



Legislation Text

File #: RES PH 15-192, **Version:** 1

Approving the petition of Peter Jandric to vacate that part of the alley in Block 21 of Lane's Highland Park.

BE IT RESOLVED, that in accordance with Chapter 130 of the Saint Paul Legislative Code that upon the petition of Peter Jandric ("Petitioner"), as documented in the Office of Financial Services Vacation File Number 11-2014, the public property described as:

That part of the alley in Block 21 of Lane's Highland Park. lying westerly of the northerly extension of a line 30 feet easterly of an parallel to the east line of lot 25, said block 21.

and depicted in Exhibit A attached hereto, is hereby vacated and discontinued as public property and, subject to the following conditions, the easements within said public property are hereby released in accordance with Section 130.05(3), subject to the following conditions:

1. An easement shall be retained on behalf of Northern States Power, d/b/a Xcel Energy, for existing facilities over, under and across the north 5 feet of the alley for a primary overhead line. A fence in the described area must not exceed 7 feet in height to meet clearance standards.
2. An easement shall be retained on behalf of Comcast for location of facilities in the proposed vacation area. If relocation of the facilities is required by the petitioner for or arising from the street vacation, the Petitioner, his successors or assigns, shall assume all costs of relocation of said facilities.
3. Petitioner shall grant to the City of Saint Paul a 'Vehicle Turnaround Easement' establishing a vehicle turnaround area within the Petitioner's property as provided in Exhibit B
4. This vacation shall be subject to the terms and conditions of Chapter 130, codified March 1, 1981, of the Saint Paul Legislative Code as amended.
5. The Petitioner, his successors and assigns shall pay \$600.00 to the City of Saint Paul as an administrative fee for this vacation which is due and payable within 60 days of the effective date of this resolution.
6. The Petitioner, his successors and assigns shall, within 60 days of the effective date of this resolution, file with the Office of Financial Services/Real Estate Section, an acceptance in writing of the conditions of this resolution and shall, within the period specified in the terms and conditions of this resolution, comply in all respects with these terms and conditions.
7. The Petitioner, his successors and assigns agree to indemnify, defend and save harmless the City of Saint Paul, its officers and employees from all suits, actions or claims of any character brought as a result of injuries or damages received or sustained by any person, persons or property on account of this vacation, or the Petitioner's use of this property, including but not limited to, a claim brought because of any act of omission, neglect, or misconduct of said Petitioner or because of any claims or liability arising from any violation of any law or regulation made in accordance with the law, whether by the Petitioner or any of his agents or employees.

