current or future right-of-way purposes; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Roseville, that:

1. The unimproved right-of-way that is located within Lake McCarrons Park that is shown as “Wagner Street” in the plat of Wagner’s 2<sup>nd</sup> Add. is hereby vacated.
2. The unimproved right-of-way that is located within Lake McCarrons Park that is shown as an alley between Wagner Street and Centre Street in Block 4 in the plat of Wagner’s 2<sup>nd</sup> Add. is hereby vacated.
3. The unimproved right-of-way that is located within Lake McCarrons Park that is shown as “Albamarle St.” that lies between Centre Street and Wagner Street is hereby vacated.

33       4.       City staff and consultants are hereby authorized and directed to file a notice of  
34               completion of vacation proceedings.

35       The motion for the adoption of the foregoing resolution was duly seconded by Member       ,  
36       and upon a vote being taken thereon, the following voted in favor thereof:       ,       ,  
37       , and Mayor       .  
38       and the following voted against the same:       .

39       WHEREUPON said resolution was declared duly passed and adopted.

STATE OF MINNESOTA     )  
                                                      ) ss  
COUNTY OF RAMSEY     )

I, the undersigned, being the duly qualified City Manager of the City of Roseville, County of Ramsey, State of Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of said City Council held on the 5<sup>th</sup> day of June, 2023, with the original thereof on file in my office.

WITNESS MY HAND officially as such Manager this 5<sup>th</sup> day of June, 2023.

---

Patrick Trudgeon, City Manager

### Depiction of the Vacated Areas



## AGENDA FOR PUBLIC HEARING

### Vacation of Multiple Streets Pursuant to Minnesota Statute §412.851

- A. Mayor calls the meeting to order and announces the purpose of the meeting and format for the hearing. "This is a public hearing to consider whether to vacate public easements and right of ways."

"This vacation request was initiated by the City of Roseville. The Council will consider resolutions to approve vacating the rights-of-ways and easements as described in the individual resolutions."

#### THE FOLLOWING AGENDA CAN BE USED AS THE FORMAT FOR THE PUBLIC HEARING:

- B. City Manager comments including, brief description of proposed vacated easement, published and mailed notices, and written objections to the proposed vacation. It is suggested that the City Manager should make a general comment regarding the published and mailed notices. This should include the following language:
- "Published and legal mailed notices have been provided for this public hearing. Legal notices appeared in the city's legal newspaper, *The Pioneer Press*, on May 22 and May 29, 2023. Mailed notices were sent on May 26, 2023. Affidavits of publishing and mailing are available in the office of the City Engineer."
- Prior to the hearing proceeding, the City Manager should read all written objections for the proposed resolutions.
- C. City Engineer by this time has provided specific information for vacations including a description and proposed resolution.
- D. Mayor opens hearing to public. It is suggested that the following comments be made by the Mayor:
- "In an attempt to provide everyone an opportunity to be heard and yet conduct the hearing in an efficient manner, we would suggest that rules be used for the hearing for this project. These would include the following:
1. Individuals should identify themselves by giving their name and address and should speak into the microphone.
  2. Each speaker should limit questions and comments to five minutes.
  3. No person will be heard for a second time until all interested persons who wish to speak have had an opportunity to do so.
  4. Be courteous. No comments from audience or applause during question/ comment period."

- E. Mayor closes hearing.

After all citizen comments have been completed, the Mayor should indicate that the public hearing is closed and turn the hearing over to the City Council for action.

- F. Council action on proposed vacations, to be voted on separately. Note: a four-fifths vote is required for all resolution approvals, as the vacations are not petitioned.:

Resolution approving the vacation of right-of-way vacation of a portion of County Road C2 lying within Oasis Park. [Vacation Area B]

Resolution approving the vacation of right-of-way vacation of a portion of unimproved Ione Avenue. [Vacation Area BB]

Resolution approving the vacation of right-of-way vacation of a portion of unimproved right-of-way lying between the properties located at 986 and 976 Millwood Avenue. [Vacation Area C]

Resolution approving the vacation of right-of-way vacation of a portion of Millwood Avenue that lies westerly of Chatsworth Street in Lake Josephine Park. [Vacation Area D]

Resolution approving the vacation of right-of-way vacation of a portion of Terrace Drive lying between 2835 Fernwood Street and 2819 Fernwood Street. [Vacation Area I]

Resolution approving the vacation of right-of-way vacation of portions of the right-of-way that is located adjacent to the intersection of Lincoln Drive and Terrace Drive. [Vacation Area J]

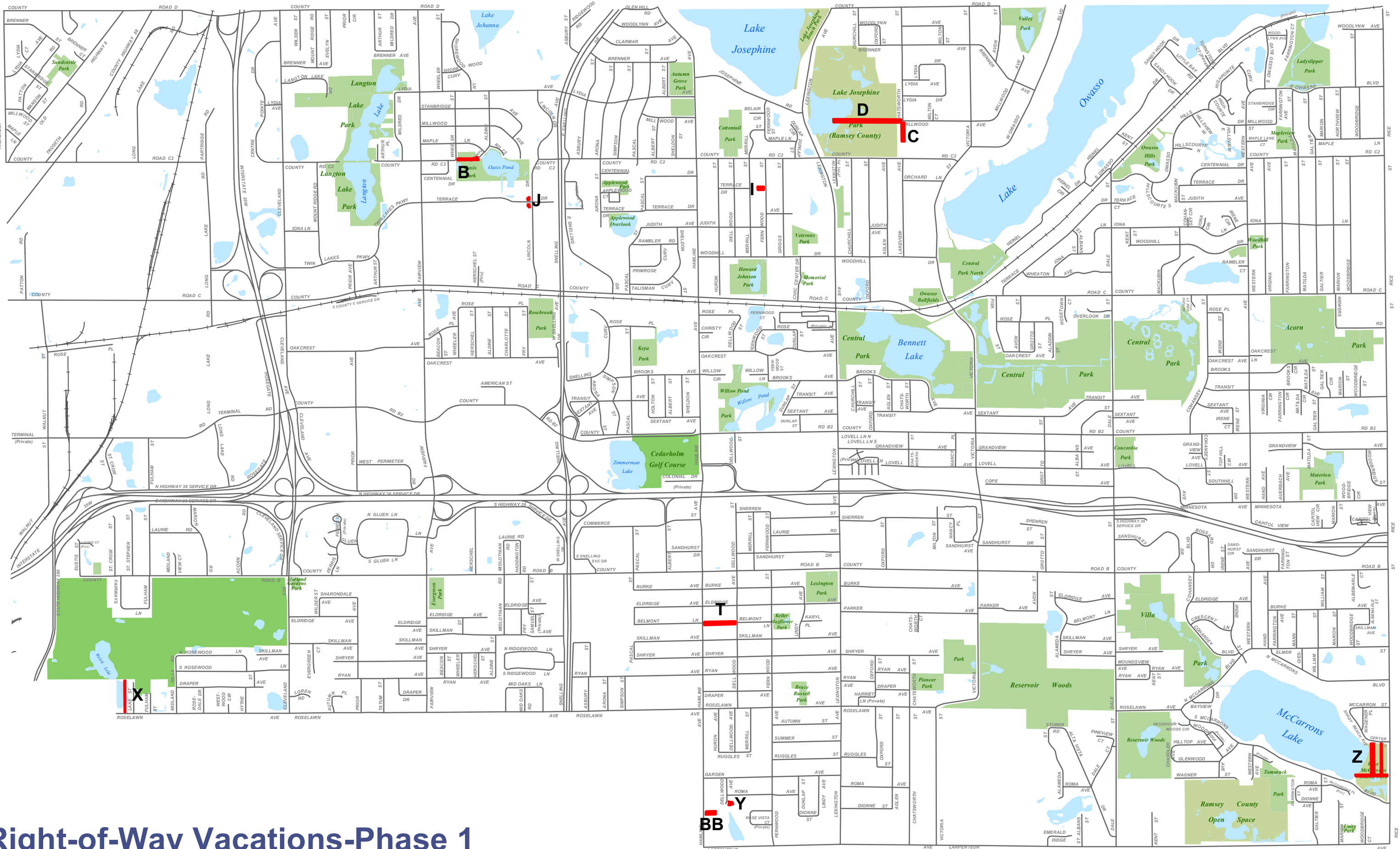
Resolution approving the vacation of right-of-way vacation of a portion of Belmont Lane. [Vacation Area T]

Resolution approving the vacation of right-of-way vacation of the Lake Street Alley located in Block 2 of Garcelon's Addition to St. Paul. [Vacation Area X]

Resolution approving the vacation of right-of-way vacation of a portion of unimproved Dellwood Avenue. [Vacation Area Y]

Resolution approving the vacation of right-of-way vacation of a portion of unimproved right-of-way located within Lake McCarrons Park. [Vacation Area Z]

(Resolutions provided by City Engineer.)



# Right-of-Way Vacations-Phase 1



Prepared by:  
Engineering Department  
May 30, 2023

Data Sources and Contacts:  
 • Ramsey County GIS Base Map (2/02/22)  
 • City of Roseville Engineering Department  
 For further information regarding the contents of this map contact:  
 City of Roseville, Engineering Department,  
 2660 Civic Center Drive, Roseville MN

DISCLAIMER:  
 This map is neither a legally recorded map nor a survey and is not intended to be used as one. This map is a compilation of records, information and data located in various city, county, state and federal offices and other sources regarding the area shown, and is to be used for reference purposes only. The City does not warrant that the Geographic Information System (GIS) Data used to prepare this map are error free, and the City does not represent that the GIS Data can be used for navigational, tracking or any other purpose requiring exacting measurement of distance or direction or precision in the depiction of geographic features. If errors or discrepancies are found please contact 651-752-1075. The preceding disclaimer is provided pursuant to Minnesota Statutes §466.03, Subd. 21 (2000), and the user of this map acknowledges that the City shall not be liable for any damages, and expressly waives all claims, and agrees to defend, indemnify, and hold harmless the City from any and all claims brought by User, its employees or agents, or third parties which arise out of the user's access or use of data provided.

0 500 1000 1500 2000 Feet

mapdoc: Overall\_Phase1\_ROW\_Vacation.mxd  
 map: Overall\_Phase1\_ROW\_Vacation.pdf

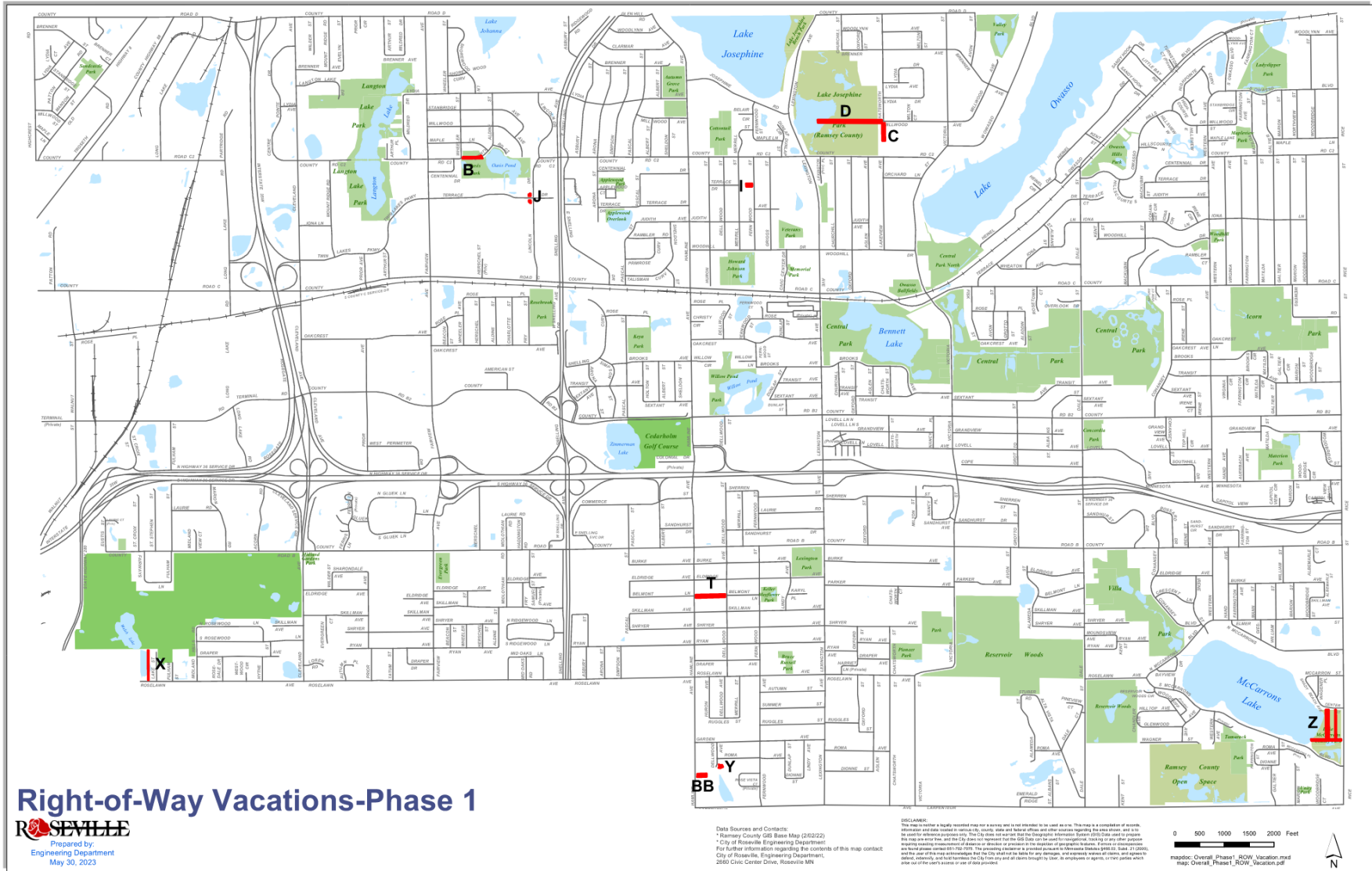


# **Vacation of Multiple Street Rights-of-Way**

Public Works



# Proposed Vacations Map



# Vacation B – Resolution A

PORTION OF COUNTY ROAD C2 LYING WITHIN OASIS PARK



# Vacation BB – Resolution B

PORTION OF UNIMPROVED IONE AVENUE

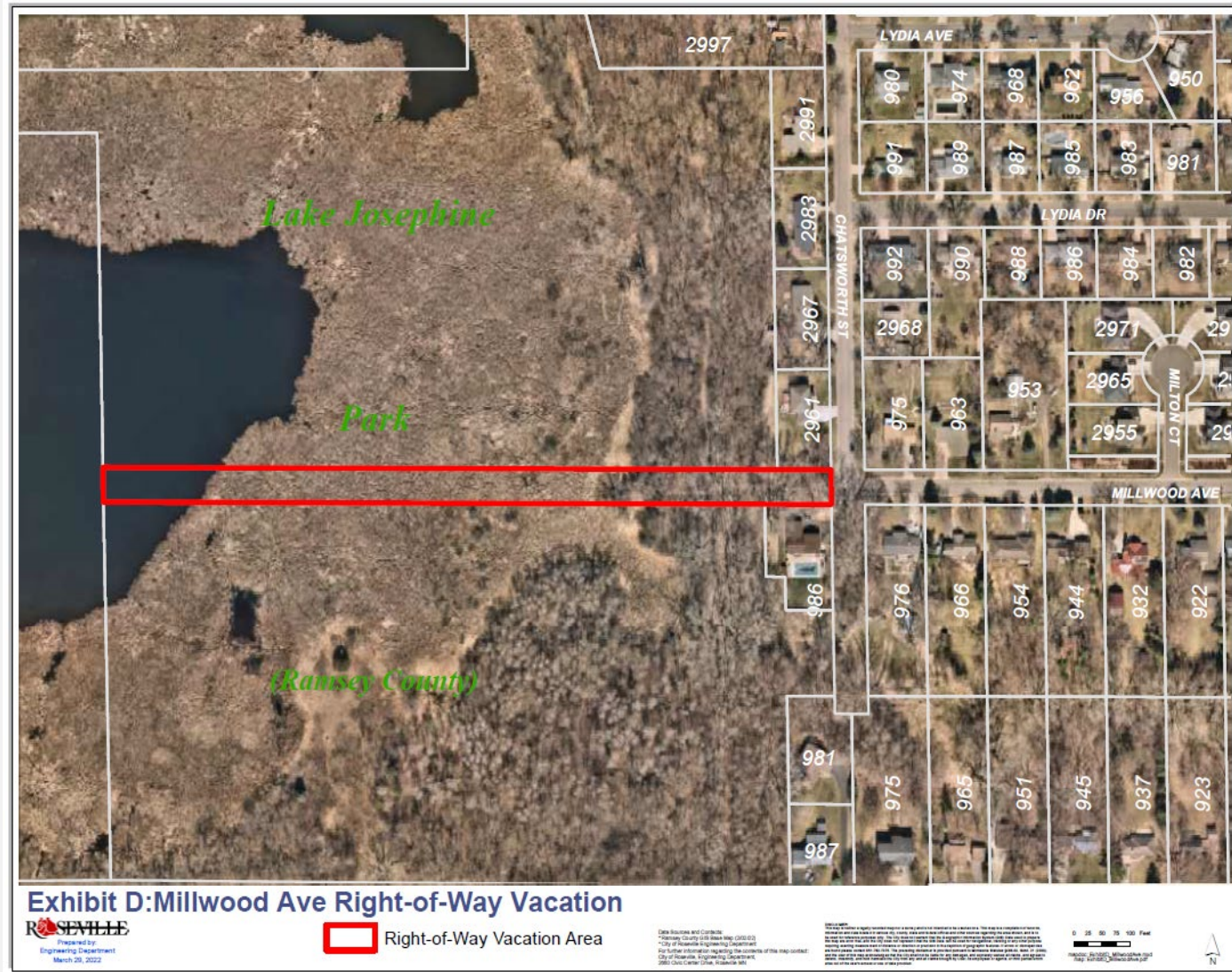


## PORTION OF UNIMPROVED RIGHT-OF-WAY LYING BETWEEN THE PROPERTIES LOCATED AT 986 AND 976 MILLWOOD AVENUE



# Vacation D – Resolution D

PORTION OF MILLWOOD AVENUE THAT LIES WESTERLY OF CHATSWORTH STREET IN LAKE JOSEPHINE PARK



**PORTION OF TERRACE DRIVE LYING BETWEEN 2835 FERNWOOD STREET AND 2819 FERNWOOD STREET**



# Vacation J – Resolution F

PORTIONS OF THE RIGHT-OF-WAY ADJACENT TO THE INTERSECTION OF LINCOLN DRIVE AND TERRACE DRIVE



# Vacation T – Resolution G

## PORTION OF BELMONT LANE



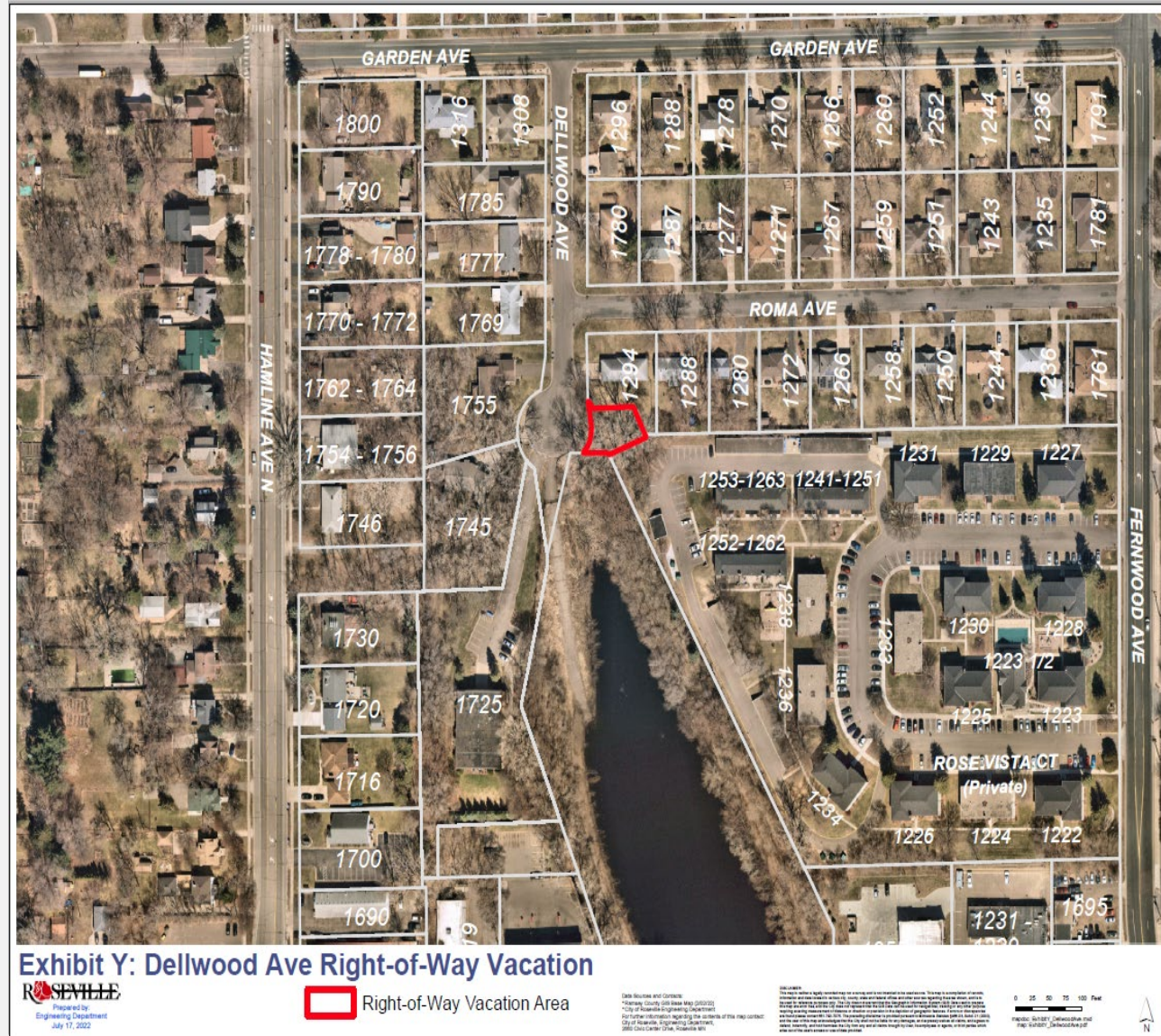
# Vacation X – Resolution H

LAKE STREET ALLEY LOCATED IN BLOCK 2 OF GARCELON'S ADDITION TO ST. PAUL



# Vacation Y – Resolution I

## PORTION OF UNIMPROVED DELLWOOD AVENUE



# Vacation Z – Resolution J

PORTIONS OF UNIMPROVED RIGHT-OF-WAY LOCATED WITHIN LAKE MCCARRONS PARK



# All Vacation Areas

## PUBLIC HEARING

### **Public Hearing as Required by Minnesota State Statute 412.851**

In an attempt to provide everyone an opportunity to be heard and yet conduct the hearing in an efficient manner, we would suggest that rules be used for the hearing for this project. These would include the following:

1. Individuals should identify themselves by giving their name and address and should speak into the microphone.
2. Each speaker should limit questions and comments to five minutes.
3. No person will be heard for a second time until all interested persons who wish to speak have had an opportunity to do so.
4. Be courteous. No comments from audience or applause during question/ comment period.