



## *City Council Memorandum*

**To:** Mayor Fasbender & City Councilmembers  
**From:** John Hinzman, Community Development Director  
**Date:** March 16, 2020  
**Item:** Order Public Hearing– Vacation of Easement #2020-12 – Lightbourn Court

### **Council Action Requested:**

Order a public hearing to consider vacation of a 20 foot wide drainage and utility easement centered on the joint property line between Lots 11 and 12, Block 2, HASTINGS INDUSTRIAL PARK NO. 7. The properties are owned by the City of Hastings and will be combined into a single lot as part of sale and development of mini storage units. Upon action by the Council, the public hearing and final approval would be scheduled for the April 6, 2020 City Council Meeting. A simple majority is necessary for action.

### **Background Information:**

**History** - The subject easement was dedicated upon the final Plat of HASTINGS INDUSTRIAL PARK NO. 7 in 2006. Dedication of the easement is consistent with City policies to establish a ten foot drainage and utility easement along the perimeter of commercial lots. Since the properties will be combined into a single parcel, there is no longer a need for the easement. The easement is free of City utilities.

**Vacation Procedure** – Hastings Home Rule Charter Section 7.05 regulates the vacation of streets and alleys. The City Council may consider vacating public ways upon published and mailed notice to affected property owners.

**Recommendation** – Approval of the vacation is recommended. The City has determined there is no longer a need for the easement.

### **Financial Impact:**

N\A

### **Advisory Commission Discussion:**

N\A

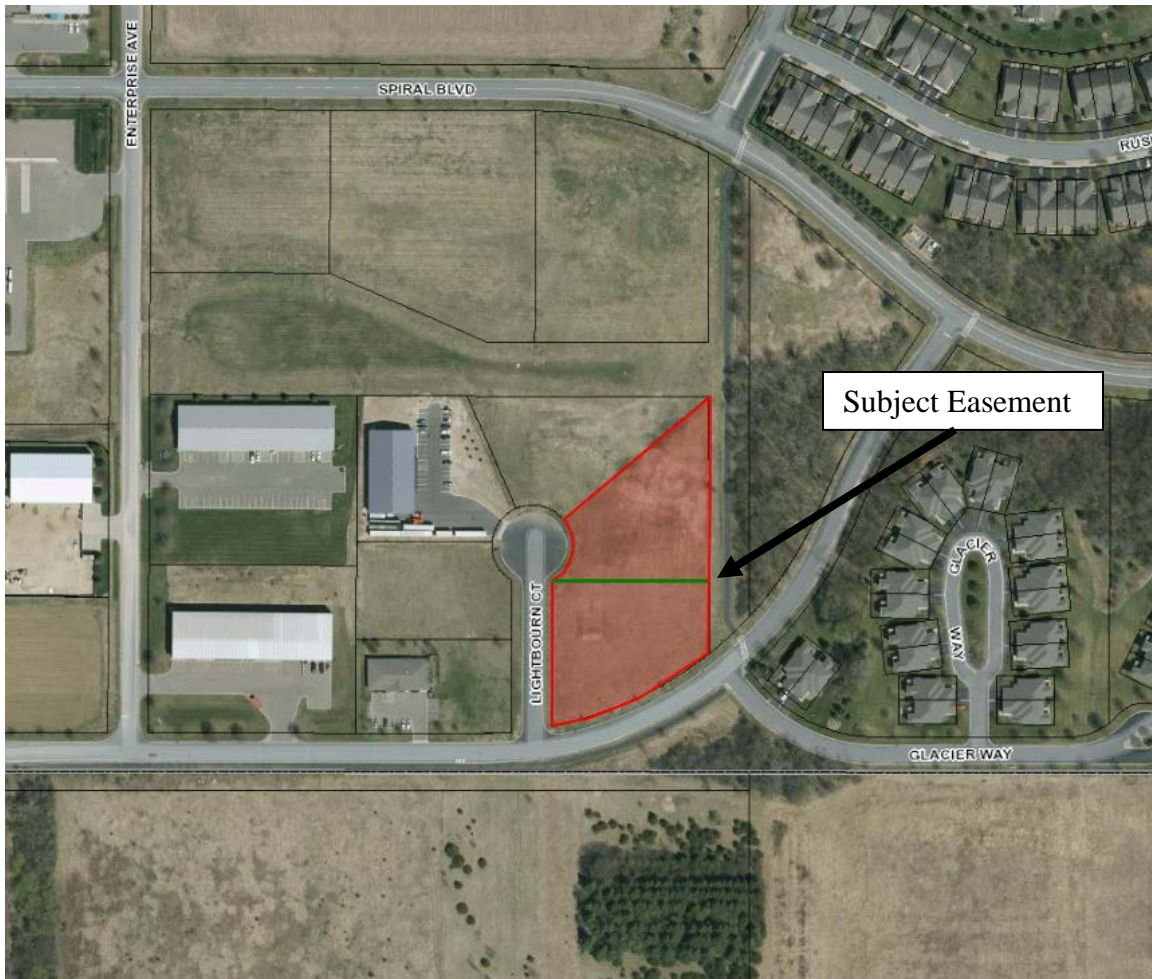
### **Council Committee Discussion:**

N\A

### **Attachments:**

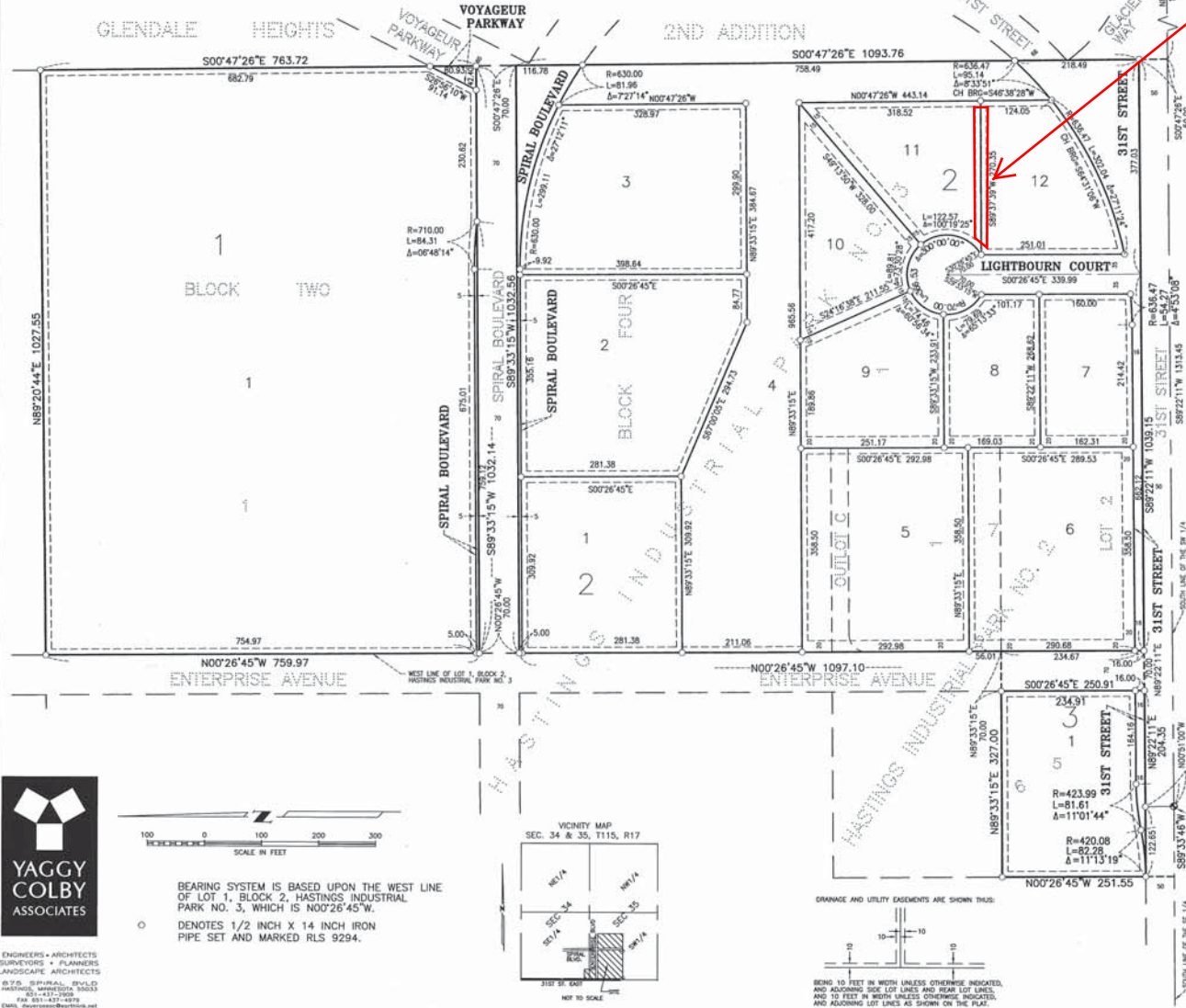
- Location Map
- Plat Map

LOCATION MAP



Subject Easement

# HASTINGS INDUSTRIAL PARK No. 7

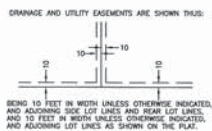


**YAGGY COLBY ASSOCIATES**  
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BEARING SYSTEM IS BASED UPON THE WEST LINE OF LOT 1, BLOCK 2, HASTINGS INDUSTRIAL PARK NO. 3, WHICH IS N00°26'45"W.

○ DENOTES 1/2 INCH X 14 INCH IRON PIPE SET AND MARKED RLS 9294.



KNOW ALL PERSONS BY THESE PRESENTS: That the City of Hastings, a Minnesota Municipal Corporation, owner and proprietor of the following described property situated in the County of Dakota, State of Minnesota, to wit: Block 6 and Lots 1 & 2, Block 7 and Outlot C, HASTINGS INDUSTRIAL PARK NO. 2, according to the recorded plat thereof.

Lot 1, Block 2 and Lot 1, Block 4, HASTINGS INDUSTRIAL PARK NO. 3, according to the recorded plat thereof.

Has caused the same to be surveyed and plotted as HASTINGS INDUSTRIAL PARK NO. 7 and does hereby donate and dedicate to the public for public use forever the thoroughfares and cul-de-sac, and also dedicates the easements as shown on this plat for drainage and utility purposes only.

In witness whereof said City of Hastings, a Minnesota Municipal Corporation, has caused these presents to be signed by its proper officers this 15th day of May, 2006.

CITY OF HASTINGS  
By John F. Deyer Mayor  
By Marian Wenzel Clerk

State of Minnesota  
County of Dakota

The foregoing instrument was acknowledged before me this 15th day of May, 2006 by Michael Werner, Mayor and Melanie M. Leal Clerk of the City of Hastings, a Minnesota Municipal Corporation, on behalf of the corporation.

Adeline Schroeder  
Notary Public, Dakota County, Minnesota  
My Commission Expires 1-31-10

I hereby certify that I have surveyed and plotted the property described on this plat as HASTINGS INDUSTRIAL PARK NO. 7, that this plat is a correct representation of the survey; that all distances are correctly shown on the plat in feet and hundredths of a foot; that all monuments have been correctly placed in the ground as shown; that the outside boundary lines are correctly designated on the plat; and that there are no wet lands or public highways to be designated other than as shown.

John F. Deyer  
John F. Deyer, Land Surveyor Minnesota License No. 9294

State of Minnesota  
County of Dakota

The foregoing Surveyor's Certificate was acknowledged before me this 15th day of May, 2006 by John F. Deyer, Land Surveyor, Minnesota License No. 9294.

April M. Bealget  
Notary Public, Dakota County, Minnesota  
My Commission Expires 1/31/10

CITY PLANNING COMMISSION

Approved by the Planning Commission of the City of Hastings, Minnesota, at a regular meeting thereof, on the 24th day of October, 2006.

David Smith Chair  
DW Secretary

CITY APPROVAL

We do hereby certify that on the 3rd day of October, 2006, the City Council of Hastings, Minnesota approved this plat.

Marian Wenzel Mayor  
Marian Wenzel Clerk

COUNTY SURVEYOR

Pursuant to Section 283D.05, Minnesota Statutes, this plat has been approved this 15th day of May, 2006.

Todd B. Tolleson  
Todd B. Tolleson, Dakota County Surveyor

COUNTY TREASURER-AUDITOR

I hereby certify that the taxes for the year 2006 for the land described on this plat as HASTINGS INDUSTRIAL PARK NO. 7 have been paid and no delinquent taxes are due and transfer entered on this 23rd day of May, 2006.

Cesar Hernandez  
Cesar Hernandez, Dakota County Deputy  
County Treasurer-Auditor, Dakota County, Minnesota

COUNTY RECORDER

Document Number 2435743

I hereby certify that this instrument was filed in the office of the County Recorder for record on this 26th day of May, 2006, at 2:02 o'clock P.M., and was duly recorded in Book 2007-114 of Plats on page 10.

Scott Beckman  
County Recorder, Dakota County, Minnesota  
C. T. Jansen Deputy

3 NUMBER

DRAWING NUMBER

DRAWING NUMBER

DRAWING