

OFFICE OF THE RAMSEY COUNTY ATTORNEY

John J. Choi, County Attorney



121 Seventh Place East, Suite 4500 • St. Paul, Minnesota 55101-5001

Telephone (651) 266-3222 • Fax (651) 266-3032

Civil Division

Wednesday, September 19, 2012

Shari Moore
City Clerk
310 City Hall
15 Kellogg Blvd., West
Saint Paul, MN 55102

Real Estate Section
Office of Financial Services
1000 City Hall Annex
25 - 4th St. West
Saint Paul, MN 55102

RE: Battle Creek/Upper Afton Area RSVP – Ramsey County Regional Park Property

To Whom It May Concern:

Ramsey County objects to the proposed special assessments for the following parcels:

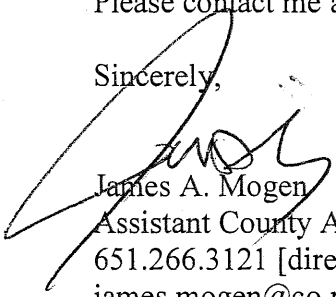
02-28-22-32-0038	White Bear Ave. So.	Battle Creek/Upper Afton Area RSVP
02-28-22-34-0001	Battle Creek Rd.	Battle Creek/Upper Afton Area RSVP

These projects purportedly benefit the Battle Creek Regional Park. However, the proposed improvements provide little to no benefit to the Regional Park.

Under Minn. Stat. § 473.334, in determining any special benefit “received by regional recreational open space system property...the governing body shall not consider any use of the property” other than as a regional park. The proposed special assessments do not consider treat the property as regional open space property, and fail to demonstrate any measurable special benefit.

Please contact me as soon as possible to discuss the County’s objection.

Sincerely,


James A. Mogen
Assistant County Attorney
651.266.3121 [direct]
james.mogen@co.ramsey.mn.us

cc: Scott Yonke, Parks and Recreation (Via Email)