

FARIBAULT COUNTY
BOARD OF COMMISSIONERS
OFFICIAL PROCEEDING
COUNTY STATE HIGHWAY 13 REVOCATION HEARING
JULY 10, 2019

The Faribault County Board of Commissioners met at the Easton Community Center in the City of Easton to consider the revocation of a part of CSAH 13 to Lura Township. The following members were present: Bill Groskreutz, Tom Loveall, Tom Warmka, Commissioners. Auditor-Treasurer-Coordinator John Thompson, Deputy Auditor Darren Esser, Public Works Director Mark Daly, Lura Township officials Bruce Halverson and John Terhurne, and Ron and Sheila Osmundson landowners also attended.

* * * * *

Meeting was called to order by Chair Groskreutz.

* * * * *

Auditor-Treasurer-Coordinator Thompson explained the reason for the hearing.

Warmka/Loveall motion carried unanimously to accept the affidavit of mailing and publication for the hearing.

* * * * *

The meeting was opened for public comment.

Commissioner Loveall stated that the township has brought the issue of CSAH 13 road easement that should have been acted on many decades ago when the road was realigned. It is now time to get that job finished.

John Terhurne stated the township will receive no state aid to change the road. The township would like to have engineering help when the road is changed. Tom Loveall responded that the cost of any reconstruction is a separate decision. There was further discussion on the county involvement in reconstruction. No decision was made.

Questions on the power company's involvement were discussed.

The public hearing portion of the meeting was closed.

* * * * *

Loveall/Warmka motion carried unanimously to approve Resolution 19-CB-29 a revocation of county road designation for segments of County Road CSAH 13 and authorization to execute quit claim deed in favor of Lura Township. Commissioners Loveall, Warmka and Groskreutz voted yes.

RESOLUTION

WHEREAS, to allow the appropriate jurisdiction to provide the most effective maintenance and operation of roadways, the County transfers jurisdiction of roads to cities or townships by revoking county road status; and

WHEREAS, jurisdictional transfers are accomplished in accordance with Minn. Stat. 163.02; and

WHEREAS, in accordance with Minn. Stat. 163.11, a public hearing was held on July 10th, 2019, at the Easton Community Center for Lura Township; and

WHEREAS, the proposed revocations are consistent with the execution of three Easements for Highway Purposes in the fall of 1971 for the new alignment of CSAH 13, abandoning old right-of-way; and

WHEREAS, the proposed revocations are consistent with State Aid Highway Project, S.A.P. 22-613-11, approved by the County State Aid Screening Board in the year of 1972 for the new alignment of CSAH 13; and

WHEREAS, the County Engineer recommends revoking County Road Status and transferring County-owned right-of-way by means of a Quit Claim Deed.

NOW, THEREFORE, BE IT RESOLVED that the Faribault County Board of Commissioners hereby revokes county road status for County Road CSAH 13 as follows:

That portion of County Road CSAH 13, located in Section 6, Township 104 North, Range 26 West, Faribault County, Minnesota, which lies parallel and adjacent to and which is outside 50 feet of the following described highway centerline as follows:

Beginning at a point on the South line of Section 6, Township 104 North, Range 26 West, said point being 825 feet East of the Southwest corner of said Section 6, thence deflect left on a 7⁰ degree circular curve (Delta angle 60⁰ 01') for a distance of 760 feet, more or less.

Ending at a point on the West 1/16 line of the Southeast Quarter of the Southwest Quarter (SE ¼, SW ¼) of Section 6, said point being 540 feet North of the South line of Section 6, Township 104 North, Range 26 West.

BE IT FURTHER RESOLVED, that the Faribault County Board Chair and the Auditor/Treasurer/Coordinator to the County Board of Commissioners are hereby authorized to execute a Quit Claim Deed, in a form approved by the County Attorney's Office, releasing the County's interest in the right-of-way for the above described segment of road in Lura Township.

The hearing was adjourned.

Bill Groskreutz, Chair

John Thompson, Auditor/Treasurer/Coordinator