

To: HONORABLE MAYOR AND CITY COUNCIL.

FROM: Dave Maroney, Director of Economic Development and Planning.

SUBJECT: *Leroy McCusker Request.*

DATE: September 8, 2016.

BACKGROUND.

On September 6th the City Council approved Resolution No. 2216 vacating part of an existing alley located between First and Second Streets adjacent to Water Street and also approved the first reading Of Ordinance No. 346 authorizing the sale of land to Leroy McCusker. Before returning Ordinance No. 346 for a second reading and final approval, the City Council asked that Mr. McCusker and neighboring land owner Mr. Theis address the question of “access” to their respective properties. The property owners have come to an agreement and Attorney Burkhardt and Surveyor Samuelson are preparing the paperwork.

REQUESTED COUNCIL ACTION.

The City Council is asked to approve the second reading of Ordinance No. 346 authorizing the sale of property to Leroy McCusker.

**CITY OF CANNON FALLS
GOODHUE COUNTY, MINNESOTA**

**ORDINANCE NUMBER 346
SECOND SERIES**

AN ORDINANCE AUTHORIZING SALE OF CITY-OWNED REAL PROPERTY

THE CITY OF CANNON FALLS ORDAINS:

SECTION 1. The sale of real property owned by the City in and for the City of Cannon Falls is hereby authorized. The real property is located in Goodhue County in the City of Cannon Falls and is legally described as:

That part of Parcels 6, 9, 10, and 11, City of Cannon Falls Right of Way Map No. 2, according to the recorded map thereof, Goodhue County, Minnesota and part of the alley in Block 2, Original Plat of the City of Cannon Falls, described as follows:

Beginning at the southwest corner of Lot 3, Block 2, said Original Plat of the City of Cannon Falls, according to the recorded plat thereof, Goodhue County, Minnesota; thence North 89 degrees 21 minutes 53 seconds East (assumed bearing) along the north line of said alley and the north line of said Parcel 11 a distance of 135.77 feet to the most easterly corner of said Parcel 11; thence southwesterly along a southerly line of said Parcel 11 and its extension 121.94 feet along a nontangential curve concave to the southeast, radius of 325 feet, central angle of 21 degrees 29 minutes 51 seconds and a chord that bears South 62 degrees 56 minutes 35 seconds West to a corner of said Parcel 6; thence North 35 degrees 22 minutes 34 seconds West 46.17 feet to the most westerly corner of said Parcel 9; thence North 3 degrees 49 minutes 38 seconds West 16.02 feet to the point of beginning.

SECTION 2. Pursuant to Minn. Stat. § 462.356, subdivision 2, the Planning Commission has reviewed and the City Council of the City of Cannon Falls finds that the proposed conveyance of the real property has no relationship to the City's comprehensive municipal plan.

SECTION 3. The Mayor and City Administrator are authorized to execute the necessary documentation to convey and transfer title to the real property.

SECTION 4. This ordinance shall be effective immediately upon its passage and publication according to law.

PASSED AND ADOPTED this 20th day of September, 2016, by the City Council of the City of Cannon Falls.

Lyman M. Robinson, Mayor

ATTEST:

Ronald S. Johnson, City Administrator

**CITY OF CANNON FALLS
GOODHUE COUNTY, MINNESOTA**

SUMMARY ORDINANCE NUMBER 346

AN ORDINANCE AUTHORIZING THE SALE OF REAL PROPERTY

The ordinance authorizes the City to sale real property in the City of Cannon Falls, owned by the City, to a private party and finds that the conveyance has no relationship to the City's Comprehensive Plan.

A printed copy of the entire ordinance is available for inspection by any person during the City Administrator's regular office hours.

Approved for publication by the City Council of the City of Cannon Falls, Minnesota this 20th day of September, 2016.

CITY OF CANNON FALLS

BY: _____
Lyman M. Robinson, Mayor

ATTEST:

Ronald S. Johnson, City Administrator