

**HAVEN TOWNSHIP
SHERBURNE COUNTY, MINNESOTA
RESOLUTION NO. R-2022-03**

**ACCEPTANCE OF MAINTENANCE OF ROAD RIGHT OF WAY
FOR PART OF 31ST STREET SE**

After due consideration, the Haven Town Board adopts the following Findings and

Resolution:

FINDINGS

1. 31st Street SE in the Teders Industrial Park Plat, Sherburne County, Minnesota is a dedicated Town Road Right of Way.
2. The Town of Haven (“Township”) entered into a development agreement with Polacek Family Limited Partnership LLLP (“Developer”) recorded on October 15, 2021 as Document No. 930060 (“Agreement”), for construction of a roadbed and ditches on the 31st Street SE Right of Way to provide access to Developer’s Property located on Lot 1, Block 1 in Teders Industrial Park.
3. The Agreement outlined various obligations of the Developer and Township, including, but not limited to, maintenance obligations for each of the parties, improvement obligations, cost and insurance obligations, and conditions of acceptance of the 31st Street SE Right of Way.

4. Per the Agreement, Developer had until December 31, 2022, to construct a 10-ton roadbed and ditches on the 31st Street SE Right of Way.

5. Developer has completed the construction of the roadbed and ditches of the 31st Street SE Right of Way in conformity with the Agreement.

6. As outlined in the Agreement, a final inspection, completed by the Township's Engineer, was performed on August 12, 2022. On the date of the inspection the Engineer found no further work needs to be done.

RESOLUTION

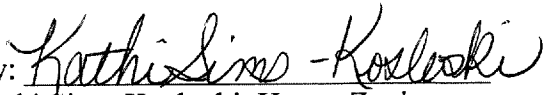
A. The Haven Town Board hereby accepts the maintenance of the 31st Street SE Right of Way from Developer. Any obligation Developer had to maintain the road right-of-way for 31st Street SE is now transferred to the Township.

B. Developer shall guarantee the construction of all improvements made to the 31st Street SE Right of Way for a period of two (2) years following this Resolution.

C. Upon request of Developer, the part of the cash deposit proportional to the amount of work completed on the 31st Street SE Right of Way and accepted by the Township may be release to Developer.

This Resolution was adopted by the Haven Town Board on the 8th day of August, 2022.

HAVEN TOWN BOARD

By: 
Kathi Sims-Kosloski, Haven Zoning
Administrator and Town Board Chair

ATTEST:

Tammy Schefers
Tammy Schefers, Deputy Clerk, Acting Clerk

STATE OF MINNESOTA)
 Stearns) SS
COUNTY OF ~~SHERBURNE~~)

Signed and sworn to before me this 14th day of November, 2022 by Kathi Sims-Kosloski, Haven Zoning Administrator and Town Board Chair.



Kristie A. Kroll
Notary Public

STATE OF MINNESOTA)
 Stearns) SS
COUNTY OF ~~SHERBURNE~~)

Signed and sworn to before me this 10th day of November, 2022 by Tammy Schefers, Deputy Clerk, Acting Clerk.



Kristie A. Kroll
Notary Public

THIS INSTRUMENT DRAFTED BY:

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