



## Legislation Text

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File #: 29192, Version: 1

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### Fiscal Note

No expenditure of City funds required. Any costs and work relating to public infrastructure reconstruction and/or required public street signage changes as a result of the proposed redevelopment plan and street vacation shall be the sole responsibility of the Owner/Developer and administered under Private Contract between the Owner/Developer and the City.

### Title

Vacation/Discontinuance of two portions of Kilpatrick Lane as platted by Grandview Commons, being located in part of the Southeast one-quarter (1/4), of the Northwest one-quarter (1/4) and the Southwest one-quarter (1/4), of the Northeast one-quarter (1/4) of Section 11, Town 7 North, Range 10 East, City of Madison, Dane County, Wisconsin. (3rd AD)

### Body

**WHEREAS**, Kilpatrick Lane was dedicated to the public per the approved subdivision plat of Grandview Commons which was recorded November 6, 2002 in Volume 58-005A, Pages 19-33, as Document No. 3583911 Dane County Registry; and

**WHEREAS**, the Developer, has submitted for review the preliminary subdivision plat named Town Center Addition to Grandview Commons which is attached hereto and made part of this resolution; and

**WHEREAS**, the City agency conditional approval comment letter, attached hereto and made part of this resolution, dated December 19, 2012 for the proposed Town Center Addition to Grandview Commons requires the vacation of portions of Kilpatrick Lane to facilitate the associated proposed development; and

**WHEREAS**, D'Onofrio Kottke and Associates, Inc., the Civil Engineering / Surveying consultant for the Developer, has prepared the necessary map and legal description exhibits which are attached hereto and made part of this resolution; and

**WHEREAS**, if the concurrent redevelopment proposal submitted by the Developer is approved by the Common Council, City Engineering and Planning Divisions support the partial vacation of Kilpatrick Lane Portions A & B as submitted; and

**WHEREAS**, if the concurrent redevelopment proposal and the vacation of Kilpatrick Lane are both approved by the Common Council, the Kilpatrick Lane partial street vacation resolution shall be recorded by the City Clerk with the Dane County Register of Deeds and the Developer shall then incorporate the vacated portions within the proposed Town Center Addition to Grandview Commons subdivision plat; and

**WHEREAS**, the Developer shall also enter into a Private Development Agreement with the city of Madison (administered by the Engineering Division) to properly reconstruct any public street and utility infrastructure resulting from the Kilpatrick Lane vacation and redevelopment proposal.

**NOW THEREFORE BE IT RESOLVED**, that the City Of Madison hereby conditionally discontinues and vacates two portions of Kilpatrick Lane as platted by Grandview Commons, under WI Ss 66.1003(2); and

**NOW THEREFORE BE IT RESOLVED**, the D'Onofrio Kottke and Associates, Inc. prepared exhibits attached hereto and made part of this resolution which depict the vacation area, upon adoption of this resolution, shall

be recorded by the City Clerk with a certified copy of the resolution with the Dane County Register of Deeds.