



Legislation Details (With Text)

**File #:** 23790      **Version:** 1      **Name:** Vacating all of the High Street public street right-of-way segment from Midland Street to Fish Hatchery Road, which was originally dedicated by the subdivision plat of Grand View Addition to South Madison, located adjacent to and reversion rights to, Bloc

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

**File created:** 8/31/2011      **In control:** BOARD OF PUBLIC WORKS

**On agenda:** 10/18/2011      **Final action:** 10/18/2011

**Enactment date:** 10/21/2011      **Enactment #:** RES-11-00887

**Title:** Vacating all of the High Street public street right-of-way segment from Midland Street to Fish Hatchery Road, which was originally dedicated by the subdivision plat of Grand View Addition to South Madison, located adjacent to and reversion rights to, Block One (1) and Block Six (6), said Grand View addition to South Madison, being located in part Southeast ¼ of the Northwest ¼ of Section 26, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin. (13th Ald. Dist.)

**Sponsors:** Sue Ellingson

**Indexes:**

**Code sections:**

**Attachments:** 1. Wingra Clinic High St Vacation Ownership.pdf, 2. Wingra Clinic High St Vacation.pdf, 3. Wingra Clinic Park\_Fish Hatchery\_Midland.pdf, 4. Wingra Clinic Proposed CSM.pdf, 5. Link Demo File 23764, 6. Link CSM File 23944, 7. Private Access Agreement.pdf, 8. Certified Copy

Date	Ver.	Action By	Action	Result
10/18/2011	1	COMMON COUNCIL	Adopt	Pass
10/5/2011	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
9/19/2011	1	PLAN COMMISSION	Return to Lead with the Recommendation for Approval	Pass
9/6/2011	1	BOARD OF PUBLIC WORKS	Refer	
9/6/2011	1	COMMON COUNCIL	Referred	
8/31/2011	1	Engineering Division	Referred for Introduction	

**Fiscal Note**

No expenditure of City funds is required.

**Title**

Vacating all of the High Street public street right-of-way segment from Midland Street to Fish Hatchery Road, which was originally dedicated by the subdivision plat of Grand View Addition to South Madison, located adjacent to and reversion rights to, Block One (1) and Block Six (6), said Grand View addition to South Madison, being located in part Southeast ¼ of the Northwest ¼ of Section 26, Town 07 North, Range 09 East, City of Madison, Dane County, Wisconsin. (13th Ald. Dist.)

**Body**

**WHEREAS**, the Subdivision Plat of “Grand View Addition to South Madison” including lands in the Township of Madison was recorded December 5, 1889 in Volume A of Plats on Page 21 as Document No. 180788, Dane County Registry; and

**WHEREAS**, the Subdivision Plat of “Grand View Addition to South Madison” dedicated High Street, a fifty (50) feet wide public street, from Fish Hatchery Road (formerly known as Fitchburg Street) to the south terminus at the south end of Block 3, Grand View addition to South Madison; and

**WHEREAS**, these Town of Madison platted lands were then annexed to the City of Madison in 1923; and

**WHEREAS**, an application has been made by Ghidorzi Companies on behalf of Wingra Point, LLC for the demolition of the former Bancroft Dairy, eight (8) residences and an electrical substation to prepare the site for the proposed new construction of a planned mixed-use employment development center, medical clinic, office building and parking ramp within a PUD-GDP-SIP redevelopment plan; and

**WHEREAS**, Wingra Point, LLC either owns or has offers to purchase agreements in place for all but two properties adjacent to the proposed vacation; and

**WHEREAS**, the properties at 1110 S. Park St. owned by Marc R. Wolfman and 1114 S. Park St. owned by the Reneau Living Trust, Robert F. & Carol A. Reneau Trustees will have reversionary title to vacated High Street; and

**WHEREAS**, the proposed redevelopment plan requires private access within the same area as vacated High Street and the Wolfman and Reneau Living Trust property owners have agreed to grant private access rights to Wingra Point, LLC by separate recorded document; and

**WHEREAS**, the City Of Madison Engineering, Traffic Engineering and Planning Divisions support the vacation/discontinuance of High Street from Midland Street to Fish Hatchery Road.

**NOW THEREFORE BE IT RESOLVED**, that the City Of Madison hereby conditionally discontinues and vacates High Street from Midland Street to Fish Hatchery Road under WI Ss 66.1003(2) as shown and described on “EXHIBIT” attached and made part of this resolution.

**NOW THEREFORE BE IT FURTHER RESOLVED**, under Section 80.32(4), Wisconsin Statutes, any existing easements or incidental rights within the vacated portion of High Street are perpetuated as part of this vacation;

**NOW THEREFORE BE IT FURTHER RESOLVED**, under Section 66.1005(1), Wisconsin Statutes, reversionary rights of the portion of vacated High Street public right-of-way will attach in title and ownership to the adjacent Grand View Addition to South Madison platted parcels; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, that the City Clerk validate this street vacation by recordation with the Dane County Register of Deeds.