

Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat.

Document Number

Document Title

KRISTI CHLEBOWSKI
DANE COUNTY
REGISTER OF DEEDS

DOCUMENT #
6021923

04/16/2025 01:35 PM

Trans Fee:

Exempt #:

Rec. Fee: 30.00

Pages: 13

This is to certify that the foregoing resolution was adopted by the Common Council of the City of Madison, Wisconsin at a meeting held on the 11th day of March, 2025. A copy of the resolution is attached.

Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat to allow the said lands to be included the replatting parts of Lot 1 and 2 of CSM No. 1596 . Being located in part of the Northeast 1/4 of the Southwest 1/4 of Section 23, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (District 13)

File# 86814, Resolution 25-00144

Recording Area

Name and Return Address

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

Parcel Identification Number (PIN)

April 16, 2025

Date

Michael Haas

Signature of Clerk

Michael Haas, Acting City Clerk

*Name printed

Date

n/a

Signature of Grantor

*Name printed

STATE OF WISCONSIN, County of Dane

This document was drafted by:
(print or type name below)

Eric Christianson

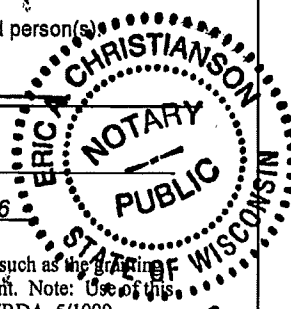
*Names of persons signing in any capacity must be typed or printed below their signature.

Subscribed and sworn to before me on April 16, 2025 by the above named person(s).

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

Print or type name: Eric Christianson

Title: Certified Municipal Clerk Date commission expires: 3/27/2026



This information must be completed by submitter: document title, name & return address, and PIN (if required). Other information such as the granting clauses, legal description, etc., may be placed on this first page of the document or may be placed on additional pages of the document. Note: Use of this cover page adds one page to your document and \$2.00 to the recording fee. Wisconsin Statutes, 59.43(2m). USE BLACK INK. WRDA 5/1999

13

Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat.

Document Number

Document Title

This is to certify that the foregoing resolution was adopted by the Common Council of the City of Madison, Wisconsin at a meeting held on the 11th day of March, 2025. A copy of the resolution is attached.

Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat to allow the said lands to be included the replatting parts of Lot 1 and 2 of CSM No. 1596 . Being located in part of the Northeast 1/4 of the Southwest 1/4 of Section 23, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (District 13)

File# 86814, Resolution 25-00144

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April 16, 2025
Date
Signature of Clerk

Michael Haas, Acting City Clerk
*Name printed

Date
n/a
Signature of Grantor

*Name printed

STATE OF WISCONSIN, County of Dane

This document was drafted by:
(print or type name below)

Eric Christianson

Subscribed and sworn to before me on April 16, 2025 by the above named person(s)

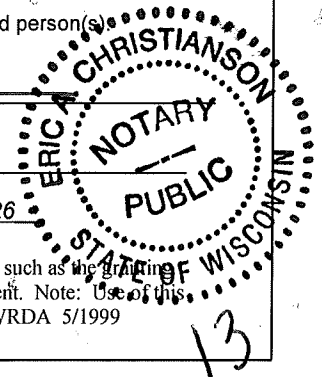
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City of Madison

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

Certified Copy

Resolution: RES-25-00144

File Number: 86814

Enactment Number: RES-25-00144

Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat to allow the said lands to be included the replatting parts of Lot 1 and 2 of CSM No. 1596 . Being located in part of the Northeast 1/4 of the Southwest 1/4 of Section 23, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (District 13)

WHEREAS, the Triangle Plat was approved by the City of Madison Common Council by Enactment Number 18,014, File I.D. Number 4614-67, as adopted on the 11th of July, 1968 and the said Enactment provided for the acceptance of the lands dedicated for public street right-of-ways; and

WHEREAS, the Triangle Plat was subsequently recorded on the 5th of August, 1968 in Volume 34 of Plats, on pages 21-23, as Document No. 1220391, Dane County Register of Deeds, which contained the right-of-way dedicated for Braxton Place; and

WHEREAS, an application was made with the Department of Planning & Community & Economic Development for a Certified Survey Map of property owned by Community Development Authority of the City of Madison located at 755 Braxton Place, The land division reconfiguring portions of Lots 1 and 2 of Certified Survey Map No.1596 and portions of Braxton Place; and

WHEREAS, the said Certified Survey Map of property owned by Community Development Authority was conditionally approved by the City of Madison Common Council by Enactment Number RES-24-00405, File I.D. Number 82976, as adopted on the 18th of June, 2024; and

WHEREAS, the conditionally approved a Certified Survey Map of property owned by Community Development Authority will alter areas dedicated to the public for public street right-of-way, and the land division may not be recorded until those areas dedicated to the public for street right-of-way by Triangle Plat have been properly vacated and discontinued under s. 66.1003 Wisconsin Statutes; and

WHEREAS, the excess right-of-way of Braxton Place dedicated by the Triangle Plat, are to be vacated and discontinued. Vierbicher and Associates Inc. and City of Madison Engineering Division, have prepared the necessary public right-of-way vacation and discontinuance maps (Exhibit A) and legal descriptions (Exhibit B) delineating all of these areas to be discontinued, the Exhibits are attached hereto and made part of this resolution; and

WHEREAS, this vacation and discontinuance will not result in a landlocked parcel of property adjacent to these proposed areas of vacation and discontinuance; and

WHEREAS, the City Engineering Division recommends approval of these public right-of-way vacations and discontinuances subject to conditions as noted herein.

NOW THEREFORE BE IT RESOLVED, that since the public interest requires it, the City Of Madison hereby conditionally vacates and discontinues the public right-of-ways as shown on attached Exhibit A and described on attached Exhibit B, under Wisconsin ss. 66.1003(4), upon completion of the following conditions:

- The Developer of the Certified Survey Map of property owned by Community Development Authority of the City of Madison located at 755 Braxton Place, The land division reconfiguring portions of Lots 1 and 2 of Certified Survey Map No. 1596 shall enter into any agreement(s) required by the City of Madison in conjunction with the approval of the proposed development said lands.
- The conditions of approval for the preliminary and final plat for the Certified Survey Map of property owned by Community Development Authority of the City of Madison located at 755 Braxton Place, The land division reconfiguring portions of Lots 1 and 2 of Certified Survey Map No. 1596 shall be addressed to the satisfaction of the City of Madison Engineer.

BE IT FURTHER RESOLVED, that, under Wisconsin ss. 66.1005(2)(a)(1) the City of Madison releases any easements and rights it may have within the public right-of-ways being vacated and discontinued; and

BE IT FURTHER RESOLVED, under Section 66.1005(2), Wisconsin Statutes any other existing easements and rights that exist within the vacated and discontinued public right-of-ways and unpaved public alleys shall continue unless as otherwise provided by statute; and

BE IT FURTHER RESOLVED, under Section 66.1005(1), Wisconsin Statutes, reversionary rights of the public right-of-ways herein vacated and discontinued shall attach to the adjacent properties; and

BE IT FINALLY RESOLVED, upon Common Council adoption of this resolution and completion all street vacation and discontinuance conditions identified above to the satisfaction of the City Engineer, the City Engineer will then authorize the City Clerk to validate and make effective this street vacation and discontinuance by recording it with all supplemental map exhibits with the Dane County Register of Deeds, authorizing all City agencies to administer the appropriate workflows to complete and finalize all land record database updates.

I, Acting City Clerk Michael Haas, certify that this is a true copy of Resolution 25-00144, file no. 86814, Adopted by the Madison Common Council on March 11, 2025.





Date Certified

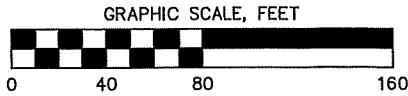


EXHIBIT A

ONE SOUTH PARK ST
PARKING RAMP
CONDOMINIUM
VOL. 3-0038 of Condo Plats

TRIANGLE PLAT
BLOCK 3
V.34 Plats, P.21-23, Doc. #1220391

LOI 2

S00°15'46"E
7.21'

N88°23'50"E 308.37'

POB 2

S89°44'14"W 308.28'

N00°12'21"W
70.00'

BRAXTON PL
120' R/W

BRAXTON PL

70' R/W

N89°44'14"E 263.35'

PT. A

N00°14'59"W
50.27'

POB 1

S88°22'07"W 253.06'

N84°25'18"W
18.13'

N21°18'27"W
20.45'

LOI 1

L=23.56', R=15.00'
Δ=090°00'00"
CD=S45°15'46"E 21.21'

C S M
N.O. 15758
VOL. 114, PAGE 319-326.

LA MARLOSA LN
R/W VARIES

LOI 1

LOI 2
C S M N.O. 6724
VOL. 33, PAGE 158-160.

C S M N.O.
1596
VOL. 6, PAGE
343-344.

NOTE: PLEASE BE ADVISED THAT THE DOCUMENT GRANTOR(S) HEREBY DIRECT VIEWERS TO IGNORE THE PRINTED TEXT MATERIAL ON THIS MAP. ONLY THE SPATIAL RELATIONSHIPS OF THE ILLUSTRATIONS ON THE MAP ARE BEING PRESENTED FOR YOUR INFORMATION.

Signed by grantor(s) or grantor(s) agent: Michael Haas Date: April 16, 2025

Name of grantor(s) or grantor(s) agent printed: Michael Haas



HATCHING DEPICTING PORTION
OF BRAXTON PLACE TO BE
VACATED AND DISCONTINUED.

LOI 1

C S M N.O. 2049
VOL. 8, PAGE 227-228.

W. WASHINGTON AVE
132' R/W

PARTIAL STREET VACATION AND DISCONTINUANCE

BRAXTON PLACE, CITY OF MADISON, DANE COUNTY, WISCONSIN
JUNE 3, 2024

vierbicher
planners | engineers | advisors



EXHIBIT B

Partial Street Vacation and Discontinuance – Braxton Place

Legal Description

Part of Braxton Place, Triangle Plat, recorded in Volume 34 of Plats, Pages 21-23, as Document Number 1220391, Dane County Registry, in the City of Madison, Dane County, Wisconsin, located in the Northeast Quarter of the Southwest Quarter of Section 23, Township 07 North, Range 09 East, City of Madison, Dane County, Wisconsin, more fully described as follows:

Commencing at a point on the southerly right-of-way line of said Braxton Place and the northwest corner of Certified Survey Map, Number 1596, Document Number 1417473, said point also being the Point of Beginning No. 1; thence North 00°14'59" West, 50.27 feet to Point A; thence North 89°44'14" East 263.35 feet to a point of curvature; thence 23.56 feet along the arc of a curve to the right, having a radius of 15.00 feet, a central angle of 90°00'00", and a chord bearing South 45°15'46" E, 21.21 feet to the westerly line of La Mariposa Lane; thence along said westerly line South 00°15'46" East, 50.16 feet; thence North 21°18'27" West, 20.45 feet; thence North 84°25'18" West, 18.13 feet to the northerly line of Certified Survey Map, Number 1596; thence continuing along said northerly line South 88°22'07" West, 253.06 feet to the Point of Beginning;

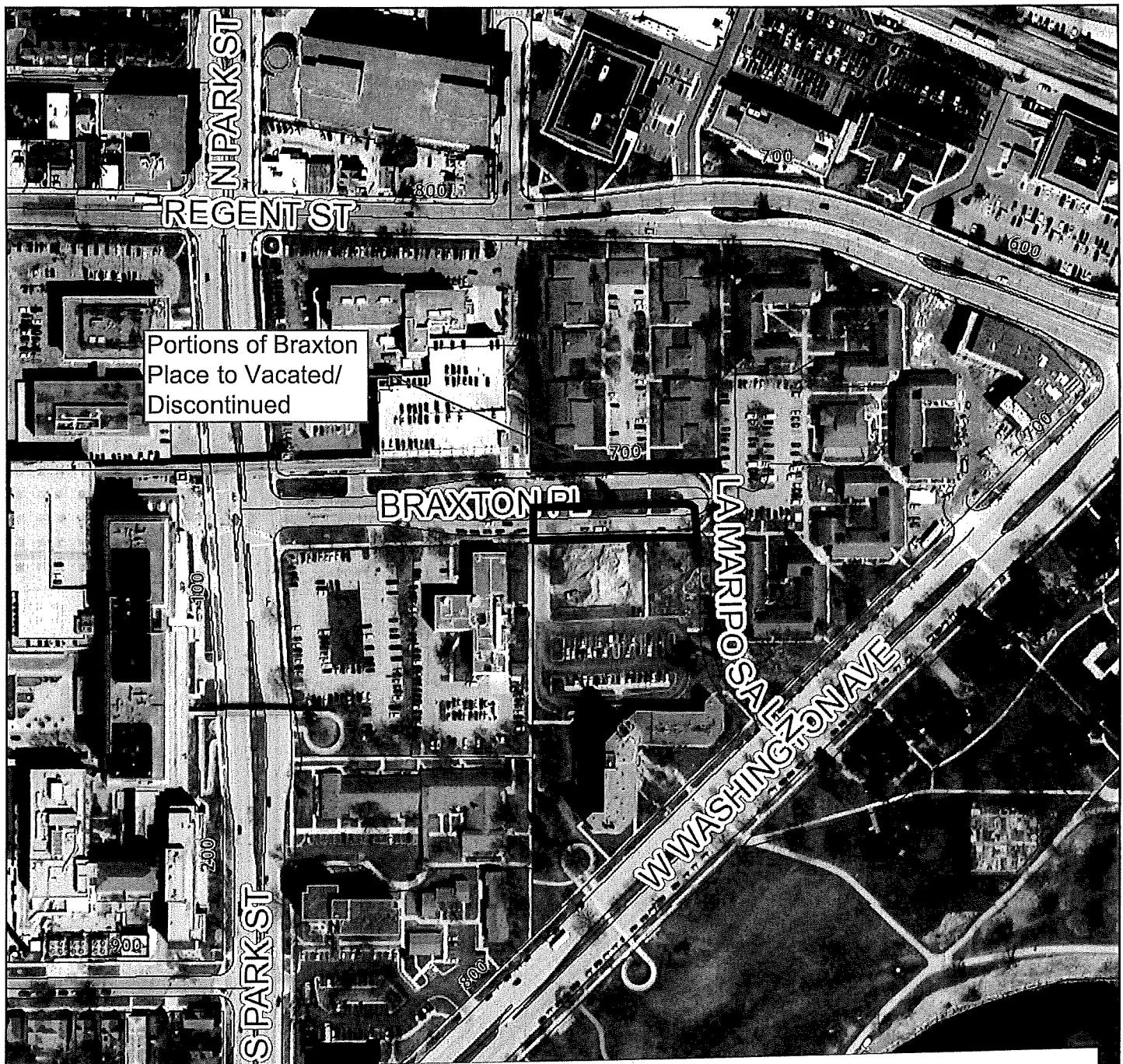
Said area containing 13,127 square feet or 0.301 acres, more or less.

Together with

Commencing at Point A; thence North 00°12'21" West, 70.00 feet a point on the northerly right-of-way line of said Braxton Place and the southwest corner of Lot 3, Block 3 said Triangle Plat, said point also being the Point of Beginning 2; thence North 88°23'50" East along said northerly right-of-way and southerly line of said Lot 3, 308.37 feet to the westerly line of La Mariposa Lane; thence South 00°15'46" East along said westerly line, 7.21 feet; thence South 89°44'14" West, 308.28 feet to the Point of Beginning;

Said area containing 1,112 square feet or 0.026 acres, more or less.

Vicinity of portions of street to be discontinued

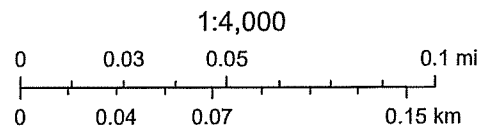


NOTE: PLEASE BE ADVISED THAT THE DOCUMENT GRANTOR(S) HEREBY DIRECT VIEWERS TO IGNORE THE PRINTED TEXT MATERIAL ON THIS MAP. ONLY THE SPATIAL RELATIONSHIPS OF THE ILLUSTRATIONS ON THE MAP ARE BEING PRESENTED FOR YOUR INFORMATION.

Signed by grantor(s) or grantor(s) agent: Michael Haas Date: April 16, 2025
 Name of grantor(s) or grantor(s) agent printed: Michael Haas

1/17/2025, 1:03:52 PM

- | | | |
|------------------|------------------------------------|---------------------------|
| Municipal Limits | Curb Lines | Primary/Standard Arterial |
| Parcels | City of Madison Street Centerlines | Collector |
| Hundred Block | <Null> | Local Street |
| AddressPoints | Platted/Not Constructed | Ramp |
| Street Names | Principal Arterials | Alley |



SCL, City of Madison IT

NOTICE OF LIS PENDENS
Public Way Vacation and
Discontinuance

State of Wisconsin, County of Dane

In the matter of the resolution of the Common Council of the City of Madison Vacating and Discontinuing the following:

Portions of the excess public Right-of-Way of Braxton Place, all dedicated by the Triangle Plat, in the City of Madison, Dane County, Wisconsin.

Tax Parcel No.: None – Public Right-of-Ways

RETURN TO: City of Madison, Engineering
Division
210 Martin Luther King Jr. Blvd.
Room 115
Madison, WI 53703

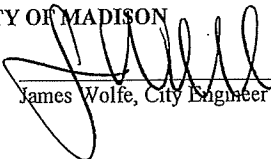
The vacation and discontinuances being located within the Triangle Plat, on the 5th of August, 1968 in Volume 34 of Plats, on pages 21-23, as Document No. 1220391, Dane County Register of Deeds, located in part of the Northeast 1/4 of the Southwest 1/4 of Section 23, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin.

TO WHOM IT MAY CONCERN, notice is hereby given that a resolution will be introduced to the Common Council of the City of Madison January 28th, 2025 and a public hearing scheduled at the Common Council Meeting of March 11th, 2025, for the purpose of vacating and discontinuing the public ways as shown on the attached Exhibit A and described on the attached Exhibit B in accordance with Subsections 66.1003(4), Wisconsin Statutes, by the City of Madison, Wisconsin.

Dated this 21 day of JANUARY, 2025.

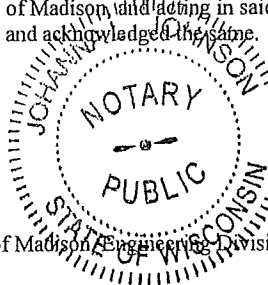
CITY OF MADISON

By:


James Wolfe, City Engineer

State of Wisconsin)
)ss.
County of Dane)

Personally came before me this 21 day of January, 2025, the above named James Wolfe, City Engineer, of the City of Madison, ~~and acting in said capacity and known by me to be the person who executed the foregoing instrument and acknowledged the same.~~



Johanna L. Johnson
Notary Public, State of Wisconsin
Johanna L. Johnson
Print or Type Name
My Commission: 1/8/2026

Drafted by the City of Madison Engineering Division - Engineering Project No. B000866

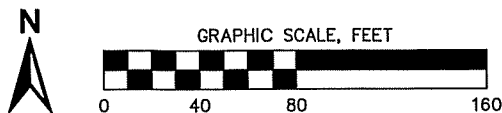


EXHIBIT A

ONE SQUIH PARK ST
PARKING RAMP
CONDOMINIUM
VOL. 3-0039 of Condo Plats

TRIANGLE PLAT
BLOCK 3
V.34 Plats, P.21-23, Doc. #1220391

LOI 2

S00°15'46"E
7.21'

N88°23'50"E 308.37'

POB 2

S89°44'14"W 308.28'

N00°12'21"W
70.00'

BRAXTON PL
120' R/W

BRAXTON PL

70' R/W

N89°44'14"E 263.35'

PT. A

N00°14'59"W
50.27'

POB 1

S88°22'07"W 253.06'

N84°25'18"W
18.13'

N21°18'27"W
20.45'

LOI 1

L=23.56', R=15.00'
Δ=090°00'00"
CD=S45°15'46"E 21.21'

N32°28'21"E
83.22'

LA MARIPOSA LN
R/W VARIES

C S M
N O. 15758
VOL. 114, PAGE 319-326

LOI 1

LOI 2
C S M N O. 6724
VOL. 33, PAGE 158-160

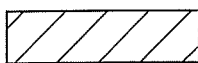
C S M N O.
1596

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Signed by grantor(s) or grantor(s) agent: Michael Haas Date: April 16, 2025

Name of grantor(s) or grantor(s) agent printed: Michael Haas

LOI 2



HATCHING DEPICTING PORTION
OF BRAXTON PLACE TO BE
VACATED AND DISCONTINUED.

LOI 1

C S M N O. 2049
VOL. 8, PAGE 227-228

W. WASHINGTON AVE.
132' R/W

PARTIAL STREET VACATION AND DISCONTINUANCE

BRAXTON PLACE, CITY OF MADISON, DANE COUNTY, WISCONSIN
JUNE 3, 2024

vierbicher
planners | engineers | advisors



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Commencing at a point on the southerly right-of-way line of said Braxton Place and the northwest corner of Certified Survey Map, Number 1596, Document Number 1417473, said point also being the Point of Beginning No. 1; thence North 00°14'59" West, 50.27 feet to Point A; thence North 89°44'14" East 263.35 feet to a point of curvature; thence 23.56 feet along the arc of a curve to the right, having a radius of 15.00 feet, a central angle of 90°00'00", and a chord bearing South 45°15'46" E, 21.21 feet to the westerly line of La Mariposa Lane; thence along said westerly line South 00°15'46" East, 50.16 feet; thence North 21°18'27" West, 20.45 feet; thence North 84°25'18" West, 18.13 feet to the northerly line of Certified Survey Map, Number 1596; thence continuing along said northerly line South 88°22'07" West, 253.06 feet to the Point of Beginning;

Said area containing 13,127 square feet or 0.301 acres, more or less.

Together with

Commencing at Point A; thence North 00°12'21" West, 70.00 feet a point on the northerly right-of-way line of said Braxton Place and the southwest corner of Lot 3, Block 3 said Triangle Plat, said point also being the Point of Beginning 2; thence North 88°23'50" East along said northerly right-of-way and southerly line of said Lot 3, 308.37 feet to the westerly line of La Mariposa Lane; thence South 00°15'46" East along said westerly line, 7.21 feet; thence South 89°44'14" West, 308.28 feet to the Point of Beginning;

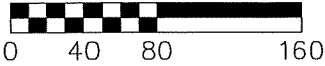
Said area containing 1,112 square feet or 0.026 acres, more or less.

CERTIFIED SURVEY MAP No. _____

PART OF LOT 1 AND 2, CSM NO. 1596, REC. IN VOL. 6 OF CSM'S, P. 343-344, AS DOC. #1417473, PART OF VACATED BRAXTON PLACE, DOC. # _____ DANE COUNTY REGISTRY, LOCATED IN THE NE 1/4 OF THE SW 1/4 OF SECTION 23, T07N, R09E, CITY OF MADISON, DANE COUNTY, WISCONSIN.

EASEMENTS AND DEDICATIONS DETAIL

GRAPHIC SCALE, FEET



33' PUBLIC UTILITY
EASEMENT FOR
STORM & SANITARY
SEWER, WALK & BIKE PATH

BEARINGS ARE REFERENCED TO THE
WISCONSIN COUNTY COORDINATE SYSTEM,
DANE COUNTY, WISCONSIN. THE NORTH
LINE OF THE SW 1/4 OF SECTION 23-07-09,
MEASURED AS BEARING N89°44'38" W

BRAXTON PL
PUBLICLY DEDICATED STREET, 70' R/W

LA MARIPOSA LN
PUBLICLY DEDICATED STREET, R/W VARIES

PRIVATE WATERMAIN
EASEMENT. SEE DETAIL A

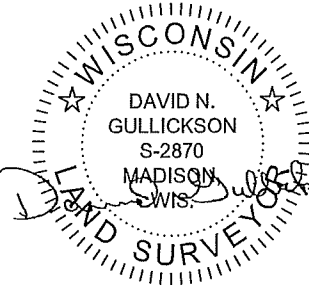
LOT 1
3.68 Acres
160,468 Sq. Ft.

EXISTING TEMPORARY
LIMITED EASEMENT
PER DOC. NO.
5735685 AMENDED
BY DOC. NO. 5931966

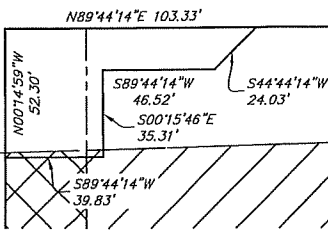
33' PUBLIC UTILITY
EASEMENT FOR
STORM & SANITARY
SEWER, WALK & BIKE PATH

EASTERLY 33' OF PREVIOUSLY
DEDICATED MURRY STREET
(SEE NOTE 3)

10' UTILITY
EASEMENT



APRIL 8, 2024



DETAIL A
PRIVATE WATERMAIN EASEMENT

NOTE:

1. MMUSD facilities at the time of discontinuance retained easement rights within the Murry Street Right-of-Way per SS 66.1005
2. Murry Street Right-of-Way has been discontinued per Documents 1120631, 1120632 and 1159271.
3. Existing Easement, Document No. 1466676 will be released by a separate instrument.
4. The easterly part of existing Easement, Document No. 1417473 and 1220391 will be released by a separate instrument

WEST WASHINGTON AVENUE
PUBLICLY DEDICATED STREET, 132' R/W

vierbicher
planners | engineers | advisors

Phone: (800) 261-3898

FN: 220019
DATE: 04/08/2024
REV:
Drafted By: DGUL
Checked By: BROZ

SURVEYED FOR:
City of Madison Com.
Development Authority
215 Martin Luther King
Jr. Blvd. P.O. Box 2983
Madison, WI 53701

C.S.M. No. _____

Doc. No. _____

Vol. _____ Page _____

SHEET
2 OF 7

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Signed by grantor(s) or grantor(s) agent: Michael Haas Date: April 16, 2025
Name of grantor(s) or grantor(s) agent printed: Michael Haas



Legislation Details (With Text)

File #: 86814 **Version:** 1 **Name:** Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat to allow the said lands to be included the replatting parts of Lot 1 and 2 of CSM No. 1596 . Being located in part of the Northeast 1/4 of the Southwe

Type: Resolution **Status:** Passed

File created: 1/21/2025 **In control:** TRANSPORTATION COMMISSION

On agenda: 3/11/2025 **Final action:** 3/11/2025

Enactment date: 3/14/2025 **Enactment #:** RES-25-00144

Title: Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat to allow the said lands to be included the replatting parts of Lot 1 and 2 of CSM No. 1596 . Being located in part of the Northeast 1/4 of the Southwest 1/4 of Section 23, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (District 13)

Sponsors: Tag Evers

Indexes:

Code sections:

Attachments: 1. Braxton Place Street Vacation Exhibit_06-03-24.pdf, 2. Related Certified Survey Map.pdf, 3. Lis Pendens-Braxton Place Discontinuance.pdf, 4. Vicinity Map.pdf

Date	Ver.	Action By	Action	Result
3/11/2025	1	COMMON COUNCIL	Adopt and Close the Public Hearing	Pass
2/12/2025	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - PUBLIC HEARING	Pass
2/5/2025	1	TRANSPORTATION COMMISSION		
2/3/2025	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
1/28/2025	1	BOARD OF PUBLIC WORKS	Referred	
1/28/2025	1	BOARD OF PUBLIC WORKS	Referred	
1/28/2025	1	COMMON COUNCIL	Refer	Pass
1/21/2025	1	Engineering Division	Refer	

Fiscal Note

No expenditure of City funds are required for this partial vacation and discontinuance of approximately 14,239 sq. ft. or 0.327 acres of public street right-of-way within the Triangle Plat to allow the replatting of a portion of excess Right-of-Way in Community Development Authority Re-development.

Title

Vacating and discontinuing portions of Braxton Place public street right-of-way within the Triangle Plat to allow the said lands to be included the replatting parts of Lot 1 and 2 of CSM No. 1596 . Being located in part of the Northeast 1/4 of the Southwest 1/4 of Section 23, Township 7 North, Range 9 East, City of Madison, Dane County, Wisconsin. (District 13)

Body

WHEREAS, the Triangle Plat was approved by the City of Madison Common Council by Enactment Number 18,014, File I.D. Number 4614-67, as adopted on the 11th of July, 1968 and the said Enactment provided for

the acceptance of the lands dedicated for public street right-of-ways; and

WHEREAS, the Triangle Plat was subsequently recorded on the 5th of August, 1968 in Volume 34 of Plats, on pages 21-23, as Document No. 1220391, Dane County Register of Deeds, which contained the right-of-way dedicated for Braxton Place; and

WHEREAS, an application was made with the Department of Planning & Community & Economic Development for a Certified Survey Map of property owned by Community Development Authority of the City of Madison located at 755 Braxton Place, The land division reconfiguring portions of Lots 1 and 2 of Certified Survey Map No.1596 and portions of Braxton Place; and

WHEREAS, the said Certified Survey Map of property owned by Community Development Authority was conditionally approved by the City of Madison Common Council by Enactment Number RES-24-00405, File I.D. Number 82976, as adopted on the 18th of June, 2024; and

WHEREAS, the conditionally approved a Certified Survey Map of property owned by Community Development Authority will alter areas dedicated to the public for public street right-of-way, and the land division may not be recorded until those areas dedicated to the public for street right-of-way by Triangle Plat have been properly vacated and discontinued under s. 66.1003 Wisconsin Statutes; and

WHEREAS, the excess right-of-way of Braxton Place dedicated by the Triangle Plat, are to be vacated and discontinued. Vierbicher and Associates Inc. and City of Madison Engineering Division, have prepared the necessary public right-of-way vacation and discontinuance maps (Exhibit A) and legal descriptions (Exhibit B) delineating all of these areas to be discontinued, the Exhibits are attached hereto and made part of this resolution; and

WHEREAS, this vacation and discontinuance will not result in a landlocked parcel of property adjacent to these proposed areas of vacation and discontinuance; and

WHEREAS, the City Engineering Division recommends approval of these public right-of-way vacations and discontinuances subject to conditions as noted herein.

NOW THEREFORE BE IT RESOLVED, that since the public interest requires it, the City Of Madison hereby conditionally vacates and discontinues the public right-of-ways as shown on attached Exhibit A and described on attached Exhibit B, under Wisconsin ss. 66.1003(4), upon completion of the following conditions:

- The Developer of the Certified Survey Map of property owned by Community Development Authority of the City of Madison located at 755 Braxton Place, The land division reconfiguring portions of Lots 1 and 2 of Certified Survey Map No. 1596 shall enter into any agreement(s) required by the City of Madison in conjunction with the approval of the proposed development said lands.
- The conditions of approval for the preliminary and final plat for the Certified Survey Map of property owned by Community Development Authority of the City of Madison located at 755 Braxton Place, The land division reconfiguring portions of Lots 1 and 2 of Certified Survey Map No. 1596 shall be addressed to the satisfaction of the City of Madison Engineer.

BE IT FURTHER RESOLVED, that, under Wisconsin ss. 66.1005(2)(a)(1) the City of Madison releases any easements and rights it may have within the public right-of-ways being vacated and discontinued; and

BE IT FURTHER RESOLVED, under Section 66.1005(2), Wisconsin Statutes any other existing easements and rights that exist within the vacated and discontinued public right-of-ways and unpaved public alleys shall continue unless as otherwise provided by statute; and

BE IT FURTHER RESOLVED, under Section 66.1005(1), Wisconsin Statutes, reversionary rights of the public right-of-ways herein vacated and discontinued shall attach to the adjacent properties; and

BE IT FINALLY RESOLVED, upon Common Council adoption of this resolution and completion all street vacation and discontinuance conditions identified above to the satisfaction of the City Engineer, the City Engineer will then authorize the City Clerk to validate and make effective this street vacation and discontinuance by recording it with all supplemental map exhibits with the Dane County Register of Deeds, authorizing all City agencies to administer the appropriate workflows to complete and finalize all land record database updates.