RESOLUTION NO. 2020-08
RESOLUTION ACCEPTING ENGINEER’S REPORT FOR FILING AND SETTING DATE FOR HEARING ON PETITION OF WELLINGTON MANAGEMENT, INC., AND ALLIANCE BANK FOR REALIGNMENT AND PARTIAL ABANDONMENT OF A PORTION OF ACD 53-62

Manager Bradley offered the following Resolution and moved its adoption, seconded by Manager Haller:

WHEREAS, the Board of Managers of the Rice Creek Watershed District (the District) is the Drainage Authority for Anoka County Ditch (ACD) 53-62 under Minnesota Statutes Chapter 103E; and

WHEREAS, Board received a petition and bond from Wellington Management, Inc., (Petitioner) and Alliance Bank (co-Petitioner) to realign and partially abandon a portion of ACD 53-62 Main Trunk for the purpose of a proposed mixed-use commercial/residential use of property riparian to the ditch; and

WHEREAS, by Resolution 2019-30 the Board accepted the petition and bond under statutes sections 103E.227 and 103E.806 and appointed Houston Engineering to prepare a report assessing the impact of the proposed action; and

WHEREAS, Houston Engineering has completed its work and presented its report for filing; and

WHEREAS, after filing of the engineer’s report, notice must be given and a public hearing held; and

THEREFORE, BE IT RESOLVED that the Board of Managers directs the following actions:

1. The Board accepts the engineer’s report for filing with the understanding that at the public hearing the engineer will augment its report by explaining whether the proposed access road will be adequate for the Districts future maintenance needs.

2. The Board sets a public hearing on the petition and engineer’s report for its regular meeting at Shoreview City Hall, on March 25, 2020 at 9:00 a.m., or thereafter on the agenda as determined by the Board.

3. The Board directs staff to provide notice of the hearing as required by statute and local policy.
The question was on the adoption of Resolution 2020-08 and there were 4 yea and 0 nays as follows:

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Upon vote, the President declared the Resolution passed.

Dated: February 26, 2020

Michael Bradley, Acting Secretary

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I, Michael Bradley, Acting Secretary of the Rice Creek Watershed District, do hereby certify that I have compared the above resolution with the original thereof as the same appears of record and on file with the District and find the same to be a true and correct transcript thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 26th day of February, 2020.

Michael Bradley, Acting Secretary