

Madam Chair Peggy Clayton  
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Supervisor Ryan Davies 929-0610  
Supervisor Dan Gilbert 259-4967  
Supervisor Jim Kelley 327-0317  
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Harris Township  
SINCE 1909



NEIGHBORS, SHORES & MORE

**Mission Statement:**

The Harris Town Board strives to enhance the quality of life, protect the environment, and maintain economic stability for the residents of their community.

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**Public Hearing  
Miller Persons Properties LLP Vacate  
July 14, 2021  
5:00 pm Harris Town Hall**

**Present:** Chair Peggy Clayton, Supervisors, Schack, Davies, Gilbert, and Kelley; Clerk Riendeau

**Others Present:** Township Attorney Andy Shaw

The Public Hearing was called to order at 5:00 pm by Madam Chair Clayton. The pledge to the flag was conducted.

Madam Chair Clayton turned over the Public Hearing to Township Attorney, Andy Shaw.

Attorney Shaw explained the M.S. 164.07 used for this petition, is a Road Establishment alteration or vacation statute for Township granting the authority to do several things.

The petitioners request for vacation is for the following to Rezone from Recreational Commercial to Rural Residential. Lots 26-37, East Wendigo Park, Section 23, Harris Township 54-25, PINs 19-460-0260, 19-460-0330. By stating that the Plat of East Wendigo Park is located on the northeast side of Pokegama Lake in the area within said plat and was not incorporated wholly but represents unincorporated platted portions of the County of Itasca located in Harris Township. The portion of Hudson Avenue which was proposed to be vacated was never opened, constructed, or accepted by any road authority, has never been maintained for public use, and is useless for the purpose for which it was laid out.

Said petition was signed by not less than 8 landowners within 3 miles of the road proposed to be vacated; said order was served by mail notice on each affected owner of land at least 10 days before the hearing and that the 10 days posted notice was given. The Town Board had viewed the Miller Persons Properties LLP proposed for vacation pursuant to MS 164.07, subd. 3.

A motion was made by Supervisor Davies and seconded by Supervisor Schack to recess at 5:05 pm to drive to the road vacate site. Motion carried.

A motion was made by Supervisor Schack and Supervisor Gilbert to reconvene at 5:15 pm at vacate site. Motion carried.

Site was looked at by the group.

A motion was made by Supervisor Kelley and seconded by Supervisor Schack to recess at 5:20 pm to drive back to the Town Hall. Motion carried.

A motion was made by Supervisor Davies and seconded by Supervisor Schack to reconvene at 5:35 pm at the Town Hall. Motion carried.

Chair Clayton asked for those favoring vacation of road to be heard. (There were none present) Chair Clayton asked for those opposed of vacation of road be heard. (no one was present) Supervisor Shack did receive a phone call from a person that did oppose.

A motion was made by Supervisor Kelley and seconded by Supervisor Schack to close the public hearing at 5:39 pm. Motion carried.

The board listened to the pros and cons for road vacate between board members, and Nancy Miller (petitioner). Further discussion followed.

A motion was made by Supervisor Kelley and seconded by Supervisor Schack to grant petition to vacate road. Motion failed on a 3 to 2 vote.

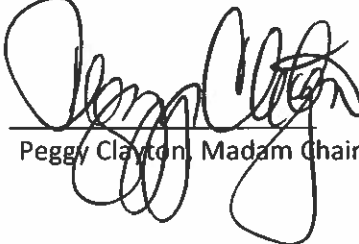
Madam Chair Clayton conducted a roll call vote: Ayes- Supervisor Kelley and Supervisor Schack, Nays- Supervisor Gilbert, Supervisor Davies, and Chair Clayton.

A motion was made by Supervisor Davies and seconded by Supervisor Gilbert to deny road vacate. Motion passed 3 to 1 with 1 abstained.

Madam Chair Clayton conducted a roll call vote: Ayes- Supervisor Gilbert, Supervisor Davies and Chair Clayton, Nays- Supervisor Kelley, Abstained- Supervisor Schack. Miller Road vacate was denied. Gate which has been closed will now be re-opened.

There being no further business to come before the board, a motion was made by Supervisor Davies and seconded by Supervisor Gilbert to adjourn the Public Meeting at 6:27 pm.

Submitted by   
Beth Riendeau, Clerk

Dated:   
Peggy Clayton, Madam Chair