

Resolution No. 03-603-2024

Before the City Council for the City of Karlstad
RESOLUTION TO VACATE THE EAST/WEST ALLEYWAY IN
Block 2 of Oak Hill Addition lying between
Lot 13 on the north and Lots 14, 15 and 16 on the south.

WHEREAS, there does exist on the City's official plat of the City of Karlstad an east/west alleyway in Block 2 of Oak Hill Addition lying between Lot 13 on the north and Lots 14, 15 and 16 on the south, a map of which is attached hereto; and

WHEREAS, there are only four parcels immediately adjacent to the alleyway, to wit: parcels 350070800, 350071600, 350078800, and 350071800. There are only two landowner owning the lands adjacent to said alleyway, and one (LaDoucers) has petitioned for the vacation of said alleyway, and the other (Glen Brazier, owner of tax parcel 350071800) makes no objection to the same, provided that the vacation is limited to the west one-hundred feet (W 100'); and,

WHEREAS, current city officials have no recollection of alleyway being present, and were under the assumption that said alleyway was vacated long ago, and said alleyway provides no access to any City infrastructure, and no City land is adjacent to said alleyway; and,

WHEREAS, the City has had no use for said alleyway, and has never opened said alleyway for traffic, and has never plowed said alleyway or performed any maintenance on said alleyway; and,

WHEREAS, Eugene L. LaDouce and Marlyss LaDouce have owned tax parcels 350070800, 350071600, and 350078800 since 1979, which parcels border on said alleyway; and,

WHEREAS, Eugene L LaDouce and Marlyss LaDouce were informed from their predecessor in title that LaDoucers were purchasing the land covered by the alleyway, and LaDoucers believed that they purchased the land covered by said alleyway, and a portion of their home encroaches on said alleyway; and,

WHEREAS, the alleyway at issue has no public purpose since tax parcels 350070800, 350071600, and 350078800 (LaDoucers') are one hundred percent accessible on the east via the alley in between Main Street South and First Street South, and are one hundred percent accessible on the west via First Street South; and tax parcel 350071800 (Brazier) is accessible by the same public ways plus has accessibility via Stassen Avenue West; and,

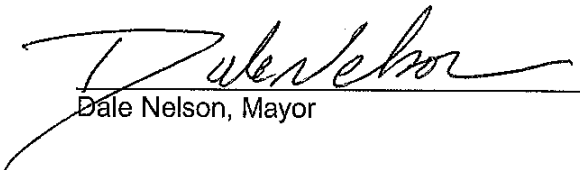
WHEREAS, the City of Karlstad intends to not spend any money or time on the establishment or maintenance of a usable alleyway at this location, since one has never been needed in the past and since there appears to be no need for one in the future; and,

WHEREAS, it is in the public interest to update the public records and officially vacate said alleyway;


THEREFORE, BE IT RESOLVED, that the existing legal east/west alleyway depicted on the official plat for the City of Karlstad as shown in Block 2 of Oak Hill Addition lying between Lot 13 on the north and Lots 14, 15 and 16 on the south be in all ways VACATED, and that the alley be divided equally north and south, and that the adjacent landowners be granted one-half of the lands immediately adjacent to their parcels.

*"This vacation is limited to the west one hundred feet (W 100')."

The following voted in favor thereof: Dale Nelson, Jenny Olson, Ashley Turner
And the following voted against the same: X

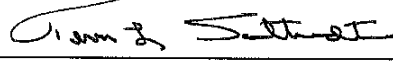

Dale Nelson, Mayor

I certify that RESOLUTION was adopted as part of the official proceedings of the Karlstad City Council which took place on March 25th, 2024.


Shelby Fossell, City Clerk

STATE OF MINNESOTA)
) SS
COUNTY OF KITTSON)

I swear or affirm that on the 27th day of MARCH, 2024 Shelby Fossell did appear personally before me and execute this Resolution.


Notary

