

ORDINANCE
CITY OF SAINT PAUL, MINNESOTA

Presented by _____

1 An administrative ordinance to amend Saint Paul Legislative Code Chapter 130, Procedure for Vacating
2 Streets and Other Public Grounds, to facilitate title changes and administrative reorganization.

3
4 **THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:**

5
6 Section 1

7
8 Section 130, Procedure for Vacating Streets and Other Public Grounds, of the Saint Paul Legislative Code
9 is hereby amended to read as follows:

10
11 **Sec. 130.03. Verified petitions and filing expense.**

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13 All petitions filed by owners as provided above shall be verified by the oath of one of the
14 petitioners that the petition was signed by each of the parties described in the petition and in the presence
15 of the affiant. Such petitions must be approved by the real estate ~~division of the department of public works~~
16 section of the office of financial services as to form before submission to the council. The real estate
17 ~~division of the department of public works~~ section of the office of financial services shall certify that the
18 petition is signed by the requisite number of petitioners and that such petitioners are the owners of the
19 property abutting upon the street or portion thereof sought to be vacated. For the purpose of verifying titles
20 and ownership, abstracts of title certified to the date of the petition or to any time thereafter shall be
21 submitted with the petition. At the time of filing such petitions the owners petitioning therefor shall pay to
22 the city clerk one hundred dollars (\$100.00) as the filing fee therefor and coverage of the city's publication,
23 filing and other procedural costs connected therewith.

24
25 **Sec. 130.04. Public hearing.**

26
27 (a) The real estate ~~division of the department of public works~~ section of the office of financial services
28 shall contact all affected city departments, agencies and other units of government for the purpose of
29 submitting to the council a report with recommendations concerning the present or future needs and uses of
30 the street under consideration. This report shall be returned to the city council within sixty (60) days
31 following the date of the request unless the council shall grant an extension of time thereof. Upon receipt
32 of the report and recommendations, the council shall fix a date for public hearing to consider the petition
33 and afford an opportunity to all affected property owners to be heard. The city clerk shall cause notice of
34 the hearing to be published once in the official newspaper of the city, and mailed notice thereof shall be
35 given by the real estate ~~division of the department of public works~~ section of the office of financial
36 services to all owners of land abutting on the street proposed to be vacated. Published notice and mailed
37 notice shall be made at least twenty (20) days in advance of the public hearing.

38
39 (b) The council, at the public hearing or adjournment thereof, shall consider the petition and may, by
40 resolution adopted by an affirmative vote of at least five (5) of its members, vacate and declare such street
41 or portion thereof vacated and discontinued. The council may condition any vacation upon terms and
42 conditions and such compensation being paid to the city as shall be set forth in its resolution. No vacation

43 of any street shall be allowed except upon compliance with all such terms and conditions as may be
44 established by the city council.

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46

47

48 That this ordinance shall take affect and be in force thirty (30) days after its passage, approval and
49 publication.

Section 2

	Yeas	Nays	Absent
Bostrom			
Carter			
Harris			
Helgen			
Lantry			
Stark			
Thune			

Requested by Department of:

By: _____

Approved by the Office of Financial Services

By: _____

Approved by City Attorney

By: Disa A. Veith 8/08/09

Approved by Mayor for Submission to Council

By: _____

Adopted by Council: Date _____

Adoption Certified by Council Secretary

By: _____

Approved by Mayor: Date _____

By: _____