

# COMMUNITY DEVELOPMENT AUTHORITY OF THE CITY OF MADISON, WISCONSIN

Resolution No. 4051

Approving and granting a new underground utility easement to Madison Gas and Electric Company and releasing portions of existing Madison Gas and Electric Company underground and overhead utility easements across Community Development Authority-owned property at 2300 South Park Street

Presented	November 21, 2013				
Referred					
Reported Back					
Adopted	November 21, 2013				
Placed on File					
Moved By	Lauren Lofton				
Seconded By	Sariah Daine				
Yeas	6	Nays	0	Absent	1
Rules Suspended					

## *Preamble*

WHEREAS, Access Community Health Center ("ACHC") in association with the Community Development Authority ("CDA"), is constructing a new health care facility at 2202 South Park Street adjacent to the CDA owned Village on Park facility; and

WHEREAS, the CDA and ACHC have requested that Madison Gas and Electric Company ("MG&E") extend underground electrical service to the new health care facility being built by ACHC at 2202 South Park Street; and

WHEREAS, the proposed MG&E underground utility easement is located adjacent to the new health care facility, and a portions of existing MG&E underground and overhead utility easements are to be released, since these easements are located where the new health care facility is being built; and

WHEREAS, the CDA and ACHC staff have evaluated the new MG&E easement areas and the existing MG&E easement areas to be released, and recommend granting the new underground utility easement to MG&E and releasing a portions of the existing MG&E underground and overhead utility easements, as shown on attached Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that the CDA approves granting a new underground utility easement to MG&E, and releasing portions of existing MG&E underground and overhead utility easements, located at the CDA property at 2300 South Park Street.

## *Legal Description*

Two strips of land ten (10) feet in width being located in Lot 2, Certified Survey Map No. 13468, Document No. 49868225, in Volume 87, pages 296-301 of Certified Survey s Maps as recorded at the Dane County Register of Deeds Office, lying in part of the Northwest ¼ of Section 35, Town 7 North, Range 9 East, City of Madison, Dane County, Wisconsin, said strips being more particularly described as follows:

The right-of-way shall be located approximately as set forth in the drawing attached hereto as Exhibit A and dated November 7, 2013.

The easement supersedes and is granted in substitution for an Underground Electric Easement and associated correction instruments, granted by the Grantor herein dated August 17, 2009, and recorded August 19, 2009, Document No. 4587297, Dane County Registry.

Also, this easement supersedes and is granted in substitution for that portion of unrecorded MG&E Line and Pole Easements No. 3422 and No. 5024 lying Easterly of the most Westerly line of Lot 1 of said Certified Survey Map No. 13468.