



Legislation Details (With Text)

File #: 01428 **Version:** 2 **Name:** Substitute Vacate/Discontinue a portion of West Lawn Avenue and South Spooner Street in the City of Madison.

Type: Resolution **Status:** Passed

File created: 6/8/2005 **In control:** BOARD OF PUBLIC WORKS

On agenda: 8/2/2005 **Final action:** 8/2/2005

Enactment date: 8/4/2005 **Enactment #:** RES-05-00652

Title: SUBSTITUTE - Vacate/Discontinue a portion of West Lawn Avenue and South Spooner Street in the City of Madison. (10th AD)

Sponsors: Kenneth Golden

Indexes:

Code sections:

Attachments: 1. 53W0262 PAGE 1.pdf, 2. 53W0262 PAGE 2.pdf, 3. 53W0262 PAGE 3.pdf, 4. 01428 resolution receipt.pdf, 5. 01428 vacation discontinuance recording.pdf

Date	Ver.	Action By	Action	Result
8/2/2005	2	COMMON COUNCIL	Adopt	Pass
7/20/2005	2	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
7/18/2005	2	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
7/8/2005	2	Engineering Division	Fiscal Note Required / Approval	
7/8/2005	2	Finance Dept/Approval Group	Approved Fiscal Note By The Comptroller's Office	
7/8/2005	2	Engineering Division	Referred for Introduction	
6/28/2005	1	PEDESTRIAN/BICYCLE/MOTOR VEHICLE COMMISSION (ended 6/2018)	Return to Lead with the Recommendation for Approval	Pass
6/21/2005	1	COMMON COUNCIL	Refer	
6/21/2005	1	BOARD OF PUBLIC WORKS	Refer	
6/21/2005	1	BOARD OF PUBLIC WORKS	Refer	
6/9/2005	1	Engineering Division	Referred for Introduction	
6/8/2005	1	Engineering Division	Fiscal Note Required / Approval	
6/8/2005	1	Finance Dept/Approval Group	Fiscal Note Pending	
6/8/2005	1	Engineering Division	Fiscal Note Required / Approval	
6/8/2005	1	Finance Dept/Approval Group	Approved Fiscal Note By The Comptroller's Office	

Fiscal Note

No City Funds Required.

Title

SUBSTITUTE - Vacate/Discontinue a portion of West Lawn Avenue and South Spooner Street in the City of Madison. (10th AD)

Body

WHEREAS, Monroe Neighbors LLC owns the property at 1864 Monroe Street, and wishes to acquire from the City of Madison the property at 1802 Monroe Street upon which a parking lot ("Evergreen Lot") is located;

WHEREAS, Part of the Evergreen Lot at 1802 Monroe Street extends easterly into West Lawn Avenue and South Spooner Street, and Monroe Neighbors LLC wishes to acquire title to the entire parking lot area, including that part located in the street right-of-way;

WHEREAS, The existing Traffic Engineering signal control cabinet near the intersection of Monroe Street and South Spooner Street will remain in public right-of-way.

WHEREAS, The Dudgeon-Monroe Neighborhood Association sign erected in the area to be vacated, under an encroachment agreement authorized by Resolution No. 49544, ID No. 12334 Adopted Dec. 15, 1992 has been relocated.

NOW THEREFORE BE IT RESOLVED, Pursuant to Sec. 66.1003(2), Wisconsin Statutes, the City of Madison, being the sole abutting property owner, declares it is in the public interest to vacate/discontinue the following:

That part of West Lawn Avenue and South Spooner Street located in the NE1/4 of the SW1/4 of Section 22, T07N R09E, City of Madison, Dane County, Wisconsin, more particularly mapped in Exhibit "A" and described in Exhibit "B"; and

NOW THEREFORE 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.

This street vacation/discontinuance, upon adoption, shall be recorded with the Dane County Register of Deeds by the City Clerk.

NOW THEREFORE BE IT FURTHER RESOLVED, the City of Madison Traffic Engineering Division retains an exclusive 10 (ten) feet wide access easement as mapped and described in attached Exhibits "A" and "C".

NOW THEREFORE BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to accept dedication of lands and/or easements from the Developer/Owner for public improvements located outside of existing public fee title or easement right-of-ways.