

RESOLUTION

Use black ink

DANE COUNTY REGISTER OF DEEDS

DOCUMENT # 4020902

03/09/2005 03:41:06PM

Trans. Fee: Exempt #:

Rec. Fee: 17.00 Pages: 4

000899

At the (City / Village / Town) of Madison official meeting held on February 22, 2005, the following

resolution was adopted concerning land in Dane County described as: See Attached. (Give the legal description of the affected property or, if attached, say "see attached")

Vacation/Discontinuance of part of the West Beltline Highway Frontage Road File #: 00199 Resolution #: RES-05-00136

Recording area

Name and return address:

City Clerk 210 Martin Luther King Jr. Blvd Room 103 Madison, WI 53703

A copy of the resolution is attached.

PARCEL IDENTIFICATION NUMBER\* (\*Not required for road right of ways)

Signature of City/Village/Town official March 8, 2005 Date

Name printed Ray Fisher

Title City Clerk of Madison

STATE OF WISCONSIN, County of DANE

Subscribed and sworn to before me on March 8, 2005 by the above named person(s).

This document was drafted by: (print or type name below) Tammy L. Peters

Signature of notary or other person authorized to administer an oath (as per s. 706.06, 706.07) Sharon Christensen

Print or type name: Sharon Christensen

Title Deputy City Clerk Date commission expires: 9-2-07

Names of persons signing in any capacity must be typed or printed below their signature DCROD 3/1/2002

Handwritten mark: 4/17

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City of Madison  
Madison, WI 53703  
www.cityofmadison.com

# City of Madison

## Agenda Review

File Number: 00199

File Number: 00199

File Type: Resolution

Status: Passed

Version: 1

Reference:

Controlling Body: BOARD OF PUBLIC WORKS

Drafted By: System Administrator  
daystar@daystarnet.com

Cost:

Introduced: 01/04/2005

File Name: Vacation/Discontinuance of part of the West Beltline Highway Frontage Road

Final Action: 02/22/2005

**Title:** Vacation/Discontinuance of part of the West Beltline Highway Frontage Road.

Notes: public hearing 2/25/05

Code Sections:

Agenda Date: 02/22/2005

Indexes:

Agenda Number:

Sponsors: Tim Bruer

Enactment Date: 03/01/2005

Attachments: 53W0200 South Beltline Frontage Rd Vacation pdf

Enactment Number: RES-05-00136

### History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
1	COMMON COUNCIL	01/04/2005	Refer				Pass
1	COMMON COUNCIL	01/04/2005	Refer For Public Hearing	BOARD OF PUBLIC WORKS	02/22/2005	01/19/2005	
1	COMMON COUNCIL	01/04/2005	Refer For Public Hearing	PLAN COMMISSION	02/22/2005		
1	COMMON COUNCIL	01/04/2005	Refer For Public Hearing	COMMON COUNCIL	02/22/2005	02/22/2005	
1	Engineering Division	01/13/2005	Fiscal Note Required / Approval	Comptroller's Office/Approval Group			
1	Comptroller's Office/Approval Group	01/13/2005	Approved Fiscal Note By The Comptroller's Office	Engineering Division			
1	BOARD OF PUBLIC WORKS	01/19/2005	Recommend to Council to Adopt (Public Hearing)				Pass
1	COMMON COUNCIL	02/22/2005	Adopt				Pass

**Text of Legislative File 00199**

..Fiscal Note

No City funds required.

..Title

Vacation/Discontinuance of part of the West Beltline Highway Frontage Road

..Body

WHEREAS, The portion of right-of-way to be vacated was originally acquired as public right-of-way by the Town of Madison by Document No. 1246859, Recorded July 30, 1969 in Volume 123 of Records, Page 413, Dane County Register of Deeds; and

WHEREAS, The Town of Madison will remove the existing cul-de-sac adjacent to the subject property and improve the frontage road, extending it westerly to connect with Ski Lane, as part of the "South Madison Project" of the Wisconsin Economic Development Authority, EDA # 06-01-04748, also referenced as Project No. AMADIT0302.00 of SEH, Inc.

WHEREAS, The right-of-way to be vacated is no longer necessary with the planned improvements described above;

BE IT RESOLVED, pursuant to Sec. 66.1003(4)(a), Wisconsin Statutes, the City of Madison declares it is in the public interest to vacate/discontinue:

A part of the Southerly Frontage Road of U.S. Highway 12 & 18 located in the Northeast 1/4 of the Southeast 1/4 of Section 35, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin, to wit: Commencing at the East 1/4-corner of said Section 35; thence S00°01'20"E, 33.00 feet; thence S70°01'10"W, 751.79 feet; thence S00°9'20"W, 53.26 feet; thence thence S70°01'10"W, 197.13 feet to the Northeast corner of Lot 1, Certified Survey Map No. 5393, recorded in Volume 31 of Certified Survey Maps, on pages 321 and 322, Dane County Register of Deeds and the point of beginning; thence continuing S70°01'10"W along the Northerly line of Lot 1 and said Northerly line extended, 273.29 feet; thence N00°10'10"E, 53.26 feet; thence N70°01'10"E, 256.71 feet; thence S17°57'33"E, 50.03 feet to the point of beginning. Parcel contains 13,250 square feet or 0.3042 acres.

BE IT FURTHER RESOLVED, the proposed area to be vacated is mapped in Exhibit A; and

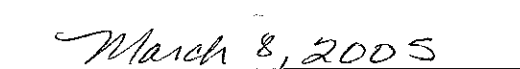
BE IT FURTHER RESOLVED, under Section 80.32(4), Wisconsin Statutes, any existing public or private easement or incidental rights within the vacated rights-of-way are perpetuated unless specifically released as part of this vacation.

BE IT FURTHER RESOLVED, This resolution shall not be validated by recordation by the City Clerk until the encroaching business sign at 313 West Beltline Highway is relocated outside of the remaining public right-of-way, as negotiated by Genesis Development Corporation (owner of the property at 313 West Beltline Highway) and Badger Display Signs, Inc.

I, Ray Fisher, certify that this is a true copy of Resolution No. 00199, passed by the COMMON COUNCIL on 2/22/2005. (Admin)



**Sharon Christensen**



**Date Certified**

