

cityclerk@stacymn.org

From: James Monge <JMonge@ck-law.com>
Sent: Wednesday, February 9, 2022 12:08 PM
To: 'cityclerk@stacymn.org'
Subject: RE: City Park Land

Hi Sharon,

Whether the City can sell park land depends on the City's ownership interest in the park land it wants to sell.

If the City owns the park land because it purchased the land outright (a fee simple interest), then the City could sell the park land.

If the park land was dedicated to the City through the subdivision regulations for park purposes, then it is held by the City in trust for the public. The City cannot sell the park land. If it tried to sell the park land it would revert back to the underlying owner. Just like when a dedicated street is vacated.

If the park land came to the City through tax forfeiture, then there may be a deed restriction that limits the land to a particular use. If the land is not used for that use or the City attempts to sell the land it reverts to the State.

If the park land came to the City as a gift, then there may be conditions on the grant of land that would prohibit the City from selling the land.

James J. Mongé III

Attorney

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CAMPBELL KNUTSON
PROFESSIONAL ♦ ASSOCIATION

From: cityclerk@stacymn.org <cityclerk@stacymn.org>
Sent: Wednesday, February 9, 2022 11:22 AM
To: James Monge <JMonge@ck-law.com>
Subject: City Park Land

Hi,

Can the city sell city park land? Undeveloped parks; the funds would be used for park improvements in other city parks.

Thanks

Sharon MT Payne, City Clerk

30955 Forest Blvd

Stacy, MN 55079

651-462-4486, 651-605-1851 Cell

Hours: Monday, Wednesday, Thursday 9-5, Tuesday 11-7, Closed on Friday

