



Legislation Details (With Text)

**File #:** 06922      **Version:** 1      **Name:** Vacating/Discontinuing a portion of Milwaukee St & N Sprecher Rd unimproved public street row in the northwest quadrant of this intersection, located adjacent & reversion rights to, Lot 7, Metrotech, being located in part of the SE Quarter of the NE Qtr

**Type:** Resolution      **Status:** Passed

**File created:** 7/6/2007      **In control:** BOARD OF PUBLIC WORKS

**On agenda:** 9/4/2007      **Final action:** 9/4/2007

**Enactment date:** 9/7/2007      **Enactment #:** RES-07-00869

**Title:** Vacating/Discontinuing a portion of Milwaukee Street and North Sprecher Road unimproved public street right-of-way in the northwest quadrant of this intersection, located adjacent and reversion rights to, Lot 7, Metrotech, being located in part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin. (3rd AD)

**Sponsors:** Lauren Cnare

**Indexes:**

**Code sections:**

**Attachments:** 1. 050207-RW-vacation.pdf, 2. 06922 Register of Deeds recording.pdf

Date	Ver.	Action By	Action	Result
9/4/2007	1	COMMON COUNCIL	Adopt	Pass
8/22/2007	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
8/6/2007	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
7/17/2007	1	COMMON COUNCIL	Refer For Public Hearing	
7/17/2007	1	BOARD OF PUBLIC WORKS	Refer	
7/6/2007	1	Engineering Division	Fiscal Note Required / Approval	
7/6/2007	1	Finance Dept/Approval Group	Approved Fiscal Note By The Comptroller's Office	
7/6/2007	1	Engineering Division	Referred for Introduction	

**Fiscal Note**

This vacated/discontinued right-of-way land transfer of 5,239 sq. ft. reverts to adjoining landowner at 6502 Milwaukee Street and will be added to the existing parcel square footage of 122,344 sq. ft. and increase the land value of this property. No expenditure of City funds is required.

**Title**

Vacating/Discontinuing a portion of Milwaukee Street and North Sprecher Road unimproved public street right-of-way in the northwest quadrant of this intersection, located adjacent and reversion rights to, Lot 7, Metrotech, being located in part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin. (3rd AD)

**Body**

**WHEREAS**, the Plat of "METROTECH" was recorded January 29, 2003 in Volume 58-012A of Plats on Pages 64-65 as Document No. 3642489, Dane County Registry; and

**WHEREAS**, the Plat of "METROTECH" identified and dimensioned the existing Northwest quadrant of the intersection of

North Sprecher Road and Milwaukee Street right-of-way line to include a 268.60 feet radius as acquired by Dane County by Conveyance of Land for Highway Purposes Document recorded December 15, 1947 in Volume 208, Miscellaneous, Page 2 as Document No. 756951; and

**WHEREAS**, METRO-TECH, LLC is the owner of the abutting property at 6502 Milwaukee Street, with legal reversionary interest, of the proposed Milwaukee Street vacation area; and

**WHEREAS**, METRO-TECH, LLC, the owner of said abutting property, requested the City of Madison Engineering Division draft and introduce a resolution to vacate/discontinue a portion of Milwaukee Street to adjacent to said property; and

**WHEREAS**, City of Madison Engineering Division has completed final street improvements for this intersection related to Private Project No. 53B1862- Sprecher Road Extension and determined that this area proposed to be vacated is in fact surplus right-of-way and supports the vacation/discontinuance thereof; and

**WHEREAS**, the City Of Madison Engineering Division supports the vacation/discontinuance of a portion of Milwaukee Street / North Sprecher Road public right-of-way adjacent to Lot 7, METROTECH.

**NOW THEREFORE BE IT RESOLVED**, that the City Of Madison hereby conditionally discontinues and vacates part of Milwaukee Street and North Sprecher Road under WI Ss 66.1003(2) as shown on attached map and described as follows:

Part of the Southeast Quarter of the Northeast Quarter of Section 2, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin, more fully described as follows:

Commencing at the East quarter corner of said Section 2; thence North 00 degrees 21 minutes 18 seconds West, along the East line of the Northeast Quarter of said Section 2, 210.24 feet; thence South 89 degrees 38 minutes 42 seconds West, 45.00 feet to the **point of beginning** of this description; thence South 00 degrees 21 minutes 18 seconds East, parallel with said East line of the Northeast Quarter of Section 2, 113.00 feet to a point of curvature; thence along the arc of a curve to the right through a central angle of 87 degrees 40 minutes 51 seconds, an arc distance of 38.26 feet, a radius of 25.00 feet and a chord bearing South 43 degrees 29 minutes 07 seconds West, 34.63 feet; thence South 87 degrees 19 minutes 32 seconds West, parallel with the South line of the Northeast Quarter of said Section 2, 79.41 feet to a point of curvature; thence along the arc of a curve to the left through a central angle of 38 degrees 00 minutes 55 seconds, an arc distance of 178.21 feet, a radius of 268.60 feet and a chord bearing North 35 degrees 50 minutes 37.5 seconds East, 174.96 feet to the **point of beginning**. This description contains approximately 5,239 square feet; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, under Section 80.32(4), Wisconsin Statutes, any existing easements or incidental rights within the vacated/discontinued portion of Milwaukee Street and North Sprecher Road are perpetuated as part of this vacation/discontinuance;

**NOW THEREFORE BE IT FURTHER RESOLVED**, under Section 66.1005(1), Wisconsin Statutes, reversionary rights of the portion of vacated/discontinued Milwaukee Street and North Sprecher Road public right-of-way will attach entirely to the adjacent platted Lot 7, METROTECH; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, following the adoption of this resolution, the City Clerk is hereby directed to record this resolution with the Dane County Register of Deeds, effectively conveying title of the vacated/discontinued Milwaukee Street and North Sprecher Road to the abutting property; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, following the recording of this resolution by the City Clerk with the Dane County Register of Deeds, the City of Madison Assessor's Office shall include the vacated/discontinued Milwaukee Street and North Sprecher Road lands in the legal description records and increase the square footage for the following City of Madison property:

6502 Milwaukee Street  
251/0710-021-0402-5

NOTE: Current 2007 City Assessor land value assessment for 6502 Milwaukee Street is approximately \$3.70 per square foot, estimating a land value increase of approximately \$19,000 for said property when the 5,239 square feet are attached

to said property title upon recordation with the Dane County Register of Deeds.