

**PRINCETON TOWNSHIP
MILLE LACS COUNTY, MINNESOTA**

Resolution No. 2020-28

**RESOLUTION ISSUING AN ORDER PROVIDING A HEARING DATE REGARDING
THE VACATION OF A PORTION OF 67th STREET**

WHEREAS, the board of supervisors (“Town Board”) of Princeton Township (“Town”) received a petition, attached hereto as Exhibit A (“Petition”), requesting the vacation of a portion of 67th Street (“Road”), as depicted in the attached Exhibit B, pursuant to the procedure set out in Minnesota Statute, section 164.07;

WHEREAS, the Petition seeks to vacate a portion of the Road as part of a request made by Tom Saari of TMK Properties LLC for preliminary and final plat approval, as referenced in the resolutions approving the preliminary and final plat of Woods Push Lot, which are attached hereto as Exhibit C (“Approval Resolutions”), and the approval condition that the easterly portion of 67th Street be vacated;

WHEREAS, the Petition appears sufficient under the statute to be processed as the Town Clerk has reviewed the signatures and has determined it contains the signatures of at least eight voters of the Town who own real estate within three miles of the Road, and it includes a description of the portion of the Road to be vacated as set forth in the Approval Resolutions;

WHEREAS, those owning property directly abutting the portion of the Road to be vacated are as follows (“Affected Owners”):

Owner Name(s) and Mailing Address	Property Address (if different)	PID Number
TMK Properties LLC 3410 168 th Lane NW Andover, MN 55304	7667 67 th Street Princeton, MN 55371	16-003-1000

WHEREAS, Minnesota Statutes, section 164.07, subdivision 2 requires the Town Board to make an order describing as nearly as practicable the portion of the Road to be vacated, describing the several tracts of land through which the Road passes, and fixing a time and place when and where the Town Board will meet and act upon the proposed vacation of the Road;

WHEREAS, the hearing will be conducted in accordance with the procedures set out in Minnesota Statutes, section 164.07, subdivisions 2 through 13; and

WHEREAS, the Road does not terminate at, abut upon, and is not adjacent to any public water, and therefore, notice to the Minnesota Department of Natural Resources is not required under Minnesota Statutes, section 164.07, subdivision 2.

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The Town Board shall conduct a public hearing on November 17, 2020 at 7:30 p.m. at the Princeton Town Hall located at 10039 55th Street, Princeton, MN 55371 for the purpose of hearing from the public, considering, and acting on the proposed vacation of the Road as depicted in Exhibit B. On the same day, at 5:00 p.m., the Town Board will conduct an on-site inspection of the Road. Interested parties are welcome to attend the on-site inspection and the public hearing.
2. The Town Clerk is hereby authorized and directed to do each of the following:
 - a. Provide the petitioners a signed copy of this Order;
 - b. Post notice of the hearing at the Town's usual posting place at least 10 days before the date of the hearing; and
 - c. Publish notice of the hearing once in the Town's official newspaper, the Union Times, so it appears at least 10 days before the date of the hearing.
3. The petitioners shall serve a copy of this Order on all the Affected Owners at least 10 days before the date of the hearing. The petitioners are responsible for submitting an affidavit of service, or waivers of service, to the Town by no later than the hearing, which will serve as proof the Affected Owners were served notice or waived personal service of notice. Failure to provide proper notice to the Affected Owners will delay the process until notice is provided and may require portions of the process to be repeated. The Town Board will not proceed with the hearing if it does not receive sufficient proof of the required notices having been provided.
4. The petitioners shall prepare a survey of the portion of the Road to be vacated, which must also include a legal description of the portion of Road to be vacated.
5. The Town Chairperson, Clerk, and Attorney are hereby authorized to take such actions as may be needed to prepare the Town to conduct the hearing and to act on the proposed vacation of the Road.

NOTICE OF RIGHT TO APPEAL

Affected Owners have a right of appeal under Minnesota Statutes, section 164.07, subdivision 7 to seek judicial review of damages, need, and purpose if the Town Board approves the proposed vacation of the Road as described above.

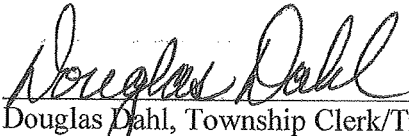
Adopted this 20th day of October 2020.

BY THE TOWN BOARD



Eugene Stoeckel Chairman, Board of
Supervisors

ATTEST:



Douglas Dahl, Township Clerk/Treasurer

Exhibit A
Petition

(attached hereto)

Exhibit B
Depiction of Vacated Portion of 67th Street

(attached hereto)

Exhibit C
Woods Push Lot Approval Resolutions

(attached hereto)