

RESOLUTION #2017-02

A RESOLUTION TO VACATE BENTON STREET AND ALTER OWNERSHIP

STATE OF WISCONSIN
VILLAGE OF ROCKDALE
DANE COUNTY

The Village Board of the Village of Rockdale, Dane County, Wisconsin, by this resolution, adopted by a majority of the Village Board on a roll call vote with a quorum present and voting and proper notice having been given, resolves and declares as follows:

The public way described below is vacated and discontinued under s. 66.1003 (4), Wis. stats. It is in the public interest that the public way described below is vacated and discontinued under s. 66.1003 (4), Wis. stats.

The public way to be discontinued is described as follows: Benton Street located East of Sheldon Street and West of Koshkonong Creek.

The discontinuance of the above-described public way will not result in a landlocked property and no owner of property abutting the discontinued public way will be damaged by the discontinuance.

The discontinued public way will be vacated and land awarded to the following owners abutting the public way: Tamara L. Schmid and Randall J. Schmid (Schmid) as to the northerly ½ and David Okada and Tina Okada (Okada) as to southerly ½ contingent upon and subject to a written agreement outlining and agreement between Schmid and Okada setting forth the ownership of the discontinued public way.

The written agreement shall include the following terms and conditions:

- a. The Village of Rockdale retain ownership of the Green highlighted path as set forth on Exhibit F.
- b. Tamara L. Schmid and Randall J. Schmid are granted ownership of the Pink highlighted area as set forth on Exhibit F.
- c. David and Tina Okada are granted ownership of the Yellow highlighted area as set forth in Exhibit F.
- d. Tamara L. Schmid and Randall J. Schmid and David Okada and Tina Okada shall grant a 10' wide easement to the Village of Rockdale in the location of the existing stormwater

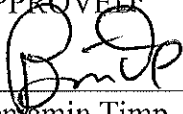
drainage system (the center point of the existing pipe to be the centerline of the easement) for purposes of maintaining, repairing, reconstructing or otherwise servicing such stormwater pipe and system.

(LEGAL TO BE PROVIDED BY SURVEYOR)

The Village Clerk shall properly post or publish this resolution as required under s. 60.80, Wis. stats.

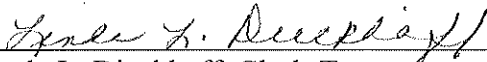
The above and foregoing Resolution was duly adopted by the Village Board of Rockdale at a regular meeting held this 18th day of December 2017.

APPROVED:



Benjamin Timp, Village President

ATTEST:



Linda L. Dieckhoff, Clerk-Treasurer

Passed: December 18, 2017

Vote:

Ayes: 5 Nays: 0

SHELDON STREET

BENTON STREET

