



## Legislation Text

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**File #:** 45695, **Version:** 1

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### **Fiscal Note**

\$500 Administrative Fee to be deposited into Munis charge code 63029.

### **Title**

Authorizing the acceptance of a Permanent Limited Easement for Access Road Purposes and the execution of a Partial Release of Ingress/Egress Easement as located within the Rhodia Plat, for the property located at 3331 Agriculture Drive.

### **Body**

WHEREAS, Danisco USA Inc. (the "Owner"), is the owner of the property located at 3331 Agriculture Drive, and is constructing a new private parking lot area on said Owner's property; and

WHEREAS, the Owner's property is described as Lot 11 of the Rhodia Plat and is encumbered with a 50-foot-wide ingress/egress easement that serves as legal access for the City to a City Engineering wetlands and storm water parcel, know as Outlot 2 of said Rhodia Plat; and

WHEREAS, in order to construct the new private parking lot area, the Owner has requested that the City release a portion of said ingress/egress easement, which is located in the same area as the Owner's new private parking lot area; and

WHEREAS, as a condition of approval by the City for said partial release, the Owner shall grant to the City a new permanent limited easement for access road purposes (the "PLE") over the Owner's property located at 3331 Agriculture Drive, which will provide continued access to the City-owned Outlot 2; and

WHEREAS, City Engineering staff have reviewed and recommends the partial release of said platted ingress/egress easement, contingent upon receipt of new PLE for access road purposes.

WHEREAS, the City is in receipt of a fully executed PLE, from Danisco USA Inc.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the City Clerk are hereby authorized to accept a new permanent limited easement for access road purposes, and execute a partial release of ingress/egress easement as located within the Rhodia Plat, for the areas legally described as follows:

### Legal Description of Permanent Limited Easement for Access Road Purposes

A 50-foot wide ingress/egress easement for the City of Madison located part of Lot 11 of the Rhodia Plat recorded in Volume 58-036A of Plats, page 194-195, Doc. No. 3806843 and being located in part of the Southeast 1/4 of the Southeast 1/4 of Section 22, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin more fully described as follows:

Beginning at the Northwest corner of said Lot 11; Thence South 89° 13' 00" East, 150.00 feet along the north line of said Lot 11; Thence South 0° 47' 00" West, 350.06 feet; Thence North 89° 12' 22" West, 76.44 feet; Thence North 3° 17' 06" West, 50.13 feet; Thence South 89° 12' 22" East, 30.00 feet; Thence North 0° 47' 00" East, 250.05 feet; Thence North 89° 13' 00" West, 100.00 feet to the existing easterly right-of-way line of Agriculture Drive; Thence North 0° 47' 00" East, 50.00 feet along said easterly right-of-way line to the point of beginning.

Containing 23,914 square feet (0.55 acres), more or less.

And;

Legal Description of Partial Release of Ingress/Egress Easement Area

Releasing part of the 50-foot wide ingress/egress easement to the City of Madison as shown in part of Lot 11 of the Rhodia Plat recorded in Volume 58-036A of Plats, page 194-195, Doc. No. 3806843 and being located in part of the Southeast 1/4 of the Southeast 1/4 of Section 22, Township 7 North, Range 10 East, City of Madison, Dane County, Wisconsin more fully described as follows:

Commencing at the Northwest corner of said Lot 11; Thence South 0° 47' 00" West, 252.53 feet along the easterly right-of-way line of Agriculture Drive to the point of beginning; thence South 89° 13' 00" East, 70.00 feet; thence South 0° 47' 00" West, 47.51 feet; thence South 89° 34' 04" West, 50.06 feet; thence South 86° 43' 03" West, 20.00 feet to the easterly right-of-way line of Agriculture Drive; thence North 0° 47' 00" East, 50.00 feet along said easterly right of way line to the point of beginning.

Containing 3,388 square feet (0.08 acres), more or less.

The above-described easement areas are depicted on attached Exhibit A.