

**CITY OF SCANDIA
RESOLUTION NO. 02-19-13-03**

**RESOLUTION APPROVING LIMITED USE PERMIT WITH STATE OF MINNESOTA
DEPARTMENT OF TRANSPORTATION FOR A PEDESTRIAN TRAIL IN THE
RIGHT-OF-WAY OF TRUNK HIGHWAY 95 AT TRUNK HIGHWAY 97**

WHEREAS, the City of Scandia is a political subdivision, organized and existing under the laws of the State of Minnesota; and

WHEREAS, the existing pedestrian trail in the right-of-way of Trunk Highway 95 at Trunk Highway 97 will be reconstructed by Tiller Corporation as required by the Conditional Use Permit (CUP) approved by the City on February 19, 2013 for the Zavoral Mine and Reclamation Project based on approval by the City; and

WHEREAS, the existing trail and future trail connections are identified in the City's Comprehensive Trail Plan; and

WHEREAS, the State of Minnesota, Department of Transportation requires a Limited Use Permit for the construction, maintenance and utilization of said pedestrian trail;

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF SCANDIA, WASHINGTON COUNTY, MINNESOTA, that it should and hereby does enter into a Limited Use Permit with the State of Minnesota, Department of Transportation for ten (10) years, beginning on the date of approval of the Limited Use Permit, for the following purposes:

1. To operate and maintain the pedestrian trail reconstructed by Tiller Corporation within the right-of-way of Trunk Highway 95 (TH 95) of the State of Minnesota. The trail is approximately .38 miles in length, beginning at the access road to the Zavoral Mine and Reclamation Project (east of TH 97) and extending to the south, as indicated on Exhibit A, attached. The City of Scandia shall require that trail construction be in accordance with the Limited Use Permit, and shall operate and maintain the trail in accordance with the Limited Use Permit granted by the Minnesota Department of Transportation.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Council and the Mayor are authorized to execute the Limited Use Permit and any amendments to the Permit.

Adopted by the Scandia City Council this 19th day of February, 2013, by a vote of ___ Ayes and ___ Nays.

Randall Simonson, Mayor

ATTEST:

Kristina Handt, Administrator/Clerk