

The Town of Cedarburg, Wisconsin

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

Resolution #2011-14

“Resolution, Notice, and Lis Pendens Notice to Discontinue a Portion of Green Bay 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 Green Bay Road does not parallel the existing alignment of the traveled way of Green Bay 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 Green Bay 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 Green Bay 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 Green Bay 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:

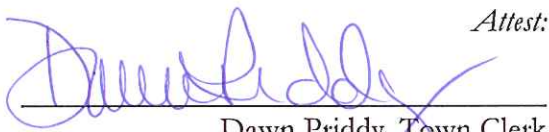
Commencing at the south quarter corner of said section 35; thence N87°13'13"E 626.59 feet along the south line of said SE ¼ to the point of beginning; thence N01°51'11"E 390.99 feet; thence northwesterly 587.37 feet along the arc of a 5145.00 foot radius curve to the left having a chord of

N01°25'03"W 587.05 feet; thence N04°41'17"W 291.71 feet; thence N13°47'49"W 88.02 feet; thence northwesterly 174.39 feet along the arc of a 693.00 foot radius curve to the left having a chord of N21°18'26"W 173.93 feet to reference point A; thence continue northwesterly 293.06 feet along the arc of a 693 foot radius curve to the left having a chord of N40°37'53"W 290.88 feet; thence N53°43'39"W 208.32 feet to the east line of Fillmore Street extended. Also beginning at above described reference point A; thence N57°32'37"E 190.64 feet; thence northeasterly 98.51 feet along the arc of a 232.00 foot radius curve to the left having a chord of N45°22'46"E 97.77 feet; thence N33°12'55"E 690.73 feet; thence N31°19'55"E 488.01 feet to the north line of said SE ¼.

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. Adopted this 5th day of October, 2011.

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


David M. Valentine, Town Chairman

Attest:

Dawn Priddy, Town Clerk