

CITY OF ORONOCO

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF ORONOCO, MINNESOTA APPROVING THE VACATION OF A PORTION
OF THE DRAINAGE AND UTILITY EASEMENT
AT 1376 RIVERWOOD COURT SOUTHWEST, ORONOCO, MINNESOTA,**

WHEREAS, the Applicant, Todd Whiting, owns property at 1376 Riverwood Court SW (“Property”) in Oronoco in the R-1 zoning district, legally described as Lot 2, Block 1, RIVER BEND ESTATES; and,

WHEREAS, the Applicant has requested vacation of a portion of the drainage utility easement in the rear yard of the property; and,

WHEREAS, the Planning & Zoning Commission reviewed the request and heard testimony at a public hearing at its meeting on September 12, 2024 following proper notice of surrounding property owners as required by State statute; and,

WHEREAS, the Oronoco City Council reviewed the request at its meeting on September 17, 2024.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Oronoco, Minnesota hereby vacates the north 20 feet of the 30-foot-wide drainage and utility easement on the property at 1376 Riverwood Court SW, as described and illustrated in the Stantec planning report of September 12, 2024, with the following conditions and findings of fact:

Conditions of Approval of Easement Vacation

1. The sport court is to be constructed at least 10 feet off the rear property and 5 feet off the side property lines so as not to encroach in the remaining drainage and utility easements surrounding the lot.
2. If any above ground permanent structures are proposed in conjunction with the sport court (like a basketball hoop or light poles, etc.) the structures are to be located outside the rear and side yard setback requirements included in Oronoco’s zoning code.
3. The easement vacation shall be recorded with Olmsted County on the Applicant’s property.

Findings of Fact for Approval

1. Todd Whiting (“Applicant”) owns the property at 1376 Riverwood Court SW in Oronoco Minnesota, legally described as Lot 2, Block 1, RIVER BEND ESTATES.
2. There is an existing 30-foot-wide drainage and utility easement in the rear yard of the above noted property.
3. The Applicant wishes to construct a 35-foot by 60-foot sport court in the rear of the property which would encroach on the above noted easement.

4. The Applicant has requested that the City vacate the northern 20 feet of the easement. legally described as follows:


The North 20.00 feet of the South 30.00 feet of Lot 2, Block 1, RIVER BEND ESTATES, according to the recorded plat, Olmsted County, Minnesota, EXCEPT the East 5.00 feet and West 5.00 feet, thereof.

5. The City Engineer has analyzed the property and the request and determined that the northern 20 feet of the easement can be vacated with no adverse impact on drainage or utilities in the area, and the requested vacation appears to be in the public interest.

Passed by the City Council of the City of Oronoco, Minnesota this 17th day of September, 2024.

ATTEST:

COUNCIL MEMBER	AYE	NAY	ABSTAIN	ABSENT
Ryland Eichhorst, Mayor	X			
Jim Phillips	X			
Paul Pendergrass	X			
Jim Richards	X			
Erv DeValeminck	X			



Ryland Eichhorst, Mayor

ATTEST:



Jason Baker, City Administrator