

**PRINCETON TOWNSHIP
MILLE LACS COUNTY, MINNESOTA**

Resolution No. 2020-29

ORDER VACATING A PORTION OF 67th STREET

WHEREAS, the board of supervisors (“Town Board”) of Princeton Township, Mille Lacs County, Minnesota, (“Town”) received a petition requesting the vacation of a portion of 67th Street (“Road”) pursuant to the procedure set out in Minnesota Statute, section 164.07;

WHEREAS, the portion of the Road to be vacated is legally described in the attached Exhibit A;

WHEREAS, the owners of property directly abutting the Road and who are affected by the proposed vacation 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, the portion of the Road proposed to be vacated does not abut public water and does not affect access to public water, and so notice to the Minnesota Department of Natural Resources is not required under Minnesota Statutes, section 164.07, subdivision 2;

WHEREAS, the Town Board conducted a public hearing on the petition, including an examination of the Road, on the 17th day of November, 2020, after having provided at least 10 days notice to the Affected Owners and to the public in accordance with Minnesota Statutes, section 164.07, subdivision 2;

WHEREAS, the Town Board heard from the interested parties, considered the matter, and hereby finds and determines as follows:

- a. The proposed vacation of a portion of the Road will vacate a small portion of the Road, and the proposed vacation is 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 B (“Approval Resolutions”), and the approval condition that the easterly portion of 67th Street be vacated;
- b. The proposed vacation, in conjunction with the Approval Resolutions and the plat of Woods Push Lot, is consistent with the public interest;
- c. A survey of the proposed vacation is not necessary as a legal description of the portion of 67th Street to be vacated has been provided by the petitioners;
- d. The ditches lateral to the vacated portion of the Road are not essential or necessary for surface drainage of adjacent properties and are not essential or necessary for the drainage of public highways in the area of the Road;
- e. It is not necessary to reserve a right of entry for utility companies as the Town Board is not aware of any utility companies that have relied on the area of the Road to be vacated to place their facilities;
- f. The Town Board has considered whether any damages need to be paid for the vacation of the right-of-way and find no damages will result from the vacation for one or more of the following reasons: (1) the Affected Owners will continue to have access onto, and the right to use, a public road, (2) the Affected Owners have waived their rights to damages; or (3) any damages are offset by the benefits received from the reversion of the land to the Affected Owners as provided in law or the transfer of other land.

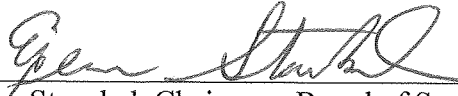
NOW, THEREFORE, IT IS ORDERED, by the Town Board of Princeton Township, Mille Lacs County, Minnesota, as follows:

1. The portion of the Road described in the attached Exhibit A is hereby vacated pursuant to the Town Board’s authority under Minnesota Statutes, section 164.07;
2. No damages shall be awarded for the vacation of the portion of the Road for the reasons stated above;
3. The Town Clerk is hereby authorized and directed to provide to the Affected Owners notice of the award of damages, together with a copy of this Order, within 7 days after the award of damages is filed in the Town Clerk’s office; and
4. The Town Clerk is hereby authorized and directed to present this Order to the Mille Lacs County Auditor to enter it in the transfer records and to note on the order that it has been “entered in the transfer record” as provided in Minnesota Statutes, section

164.07, subd. 11(a) and to then record this Order in the office of the Mille Lacs County Recorder.

Adopted this 17th day of November, 2020.

BY THE TOWN BOARD



Eugene Stoeckel, Chairman, Board of Supervisors

Attest:



Douglas Dahl, Township Clerk-Treasurer

This Document was Drafted By:
Kennedy and Graven, Chartered (JMH)
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Exhibit A
Legal Description of Vacated Portion of 67th Street

That part of 67th Street lying within the East Half of the Northwest Quarter of Section 3, Township 36, Range 26, Mille Lacs County, Minnesota, lying easterly of the easterly side of an arc having a 66.00 foot radius from a radius point described as follows: Commencing at the Northwest corner of the Northeast Quarter of the Northwest Quarter of said Section 3; thence on an assumed bearing of South 1 degree 32 minutes 33 seconds East, along the west line of said Northeast Quarter of the Northwest Quarter, a distance of 1575.31 feet; thence South 88 degrees 47 minutes 40 seconds East, a distance of 264.45 feet to said radius point.

Exhibit B
Approval Resolutions

Resolution 2020-20: Resolution Approving Woods Push Lot Preliminary Plat

Resolution 2020-23: Resolution Approving Woods Lot Push Final Plat