

ENROLLED ORDINANCE 168-27

DISCONTINUANCE OF LANDS HELD FOR HIGHWAY PURPOSES – EAST
SUNSET DRIVE, RIGHT OF WAY ADJACENT TO TAX ID PARCEL
WAKC 1350-99-003, CITY OF WAUKESHA

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

WHEREAS the County re-aligned portions of former CTH “A,” now known as East Sunset Drive, as a part of Project ID S1462(1) in or around 1963, and

WHEREAS portions of the former CTH “A”, now known as East Sunset Drive, have been discontinued due to the re-alignment of the roadway, and

WHEREAS, Waukesha County transferred jurisdiction of former CTH “A” to the City of Waukesha, and

WHEREAS the City of Waukesha has approved the transfer of the discontinued road right of way to the adjacent owner, the Robert F. Smart and Carol O. Smart Revocable Trust of 2010, and

WHEREAS under Section 66.1005(1) of the Wisconsin State Statutes, the County Board is empowered to discontinue lands no longer used for highway purposes and return ownership to the owners of adjacent property, and

WHEREAS Waukesha County has received a request from the Robert F. Smart and Carol O. Smart Revocable Trust of 2010, the owners of the adjacent property, requesting that these lands be formally discontinued for highway purposes, and any interest which Waukesha County may still retain in these lands, if any, be transferred by quit claim deed to the Robert F. Smart and Carol O. Smart Revocable Trust of 2010 in order to clear title.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the following described parcel, containing 1.165 acres of land more or less, is declared to be discontinued for highway use and shall be returned to the adjacent owner as required under Section 66.1005(1) of the Wisconsin State Statutes :

All that part of the Northeast ¼ of the Northwest ¼ of Section 14, Town 6 North, Range 19 East, in the City of Waukesha, Waukesha County, Wisconsin, being more particularly bounded and described as follows:

Commencing at the Northeast corner of the said Northwest 1/4 Section, said point being the place of beginning of lands hereinafter described; Thence South 88°27'25" West and along the North Line of the said Northwest ¼ Section, 179.82 feet to a point; Thence South 80°53'53" West, 864.91 feet to a point Intersecting the East Right-of-way line of "Tenny Avenue" with the South Right-of-Way line of "E. Sunset Drive"; Thence South 82°12'20" East and along the said South Right-of-Way line, 190.22 feet to a point; Thence North 80°56'40" East and along the said South Right-of-Way line, 855.84 feet to a point on the East line of the said Northwest 1/4 Section; Thence North 00°15'16" East and along the said East line, 32.76 feet to the point of beginning of this description.

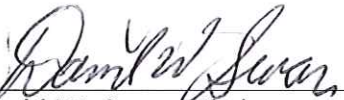
Said Parcel contains 50,747 Square Feet (or 1.165 Acres) of land, more or less.


BE IT FURTHER ORDAINED that the Public Works Department is authorized to transfer any interest that Waukesha County retains in such discontinued highway right of way to the adjacent owner, the Robert F. Smart and Carol O. Smart Revocable Trust of 2010 by quit claim deed for the purpose of clearing title to said lands.


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

DISCONTINUANCE OF LANDS HELD FOR HIGHWAY PURPOSES – EAST
SUNSET DRIVE, RIGHT OF WAY ADJACENT TO TAX ID PARCEL
WAKC 1350-99-003, CITY OF WAUKESHA


Presented by:
Public Works Committee

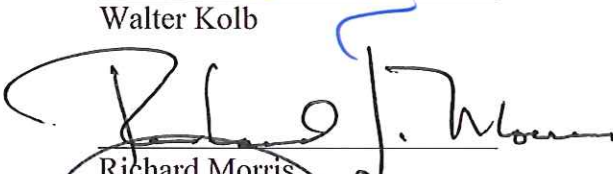

David W. Swan, Chair



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: 7/23/2013, 
Kathleen Novack, County Clerk

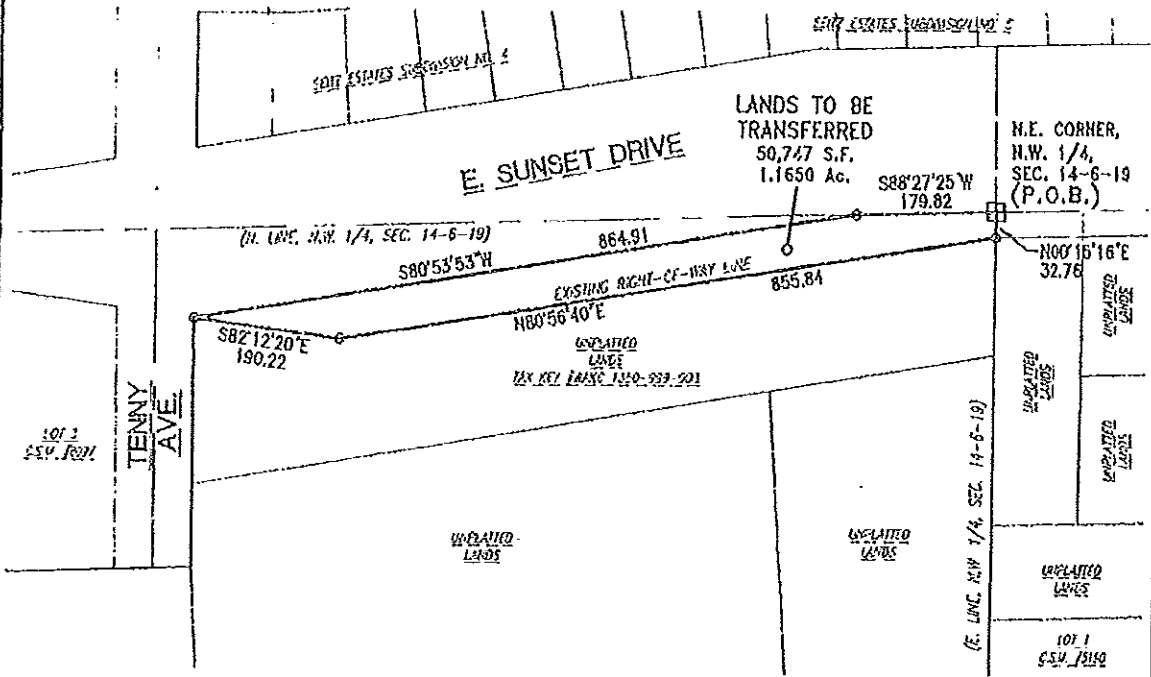
The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: _____
Vetoed: _____

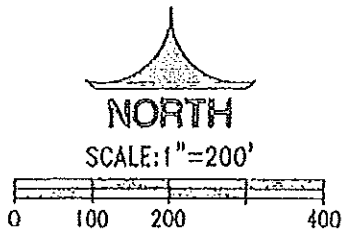
Date: 7-30-13, 
Daniel P. Vrakas, County Executive

EXHIBIT "A"

LANDS TO BE TRANSFERRED TO
 "ROBERT F. SMART & CAROL O. SMART REVOCABLE TRUST OF 2010"
 TAX KEY NO: WAKC 1350-999-003



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THIS EXHIBIT WAS PREPARED BY GRADY L. GOSSER, R.L.S. (S-2972)

DATE: 4/5/13