

PUBLIC WORKS AND UTILITIES COMMITTEE

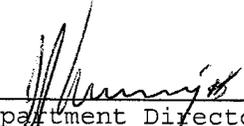
14-0144R

RESOLUTION GRANTING LICENCE TO DULUTH SEAWAY PORT
AUTHORITY FOR ROAD AND RAIL CROSSINGS ADJACENT TO
HELBERG DRIVE.

CITY PROPOSAL:

RESOLVED, that the city does hereby grant to the Duluth Seaway Port Authority a license for one rail crossing and three road entrances and crossings on that property identified as Tract No. 28.5 and Tract No. 32 on Public Document No. _____, on file in the office of the city clerk, said crossings and entry shown on said public document.

Approved:



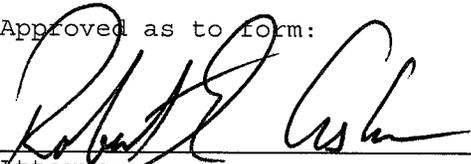
Department Director

Approved for presentation to council:



Chief Administrative Officer

Approved as to form:



Attorney

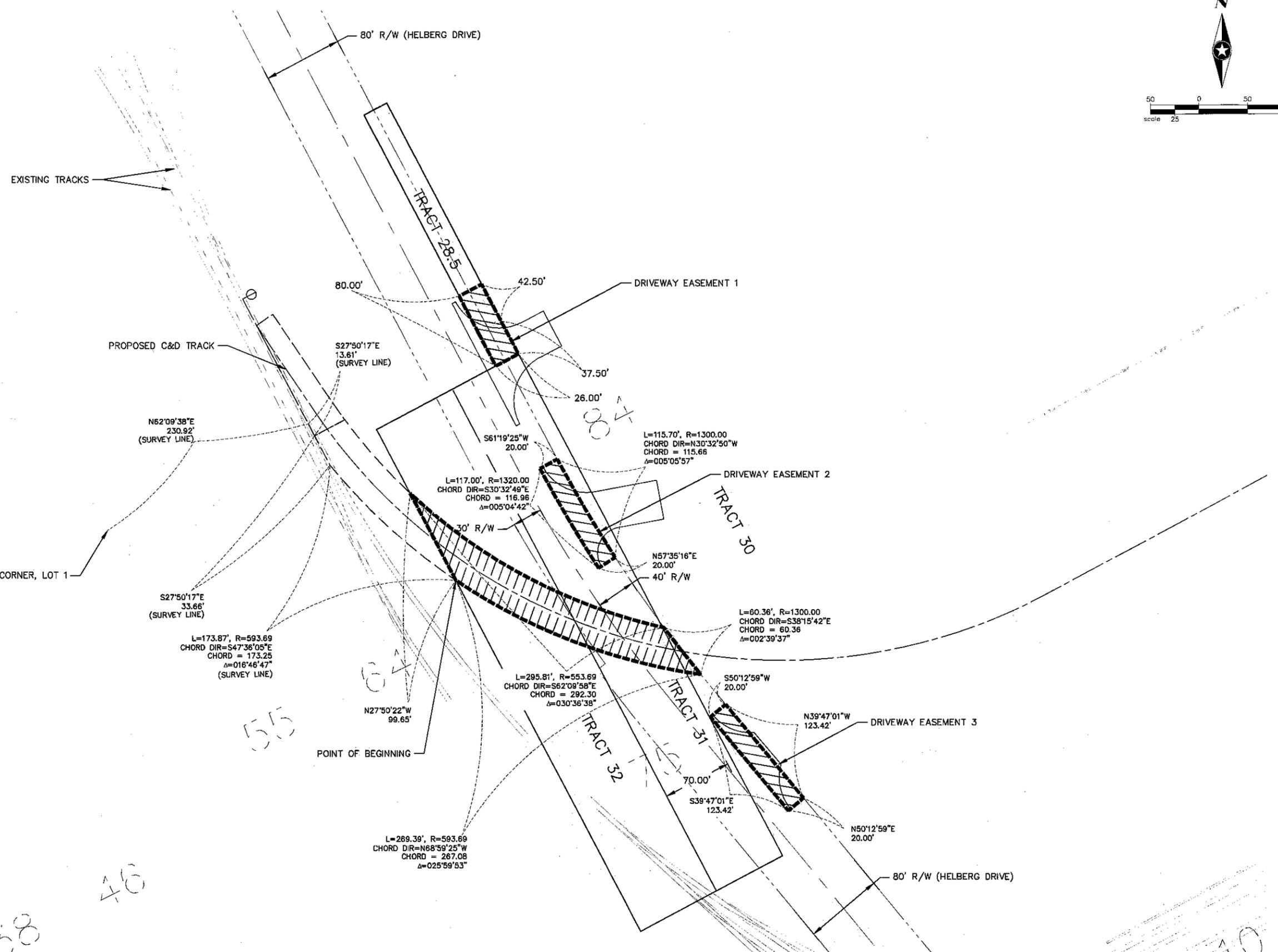
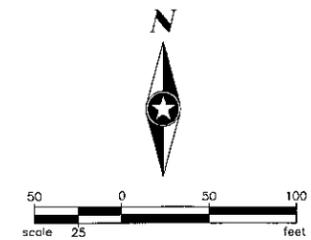
Approved:



Auditor

PWU/ATTY REA:de 03/14/2014

STATEMENT OF PURPOSE: The purpose of this resolution is grant a license to the Duluth Seaway Port Authority to construct and operate a rail crossing and road entry and crossings on property adjacent to Helberg Drive in conjunction with the Port's new cargo facility handling project.



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DRAWN BY:	-			
DESIGNER:	-			
CHECKED BY:	-			
DESIGN TEAM	NO.	BY	DATE	REVISIONS

SEH
 PHONE: 218.279.3000
 418 W SUPERIOR ST STE 200
 DULUTH, MN 55802-1512
 www.sehinc.com

**DULUTH,
MINNESOTA**

**DRIVEWAY AND RAIL EASEMENT
CITY OF DULUTH TO DSPA**

FILE NO.
126819

1
2

RAILROAD EASEMENT

Railroad Easement

A railroad easement for ingress, egress and utility purposes, over, under and across that part of Block 75 and Block 84, and the vacated alley between said Block 75 and Block 84, and that part of vacated Arthur Street lying southwesterly and adjacent to said Block 75, all in RICE'S POINT, according to the recorded plat thereof, St. Louis County, Minnesota, said easement is described as follows:

COMMENCING at the southwest corner of Lot 1, THIRD SUBDIVISION OF RICE'S POINT, according to the recorded plat thereof, St. Louis County, Minnesota; thence North 62 degrees 09 minutes 38 seconds East, assigned bearing, along the southerly line of said Lot 1 and Lot 2, said plat of THIRD SUBDIVISION OF RICE'S POINT, a distance of 230.92 feet; thence South 27 degrees 50 minutes 17 seconds East 47.27 feet; thence southeasterly 173.87 feet, along a tangential curve, concave to the northeast, having a radius of 593.69 feet and a central angle of 16 degrees 46 minutes 47 seconds to the centerline of said vacated Arthur Street and the point of beginning of the easement to be herein described; thence continue southeasterly 269.39 feet, along said curve, concave to the northeast, having a radius of 593.69 feet and a central angle of 25 degrees 59 minutes 53 seconds to the easterly line of Helberg Drive; thence northwesterly 60.36 feet, along said easterly line, being a non-tangential curve, concave to the northeast, having a radius of 1300.00 feet, a central angle of 02 degrees 39 minutes 37 seconds, a chord bearing of North 38 degrees 15 minutes 42 seconds West and a chord distance of 60.36 feet; thence northwesterly 295.81 feet, along a non-tangential curve, concave to the northeast, having a radius of 553.69 feet, a central angle of 30 degrees 36 minutes 38 seconds, a chord bearing of North 62 degrees 09 minutes 58 seconds West and a chord distance of 292.30 feet to said centerline of vacated Arthur Street; thence South 27 degrees 50 minutes 22 seconds East, not tangent to said curve and along said centerline, 99.65 feet to the point of beginning.

DRIVEWAY EASEMENTS

Driveway Easement 1

A driveway easement for ingress, egress and utility purposes, over, under and across and across that part of vacated Elm Avenue, RICE'S POINT, according to the recorded plat thereof, and that part of Lot 2, THIRD SUBDIVISION OF RICE'S POINT, according to the recorded plat thereof, all in St. Louis County, Minnesota, said driveway easement is described as follows:

The Southerly 42.50 feet of that part of said Lot 2, which lies within the northeasterly 20.00 feet of the south half of Block 76 in the underlying plat of said RICE'S POINT.

TOGETHER WITH that part of said vacated Elm Avenue lying southerly and adjacent to that part of the South 42.50 feet described above. Said part of vacated Elm Avenue lies north of the centerline of said Avenue and being 26.00 feet wide.

(Note: The above easement description includes the westerly 6.00 feet of the dedicated 12.00 foot wide dedicated alley which lies easterly and adjacent to said Block 76. Although this is not reflected in the Property Description it is an unwritten conveyance at the time of the vacation.)

DRIVEWAY EASEMENTS

Driveway Easement 2

A 20.00 foot wide driveway easement for ingress, egress and utility purposes, over, under and across and across that part of Block 75, RICE'S POINT, according to the recorded plat thereof, St. Louis County, Minnesota, said 20.00 foot wide driveway easement is described as follows:

COMMENCING at the southwest corner of Lot 2, First Subdivision of RICE'S POINT, according to the recorded plat thereof, said County and State; thence North 27 degrees 50 minutes 22 seconds West, assigned bearing, along the westerly line of said Lot 2 and its northerly extension 745.00 feet; thence North 62 degrees 09 minutes 38 seconds East 288.70 feet; thence southeasterly 198.71 feet along a tangential curve, concave to the southwest, having a radius of 120.00 feet and a central angle of 94 degrees 52 minutes 30 seconds; thence South 22 degrees 57 minutes 53 seconds East 138.68 feet; thence southeasterly 533.95 feet, along a tangential curve, concave to the northeast, having a radius of 845.00 feet and a central angle of 36 degrees 12 minutes 18 seconds; thence South 59 degrees 10 minutes 11 seconds East 288.54 feet; thence southeasterly 218.73 feet along a tangential curve, concave to the southwest, having a radius of 400.00 feet and a central angle of 31 degrees 19 minutes 49 seconds; thence South 27 degrees 50 minutes 22 seconds East 807.82 feet; thence southeasterly 3.88 feet along a tangential curve, concave to the northeast, having a radius of 1340.00 feet and a central angle of 00 degrees 09 minutes 57 seconds; thence North 61 degrees 19 minutes 25 seconds East 20.01 feet to the point of beginning of the driveway easement to be herein described; thence continue North 61 degrees 19 minutes 25 seconds East 20.00 feet; thence southeasterly 115.70 feet, along a non-tangential curve, concave to the northeast, having a radius of 1300.00 feet, a central angle of 05 degrees 05 minutes 57 seconds, a chord bearing of South 30 degrees 32 minutes 50 seconds East and a chord distance of 115.66 feet; thence South 57 degrees 35 minutes 16 seconds West 20.00 feet; thence northwesterly 117.00 feet along a non-tangential curve, concave to the northeast, having a radius of 1320.00 feet, a central angle of 05 degrees 04 minutes 42 seconds, a chord bearing of North 30 degrees 32 minutes 49 seconds West and a chord distance of 116.96 feet to the point of beginning.

Driveway Easement 3

A 20.00 foot wide driveway easement for ingress, egress and utility purposes, over, under and across and across that part of Block 84 and the vacated alley lying southwesterly and adjacent to said Block 84, all in RICE'S POINT, according to the recorded plat thereof, St. Louis County, Minnesota, said 20.00 foot wide driveway easement is described as follows:

COMMENCING at the southwest corner of Lot 2, First Subdivision of RICE'S POINT, according to the recorded plat thereof, said County and State; thence North 27 degrees 50 minutes 22 seconds West, assigned bearing, along the westerly line of said Lot 2 and its northerly extension 745.00 feet; thence North 62 degrees 09 minutes 38 seconds East 288.70 feet; thence southeasterly 198.71 feet along a tangential curve, concave to the southwest, having a radius of 120.00 feet and a central angle of 94 degrees 52 minutes 30 seconds; thence South 22 degrees 57 minutes 53 seconds East 138.68 feet; thence southeasterly 533.95 feet, along a tangential curve, concave to the northeast, having a radius of 845.00 feet and a central angle of 36 degrees 12 minutes 18 seconds; thence South 59 degrees 10 minutes 11 seconds East 288.54 feet; thence southeasterly 218.73 feet along a tangential curve, concave to the southwest, having a radius of 400.00 feet and a central angle of 31 degrees 19 minutes 49 seconds; thence South 27 degrees 50 minutes 22 seconds East 807.82 feet; thence southeasterly 279.34 feet along a tangential curve, concave to the northeast, having a radius of 1340.00 feet and a central angle of 11 degrees 56 minutes 38 seconds; thence South 39 degrees 47 minutes 01 seconds East 35.08 feet; thence North 50 degrees 12 minutes 59 seconds East 20.00 feet to the point of beginning of the driveway easement to be herein described; thence continue North 50 degrees 12 minutes 59 seconds East 20.00 feet; thence South 39 degrees 47 minutes 01 seconds East 123.42 feet; thence South 50 degrees 12 minutes 59 seconds West 20.00 feet; thence North 39 degrees 47 minutes 01 seconds West 123.42 feet to the point of beginning.

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DRAWN BY: _____				
DESIGNER: _____				
CHECKED BY: _____				
DESIGN TEAM	NO.	BY	DATE	REVISIONS



**DULUTH,
MINNESOTA**

**DRIVEWAY AND RAIL EASEMENT
CITY OF DULUTH TO DSPA**

FILE NO.
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