



CITY COUNCIL AGENDA

PUBLIC MEETING ROOM

TUESDAY, JULY 15, 2025

6:00 PM

1. Call to Order/Roll Call

2. Items for Discussion

- A. Ordinance 2025-8 Vacate a Portion of Drainage and Utility Easement at 190 20th St NW
(Second Reading)

1. Approve Summary Publication of Ordinance 2025-8

3. Adjournment

(The Council may meet as a group for dinner)

NOTE:

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Please contact the City Administrator's Office if you need special accommodations related to a disability while attending the City Council meeting.

Para pedir este documento en otro idioma, envíe un correo electrónico y adjunte el documento a accessibility@faribault.org.

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Request for Council Action

TO: Mayor and City Council
THROUGH: Jessica Kinser, City Administrator
David Wanberg, CED Director
FROM: Harry Davis, City Planning Manager
MEETING DATE: July 15, 2025
SUBJECT: Ordinance 2025-8 Vacate a Portion of Drainage and Utility Easement at 190 20th St NW (Second Reading)

Background:

At the previous City Council meeting on July 8, 2025, City Council approved the first reading of Ordinance 2025-8. Staff did not make any substantial changes to the Ordinance.

Recommendation:

Approve the second reading of Ordinance 2025-8.

Attachments:

1. Ordinance 2025-8 Vacate a Portion of Drainage and Utility Easement at 190 20th St NW

CITY OF FARIBAULT

ORDINANCE #2025-8

VACATE A PORTION OF DRAINAGE AND UTILITY EASEMENT AT 190 20TH ST NW

WHEREAS, Steve Underdahl (the "Applicant") on behalf of Malecha Auto Body (the "Property Owner") requests vacating a portion of a drainage and utility easement at 190 20th St NW, depicted and legally described in Exhibit A; and

WHEREAS, City Staff reviewed the application and made a report to the Planning Commission; and

WHEREAS, the Planning Commission, on July 7, 2025, following proper notice, held a public hearing regarding the Applicant's request; and

WHEREAS, based on a review of the City Staff report and the results of the public hearing, the Planning Commission recommended approval of the Applicant's request per the following findings as required by Section 2-540 of the City's Unified Development Ordinance:

- 1. Criteria: No private rights will be injured or endangered as a result of the vacation.**

Finding: The easement is completely within the applicant's property and will not impact the private rights of other properties or property owners.

- 2. Criteria: The public will not suffer loss or inconvenience resulting from the granting of the requested vacation.**

Finding: The easement is completely within the applicant's property and the public will not suffer any loss or inconvenience with the requested vacation.

3. Criteria: No written objection has been received, prior to the public hearing, from an adjacent property owner who did not join in the application.

Finding: City staff received no objections to the easement vacation.

WHEREAS, the City Council conducted the first reading of this ordinance on July 8, 2025, and the second reading of this ordinance on July 15, 2025; and

WHEREAS, based on the City Staff's report, the results of the public hearing, and the written findings and recommendation of the Planning Commission, the City Council concurred with the findings of the Planning Commission as stated in the above recitals and made identical findings.

NOW, THEREFORE, THE CITY OF FARIBAUT ORDAINS:

Section 1. Findings. The recitals and exhibits in this ordinance are incorporated into this ordinance, and, where applicable, constitute the City Council's findings.

Section 2. Vacation of a Portion of Drainage and Utility Easement. Pursuant to City of Faribault Unified Development Ordinance, Chapter 2, Article 10 and Minn. Stat. § 412.851, the City of Faribault hereby vacates the public drainage and utility easements situated in the City of Faribault, County of Rice, State of Minnesota, legally described and depicted in Exhibit A.

Section 3. Authorization to take Additional Steps. City Staff, City Consultants, and the City Attorney are authorized and directed to take any additional steps and actions necessary or convenient to accomplish the intent of this ordinance.

Section 4. Effective Date. This ordinance shall be effective immediately upon its passage and publication according to the Faribault City Charter.

First Reading:	July 8, 2025
Second Reading:	July 15, 2025
Publication Date:	July 22, 2025

Faribault City Council

Thomas J. Spooner, Mayor

ATTEST:

Jessica L. Kinser, City Administrator

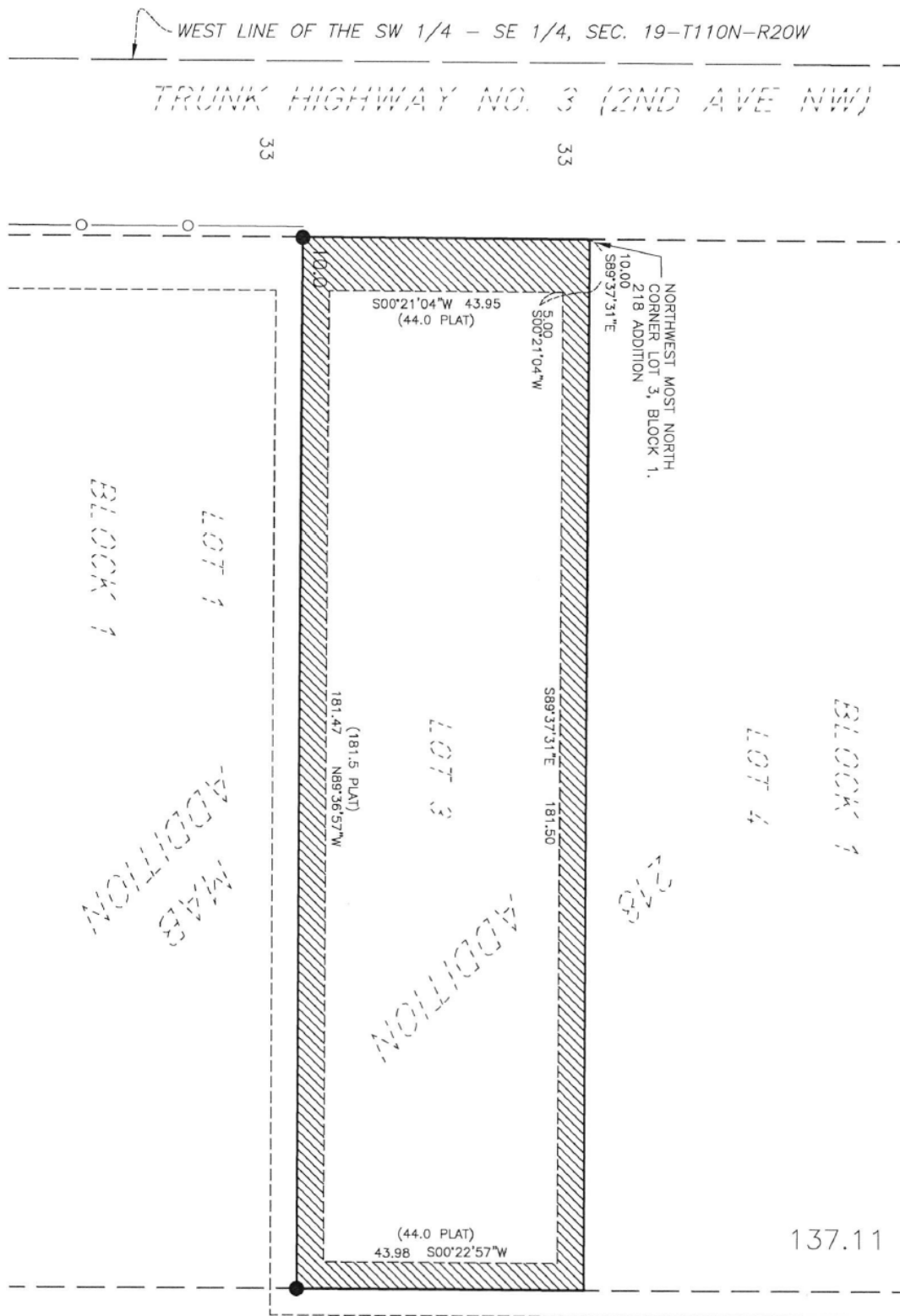
Exhibit A
Easement Vacation Legal Description

LEGAL DESCRIPTION:

The drainage and utility easements as shown and located within the boundary lines of Lot 3, Block 1, 218 ADDITION in the city of Faribault, Rice County, Minnesota, more particularly described as follows:

Commencing at the Northwest corner of said Lot 3, Block 1; thence South 89°37'31" East a distance of 10.00 feet; thence South 00°21'04" West a distance of 5.00 to the Point of Beginning of the line to be described; thence South 89°37'31" East a distance of 181.50 feet; thence South 00°22'57" West a distance of 43.98 feet; thence North 89°36'57" West a distance of 181.47 feet; thence North 00°21'04" East a distance of 43.95 feet to the point of beginning and there terminating.

Exhibit A
Easement Vacation Area



Vacated area shown above as hatched



Request for Council Action

TO: Mayor and City Council
THROUGH: Jessica Kinser, City Administrator
David Wanberg, CED Director
FROM: Harry Davis, City Planning Manager
MEETING DATE: July 15, 2025
SUBJECT: Approve Summary Publication of Ordinance 2025-8

Background:

Ordinance 2025-8 will take effect on the date of its publication in the official newspaper of the City of Faribault. Instead of publishing the entire ordinance, the Faribault City Charter allows the City Council, with a five-sevenths vote, to approve a summary publication of the ordinance that informs the public of the ordinance's title, intent, and effect. The summary must also state the complete text of the ordinance is on file at the city administrator's office. Refer to the attached summary publication of Ordinance 2025-8.

Recommendation:

Approve the summary publication of Ordinance 2025-8

Attachments:

1. Ordinance 2025-8 Summary Publication

Summary Publication

CITY OF FARIBAULT ORDINANCE No. 2025-8

VACATE A PORTION OF DRAINAGE AND UTILITY EASEMENT AT 190 20TH ST NW

On July 15, 2025, the Faribault City Council adopted Ordinance 2025-8 approving the vacating of a drainage and utility easement at 190 20th St NW. A complete copy of the ordinance is available for public review during regular business hours at City Hall, 208 NW 1st Avenue, Faribault, Minnesota.

First Reading: July 8, 2025
Second Reading: July 15, 2025
Publication: July 22, 2025