

The Town of Cedarburg, Wisconsin

IN THE NAME AND BY THE AUTHORITY OF THE TOWN OF CEDARBURG, WISCONSIN

Resolution #2011-13

“Resolution, Notice, and Lis Pendens Notice to Discontinue a Portion of Covered Bridge Road.”

STATE OF WISCONSIN

Town of Cedarburg

Ozaukee County

WHEREAS, The Town Board has determined that a portion of the public right-of-way for Covered Bridge Road does not parallel the existing alignment of the traveled way of Covered Bridge Road and,

WHEREAS, The Town Board has determined that the additional public right-of-way created by the non parallel alignment does not serve a public need and,

WHEREAS, The Town Board has determined that discontinuing that portion of public right-of-way of Covered Bridge Road that is not parallel with the existing traveled way is in the public interest,

NOW THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cedarburg, Ozaukee County, Wisconsin, orders as follows:

A public hearing to discuss a proposed action to discontinue a portion of the public way of Covered Bridge Road in the Town of Cedarburg shall be held as provided in accordance with the following Notice of Hearing.

The Town Clerk shall publish the following Notice of Hearing as a class 3 notice under chapter 985, Wis. stats., and the Town Clerk shall cause the Notice of Hearing to be served on the owners of all of the frontage of lots and lands abutting upon the public way sought to be discontinued in the manner provided for the service of summons in circuit court at least 30 days before the hearing, except that when service cannot be made within the Town, a copy of the notice shall be mailed to the owner's last-known address at least 30 days before the hearing:

NOTICE OF HEARING - DISCONTINUANCE OF A PORTION OF THE PUBLIC WAY IN THE TOWN OF CEDARBURG,

A public hearing will be held by the Town Board of the Town of Cedarburg at the Cedarburg Town Hall, 1293 Washington Avenue, Cedarburg, WI 53012 on October 5, 2011, at 7:00 p.m., to discuss a proposed action to commence discontinuance of a portion of Covered Bridge Road, initiated by introduction of resolution of the Town Board of the Town of Cedarburg under § 66.1003 (4), Wis. stats., specifically described as follows:

Commencing at the southeast corner of the southeast $\frac{1}{4}$ of said section 9; thence N01°59'05"W along the easterly line of the southeast $\frac{1}{4}$ of said section 9, 736.00 feet; thence S88°00'55"W 12.11 feet to the point of beginning; thence continuing S88°00'55"W 61.14 feet; thence N02°16'55"W

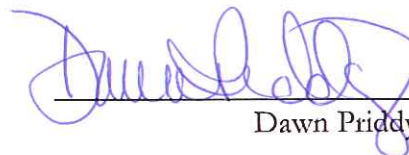
106.70 feet; thence N01°42'27"E 237.95 feet; thence N10°27'56"E 245.07 feet; thence N88°08'20"E 5.65 feet to the easterly line of the southeast ¼ of said section 9; thence S01°59'05"E along the easterly line of the southeast ¼ of said section 9, 13.87 feet to a point of a curve to the east having a radius of 1942.86 feet, chord of 225.38 feet and bearing S00°56'18"W; thence southwesterly along the arc of said curve 225.50 feet; thence S02°23'22"W 238.34 feet to the to a point of a curve to the east having a radius of 1876.86 feet; chord of 107.18 feet and bearing S00°45'12"E; thence southeasterly along the arc of said curve 107.19 feet to the point of beginning.

The Town Clerk shall file in the Office of the Register of Deeds for Ozaukee County, Wisconsin, a lis pendens related to the proposed discontinuance of public way. The Town Clerk shall properly post or publish this resolution as required under § 60.80, Wis. stats.

Passed and adopted this 5th day of October, 2011.



David M. Valentine, Town Chairman

Attest:


Dawn Priddy, Town Clerk