

ENROLLED ORDINANCE 167-58

SALE OF EXCESS RIGHT OF WAY – PARCEL 17 CTH L JANESVILLE ROAD

WHEREAS, Waukesha County operates and improves a system of county highways, and

WHEREAS, the County's adopted Capital Plan contains Project 200011 to reconstruct and improve CTH L from CTH Y to CTH O in the City of Muskego, and

WHEREAS, certain rights of way have been acquired to carry out this project, and

WHEREAS, the County now possesses certain excess rights of way which could be returned to private ownership, and

WHEREAS, under Section 83.08(4) of the Wisconsin State Statutes, the County Board is empowered to sell excess right of way at private sale for fair market value to owners of adjacent property, and

WHEREAS, Waukesha County has received an offer to purchase the excess right of way from James Poulos and Theresa Poulos, the owners of the adjacent parcel, in the amount of \$10,184.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the following described parcel, containing 0.111 acres of land more or less, is declared to be excess highway right of way:

Part of Lot 18, of the Michi Plat, being part of the Southeast 1/4 of Section 9, Township 5 North, Range 20 East, in the City of Muskego, Waukesha County, Wisconsin, described as follows:

Commencing at the Northeast corner of the Southeast 1/4 of Section 9; thence south 01°13'04" east along the east line of said 1/4 section, 113.05 feet to a point on the reference line of C.T.H. "L"; thence South 62°07'53" West along said reference line, 573.24 feet; thence North 27°52'07" West, 68.27 feet to a point on the Northerly relocated right of line of C.T.H. "L" and the point of beginning. Thence North 89°06'09" West along said relocated right of way, 13.10 feet to a point on the Easterly relocated right of way line of Michi Drive; thence North 42°52'07" West along said relocated right of way, 23.32 feet to a point on a curve; thence continuing along said relocated right of way and along the arc of a curve, 107.36 feet, center lies to the Northeast, radius of 267.00 feet, chord bears North 31°20'57" West, 106.63 feet; thence North 74°57'43" East, 55.45 feet; thence South 14°07'38" East, 126.58 feet to the point of beginning.

Said parcel contains 0.111 acres more or less, exclusive of those lands previously conveyed or dedicated for highway purposes.

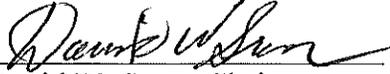
BE IT FURTHER ORDAINED that the Public Works Department is authorized to sell such excess rights of way to the adjacent owner, James Poulos and Theresa Poulos for a price of \$10,184.

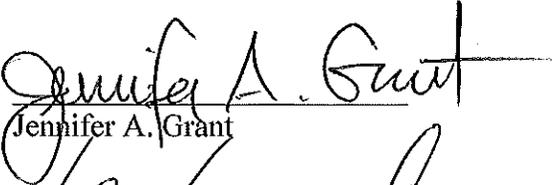
BE IT FURTHER ORDAINED that the County Executive and County Clerk are authorized to sign the necessary documents to effectuate the sale.

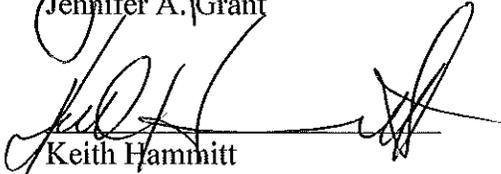
BE IT FURTHER ORDAINED that proceeds from the sale of this excess right of way land be deposited into the general fund - nondepartmental.

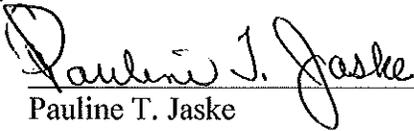
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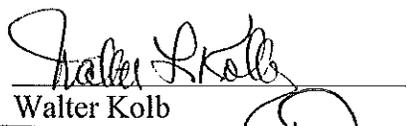
Presented by:
Public Works Committee

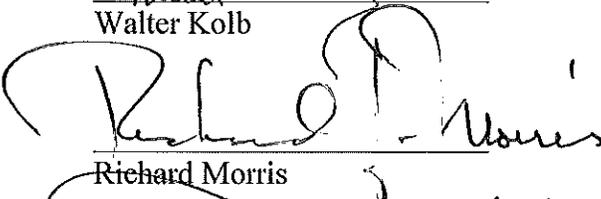

David W. Swan, Chair

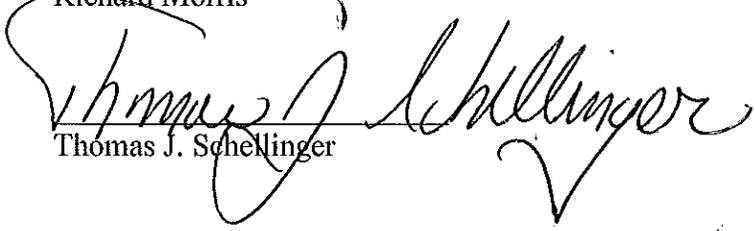

Jennifer A. Grant


Keith Hammitt

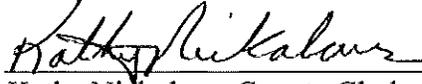

Pauline T. Jaske


Walter Kolb


Richard Morris

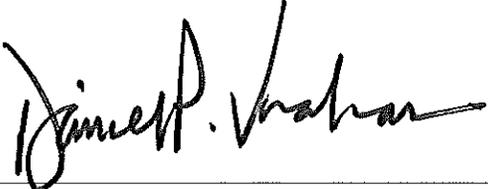

Thomas J. Schellinger

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 11-30-2012, 
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: X
Vetoed: _____

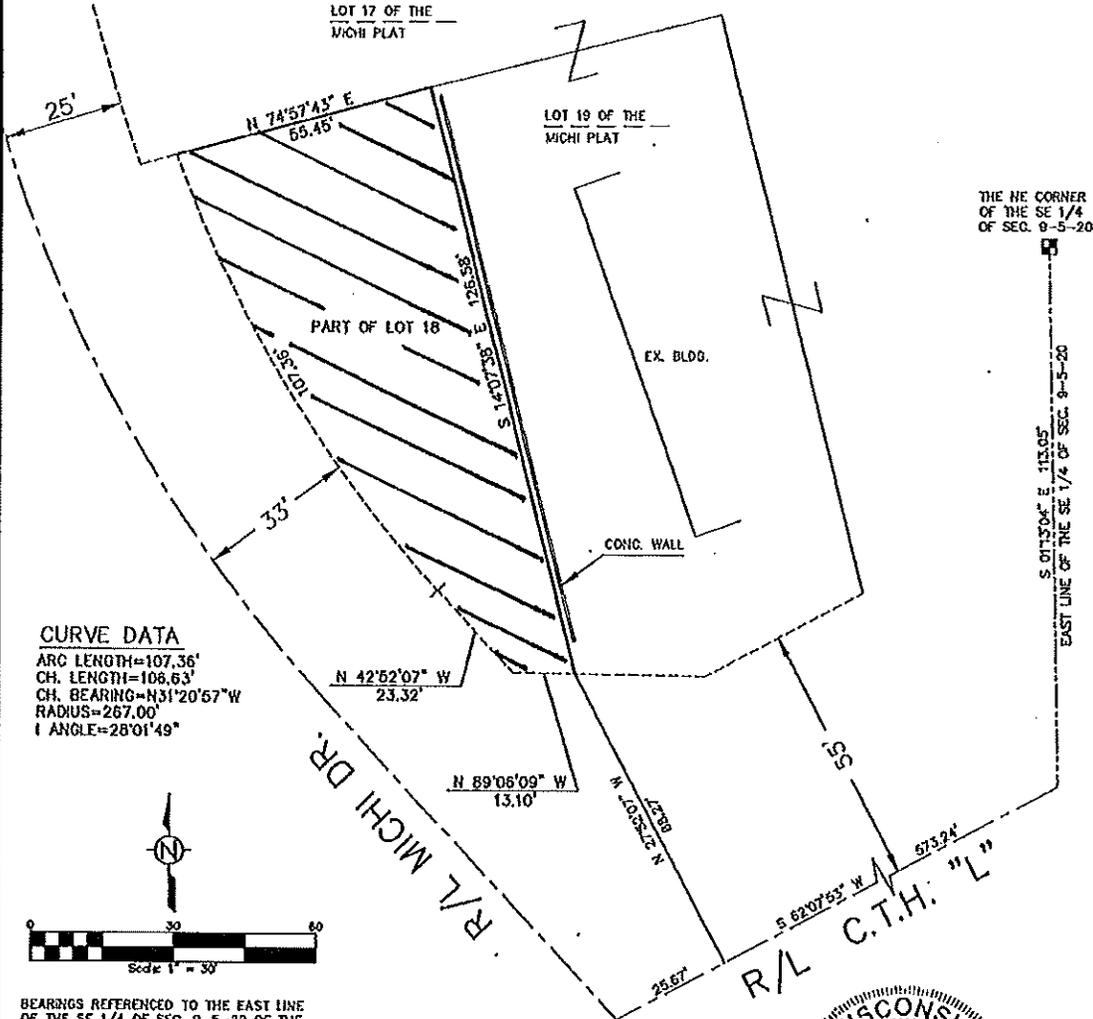
Date: 12-5-12, 
Daniel P. Vrakas, County Executive

PART OF LOT 18, OF THE MICHIGAN PLAT, ALL THAT PART OF THE SOUTHEAST 1/4 OF SECTION 9, TOWNSHIP 5 NORTH, RANGE 20 EAST, IN THE CITY OF MUSKEGO, WAUKESHA COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST 1/4 OF SECTION 9; THENCE SOUTH 01°13'04" EAST ALONG THE EAST LINE OF SAID 1/4 SECTION, 113.05 FEET TO A POINT ON THE REFERENCE LINE OF C.T.H. "L"; THENCE SOUTH 62°07'53" WEST ALONG SAID REFERENCE LINE, 573.24 FEET; THENCE NORTH 27°52'07" WEST, 68.27 FEET TO A POINT ON THE NORTHERLY RELOCATED RIGHT OF WAY LINE OF C.T.H. "L" AND THE POINT OF BEGINNING. THENCE NORTH 89°06'09" WEST ALONG SAID RELOCATED RIGHT OF WAY, 13.10 FEET TO A POINT ON THE EASTERLY RELOCATED RIGHT OF WAY LINE OF MICHIGAN DRIVE; THENCE NORTH 42°52'07" WEST ALONG SAID RELOCATED RIGHT OF WAY, 23.32 FEET TO A POINT ON A CURVE; THENCE CONTINUING ALONG SAID RELOCATED RIGHT OF WAY AND ALONG THE ARC OF A CURVE, 107.36 FEET, CENTER LIES TO THE NORTHEAST, RADIUS OF 267.00 FEET, CHORD BEARS NORTH 31°20'57" WEST, 106.63 FEET; THENCE NORTH 74°57'43" EAST, 55.45 FEET; THENCE SOUTH 14°07'38" EAST, 126.58 FEET TO THE POINT OF BEGINNING.

SAID DESCRIPTION CONTAINING 4,842 SQUARE FEET, 0.111 ACRES.

SAID DESCRIPTION WRITTEN FROM THE C.T.H. "L" R/W PLAT PROJECT NUMBER 06-2380(13)(A) AND 06-2380(13)(C).



CURVE DATA
 ARC LENGTH=107.36'
 CH. LENGTH=106.63'
 CH. BEARING=N31°20'57"W
 RADIUS=267.00'
 I ANGLE=28°01'49"

BEARINGS REFERENCED TO THE EAST LINE OF THE SE 1/4 OF SEC. 9-5-20 OF THE WISCONSIN STATE PLANE COORDINATE SYSTEM, SOUTH ZONE, AS REVISED BY S.E.W.R.P.C. 2012.

PLAT OF SURVEY FOR:
 WAUKESHA COUNTY DEPT. OF PUBLIC WORKS
 515 W. MORELAND BLVD. RM. 220
 WAUKESHA, WI. 53188

NOTE: PROPERTY CORNERS NOT SET PER OWNER'S REQUEST.

THIS IS AN ORIGINAL PRINT ONLY IF SEAL IS IMPRINTED IN RED.
 "I have surveyed the above property, and the above map is a true representation thereof and shows the size and location of the property, its exterior boundaries, the location and dimensions of all structures thereon, fences, apparent easements, roadways, and visible encroachments.

This survey is made for the exclusive use of the present owner of the property; also those who purchase, mortgage, or guarantee the title thereto, within one year from the date hereof."



THIS INSTRUMENT WAS DRAFTED ON 10-16-2012 BY JASON T. MAYER, R.L.S. 615 W. MORELAND BLVD. RM 220, WAUKESHA, WISCONSIN 53088 (262)548-7740

167-0-057

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-11/27/12

(ORD) NUMBER-1670057

- 1 C. SLATTERY.....AYE
- 3 R. MORRIS.....AYE
- 5 J. BRANDTJEN.....AYE
- 7 J. GRANT.....AYE
- 9 J. HEINRICH.....AYE
- 11 F. RUF.....AYE
- 13 P. DECKER.....AYE
- 15 W. KOLB.....AYE
- 17 D. PAULSON.....AYE
- 19 C. CUMMINGS.....AYE
- 21 W. ZABOROWSKI.....
- 23 K. HAMMITT.....AYE
- 25 G. YERKE.....AYE

- 2 D. FALSTAD.....AYE
- 4 J. BATZKO.....AYE
- 6 J. JESKEWITZ.....
- 8 P. HAUKOHL.....AYE
- 10 D. SWAN.....AYE
- 12 P. WOLFF.....AYE
- 14 P. MEYER.....AYE
- 16 M. CROWLEY.....AYE
- 18 L. NELSON.....AYE
- 20 T. SCHELLINGER....AYE
- 22 P. JASKE.....AYE
- 24 D. DRAEGER.....AYE

TOTAL AYES-23

TOTAL NAYS-00

CARRIED _____

DEFEATED _____

UNANIMOUS X

TOTAL VOTES-23