

**CAMBRIDGE TOWNSHIP**  
**3568 337<sup>TH</sup> AVE NE**  
**CAMBRIDGE, MINNESOTA 55008**

**HEARING MINUTES**  
**LANE VACATION IN EAST CAMBRIDGE LAKEVIEW ACRES**

DATE: 4/11/2022

BOARD MEMBERS PRESENT: JIM FRIDSTROM (CHAIRMAN)  
DALE B. ANDERSON (SUPERVISOR)  
JOHN ERLANDSON SR. (SUPERVISOR)  
CAROL WILLIAMS KAHRING (TRESURER)  
DARRELL VOSIKA (CLERK)

TOWNSHIP EMPLOYEE: ROB A. ANDERSON (ROAD MAINTENANCE SUPERVISOR)

LOCATION: CAMBRIDGE TOWNSHIP HALL  
(IN THE ISANTI COUNTY HISTORICAL SOCIETY BUILDING)  
33525 FLANDERS ST. NE  
CAMBRIDGE, MN 55008

1. CHAIRMAN JIM FRIDSTROM CALLED THE HEARING TO ORDER AT 6:30PM.
2. THE PLEDGE OF ALLEGIANCE TO THE FLAG WAS RECITED.
3. CHAIRMAN INTRODUCED THE HEARING ISSUE:  
HEARING PURSUANT TO MINNESOTA STATUTES SECTION 164.07 BY PETITION SUBMITTED BY AT LEAST EIGHT VOTERS OF CAMBRIDGE TOWNSHIP WHO OWN REAL ESTATE, OR OCCUPY REAL ESTATE UNDER THE HOMESTEAD OR PREEMPTION LAWS OR UNDER CONTRACT WITH THE STATE THAT IS LOCATED WITHIN THREE MILES OF THE TOWN ROAD PROPOSED TO BE VACATED. THAT PORTION OF TOWNSHIP ROAD DESCRIBED AS:  
**COMMENCING AT THE NORTHEAST CORNER OF LOT 11, EAST CAMBRIDGE LAKEVIEW ACRES; THENCE SOUTH ALONG THE EAST LINE OF SAID LOT 11 A DISTANCE OF 204.9 FEET, MORE OR LESS, TO THE SOUTHEAST CORNER OF SAID LOT 11; THENCE EAST ALONG THE NORTH LINE OF FANNY LAKE ROAD A DISTANCE OF 25 FEET, MORE OR LESS, TO THE SOUTHWEST CORNER OF LOT 12, EAST CAMBRIDGE LAKEVIEW ACRES; THENCE NORTH A DISTANCE OF 197.1 FEET, MORE OR LESS, TO THE NORTHWEST CORNER OF SAID LOT 12; THENCE WESTERLY ALONG THE SOUTH SHORELINE OF LAKE FANNY A DISTANCE OF 25 FEET, MORE OR LESS, TO THE POINT OF COMMENCEMENT AND THERE TO TERMINATE.**  
A COPY OF THE HEARING ISSUE WAS MADE AVAILABLE TO EACH PUBLIC ATTENDEE AS PART OF THE AGENDA – THE PUBLIC AGREED TO THE WAIVING OF THE READING OF THE HEARING ISSUE.
4. SERVICE OF ROAD ORDER HISTORY
  - A. PETITION FILED WITH THE CAMBRIDGE TOWNSHIP BOARD ON OCTOBER 11, 2021.
  - B. TOWNSHIP ORDER SETTING HEARING DATE: APRIL 11, 2022, AT 6:30PM.
  - C. TOWNSHIP EMAILS NOTICE OF ROAD VACATION HEARING DATE TO PETITIONERS:  
JOSEPH & LUANN WITTRICK  
SOPHIA FRANCIS & FRANCIS ABRAHAM
  - D. NOTICE OF ROAD VACATION HEARING & NOTICE OF RIGHT TO APPEAL POSTED  
AFFIDAVIT OF POSTING – 1/7/2022
  - E. PETITIONERS NOTIFY DNR OF VACATION & HEARING (1/20/2022).
  - F. NOTICE OF ROAD VACATION HEARING SENT BY TOWNSHIP TO RESIDENTS ALONG FANNY LAKE ROAD – AFFIDAVIT OF MAILING – MARCH 28, 2022.  
ONE LETTER OF 28 RETURNED

- G. TOWNSHIP RECEIVES RELEASE OF DAMAGES BY ORIGINAL PETITIONERS (MARCH 28, 2022).
  - H. TOWNSHIP ATTORNEY CONTACTS DNR REGARDING VACATION RESPONSE.
  - I. DNR SENDS RESPONSE LETTER TO TOWNSHIP REGARDING PROPOSED VACATION (APRIL 5, 2022).
  - J. DATE OF HEARING (APRIL 11, 2022)
5. FACTORS THAT NEED TO BE ADDRESSED:
- A. DRAINAGE
    - MINNESOTA LAW REQUIRES THE TOWNSHIP TO DETERMINE WHETHER THE LATERAL DITCHES OF THE ROAD ARE ESSENTIAL FOR SURFACE DRAINAGE OF ADJACENT LANDS OR PUBLIC HIGHWAYS IN THE AREA. (MN STAT. 164.04 subd. 3)
    - ROB A. ANDERSON, CAMBRIDGE TOWNSHIP ROAD MAINTENANCE SUPERVISOR, STATED THAT THE DRAINAGE IN THAT AREA WOULD NOT BE A PROBLEM IF THE ROAD (LANE) IN QUESTION WAS VACATED.
    - THERE WAS NO FURTHER COMMENTS FROM THE PUBLIC IN ATTENDANCE.
  - B. THE BOARD MUST EXAMINE THE ROAD IN QUESTION (MN STAT. 164.04 subd 3a). THE BOARD IS AWARE OF THE SITUATION AND A LABELLED MAP WAS AVAILABLE TO BOTH THE BOARD AND THE PUBLIC IN ATTENDANCE.
  - C. THE BOARD SHOULD CONSIDER THE FINDINGS AND RECOMMENDATIONS OF THE DNR.
    - THE BOARD DID RECEIVE A LETTER WITH RECOMMENDATIONS FROM THE DNR THAT WAS READ AT THE HEARING.
      - 1. IN THE ASSESSMENT OF THE DNR, THE VACATION AS PROPOSED IS NOT IN THE PUBLIC INTEREST, AND WOULD PROVIDE NO APPARENT PUBLIC BENEFITS.
      - 2. THE UNVACATED RIGHT OF WAY PROVIDES PRESENT AND THE POTENTIAL FOR FUTURE ACCESS TO PUBLIC WATERS, EVEN IF IT IS NOT SO CURRENTLY USED. WE DO NOT ADVOCATE ANY KIND OF DEVELOPMENT OR 'IMPROVEMENT' OF THE RIGHT OF WAY, BUT AS IT STANDS IN AN UNDEVELOPED PUBLIC STATE, IT COULD SERVE FOR WALK IN CANOE, KAYAK, SHORE FISHING ACCESS, AND UNDEVELOPED SHORELINE HABITAT.
      - 3. WE CANNOT ANTICIPATE WHAT NEEDS MAY EXIST FOR PUBLIC ACCESS ON THIS STRETCH OF LAKE FANNY SHORELINE IN 100 YEARS, BUT ONCE THIS VALUABLE LAND LEAVES PUBLIC OWNERSHIP, IT IS LIKELY GONE FOR GOOD.
  - D. THE BOARD MUST ASSESS THE DAMAGES TO BE AWARDED TO EACH LANDOWNER FROM ITS DECISION TO VACATE THE ROAD (MN STAT. 164 subd. 05) EACH OF THE LANDOWNERS HAS SIGNED A RELEASE OF DAMAGES FORM.
6. PUBLIC COMMENTS, QUESTIONS OR CONCERNS:
- A. A LETTER WAS READ FROM THE SPERL FAMILY IN FAVOR OF NOT VACATING THE LANE. (SEE COPY OF LETTER)
  - B. THE LETTER FROM THE DNR WAS PREVIOUSLY READ
  - C. THERE WERE FEW COMMENTS FROM THE PEOPLE PRESENT.
    - JERRY NORBERG GAVE A BRIEF HISTORY OF THE LANDING BY HIGHWAY 95 (2 LANDINGS AVAILABLE: 1 IN ISANTI TOWNSHIP AND THE OTHER IS THE LANDING BY HIGHWAY 95).
    - SCOTT HEDBERG – WANTED TO KNOW WHAT HAPPENS TO THE LAND IF THE LANE IS VACATED. RETURNS TO THE ORIGINAL LANDOWNERS
7. THE TOWNSHIP BOARD'S DECISION WILL BE GIVEN AT THE CAMBRIDGE TOWNSHIP MONTHLY MEEING SCHEDULED TO FOLLOW THIS HEARING AT 7PM
- OPTIONS: (i) APPROVE OR DISAPPROVE THE PROPOSED ROAD (LANE) VACATION.

(ii) TABLE THE DECISION UNTIL FUTURE DATE FOR ADDITIONAL  
INFORMATION INPUT.

8. AT 7PM THE CHAIRMAN CLOSED THE HEARING.

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JAMES FRIDSTROM  
CAMBRIDGE TOWNSHIP CHAIRMAN

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DARRELL VOSIKA  
CAMBRIDGE TOWNSHIP CLERK