

**CITY OF SHEBOYGAN
GENERAL ORDINANCE 36-25-26**

BY ALDERPERSON CLOSE.

DECEMBER 23, 2025.

AN ORDINANCE granting SBEHAH 505 SHEBOYGAN PROPERTY LLC, its successors and assigns, the privilege of encroaching upon the described portions of South Water Street right of way in the City of Sheboygan for the purpose of creating wheelchair ramp access to the Golden Harbor Assisted Living Facility building.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Subject to the terms and conditions contained herein, SBEHAH 505 SHEBOYGAN PROPERTY LLC, its successors and assigns, is hereby granted the privilege of encroaching upon South Water Street right of way as follows:

That part of Water Street and Pennsylvania Avenue lying west of Block 175 in the Sheboygan Original Plat, according to the Plat thereof, in the City of Sheboygan, Sheboygan County, Wisconsin, described as follows:

Beginning at the Northwest corner of Lot 2 in said Block 175; thence South 12 degrees 13 minutes 37 seconds East along the west line of said Lot 2, 70.00 feet; thence North 75 degrees 17 minutes 57 seconds West, 4.93 feet; thence North 12 degrees 20 minutes 03 seconds West, 17.00 feet; thence North 45 degrees 47 minutes 24 seconds West, 7.48 feet; thence North 12 degrees 25 minutes 30 seconds West, 38.88 feet; thence North 32 degrees 11 minutes 21 seconds East, 9.08 feet; thence North 78 degrees 12 minutes 50 seconds East, 2.34 feet; thence South 12 degrees 13 minutes 37 seconds East, 0.81 feet to the Point of Beginning, containing 492 square feet, more or less;

for the purpose of creating wheelchair ramp access to the building.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said SBEHAH 505 SHEBOYGAN PROPERTY LLC, its successors and assigns:

a. Shall become primarily responsible and liable for all and any damage to persons or property caused by and arising from the grant and exercise of such privilege.

b. Shall remove the encroachment allowed herein within ten (10) days after notice so to remove given by the State of Wisconsin or the City of Sheboygan; in the event of the failure so to remove, the said SBEHAH 505 SHEBOYGAN PROPERTY LLC, its successors and assigns: shall pay the costs of removal by the State of Wisconsin or the City of Sheboygan, waiving all claim or claims for damages resulting from such removal, whether the removal is done by the said SBEHAH 505 SHEBOYGAN PROPERTY LLC, its successors and assigns, or by the State of Wisconsin or by the City of Sheboygan.

c. Shall pay such compensation to the City of Sheboygan for the grant of this privilege as may be determined by a board consisting of the Mayor, the Director of Public Works and the City Attorney; the compensation shall be paid into the General Fund.

d. Shall make such construction and/or alterations and maintain the same subject to the approval of the City Building Inspector and Director of Public Works, and shall waive the right to contest in any manner the validity of this ordinance or the amount of compensation charged.

Section 3. The provisions of § 66.0425(1)(2) of the Wisconsin Statutes are incorporated herein by reference to all intents and purposes as if set out fully.

Section 4. The City Clerk is authorized and directed to record a certified copy of this ordinance in the office of the Register of Deeds for Sheboygan County, Wisconsin, the costs thereof to be charged to the General Fund.

Section 5. This ordinance shall take effect and be in full force from and after its passage and publication and upon payment of the consideration to be determined hereunder, provided, however, that in the event of failure to exercise the privilege herein granted and the payment of such consideration within six (6) months from the effective date hereof, then and in that event such privilege shall be rendered null and void.

PASSED AND ADOPTED BY THE CITY OF SHEBOYGAN COMMON COUNCIL

Presiding Officer

Ryan Sorenson, Mayor, City of
Sheboygan

Attest

Meredith DeBruin, City Clerk, City of
Sheboygan