


II

R. O. No. 134 - 22 - 23. By CITY PLAN COMMITTEE. April 5, 2023.

Your Committee to whom was referred Gen. Ord. No. 29-22-23 by Alderperson Perrella and R. O. No. 118-22-23 by City Clerk submitting and granting Sheboygan Self Storage, LLC, its successors and assigns, the privilege of encroaching upon described portions of South 13th Street and Kentucky Avenue right of way in the City of Sheboygan for the purpose of addressing the existing building structure, emergency egress, and adding a sun shade feature; recommends filing the R. O. and adopting the Ordinance.

CITY PLAN COMMISSION

 Gen. Ord. No. 29 - 22 - 23. By Alderperson Perrella. March 6, 2023.

AN ORDINANCE granting Sheboygan Self Storage, LLC, its successors and assigns, the privilege of encroaching upon described portions of South 13th Street and Kentucky Avenue right of way in the City of Sheboygan for the purpose of addressing the existing building structure, emergency egress, and adding a sun shade feature.

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

Section 1. Subject to the terms and conditions contained herein, Sheboygan Self Storage, LLC, its successors and assigns, is hereby granted the privilege of encroaching upon South 13th Street and Kentucky Avenue right of way as follows:

A Part of the South 13th Street Right-of-way and Kentucky Avenue Right-of-way adjacent to Block 257 of the Original Plat of Sheboygan, being part of the Southeast 1/4 of the Northeast 1/4, Section 27, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin described as follows:

Commencing at the Southeast Corner of Block 257 of the Original Plat of Sheboygan; thence N89°48'59"W 220.68 feet along the South line of said Block 257 to the POINT OF BEGINNING of this description; thence S00°34'04"W 0.38 feet along the East wall of said Building No. 1234; thence N89°58'27"W 110.47 feet along the South Wall of said Building; thence S00°01'33"W 4.00 feet; thence N89°58'27"W 34.03 feet; thence N00°30'21"E 44.04 feet; thence N89°31'49"W 1.00 feet; thence N00°30'21"E 8.00 feet; thence S89°31'49"E 5.00 feet; thence N00°30'21"E 87.59 feet along the West Wall of said Building No. 1234; thence N89°46'16"E 0.36 feet; thence S00°04'20"E 134.84 feet along the West line of Lot 7 of said Block 257; thence S89°48'59"E 138.75 feet along the South line of said Block 257 to the point of beginning. This described portion contains 557 square feet or 0.013 acres.

for the purpose of addressing the existing building structure, emergency egress, and adding a sun shade feature.

Section 2. The privilege as granted above is granted only on the condition that by the acceptance of the privilege, the said Sheboygan Self Storage, 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.

City Plan

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 Showcase Painting & Drywall, 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 Sheboygan Self Storage, 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 §66.045(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.

I HEREBY CERTIFY that the foregoing Ordinance was duly passed by the Common Council of the City of Sheboygan, Wisconsin, on the _____ day of _____, 20____.

Dated _____ 20____. _____, City Clerk

Approved _____ 20____. _____, Mayor

ENCROACHMENT EXHIBIT

ALLEY

Parcel Line Table		
Line #	Direction	Length
L1	S0°34'04"W	0.38'
L2	N89°58'27"W	110.47'
L3	S0°01'33"W	4.00'
L4	N89°58'27"W	34.03'
L5	N0°30'21"E	44.04'
L6	N89°31'49"W	1.00'
L7	N0°30'21"E	8.00'
L8	S89°31'49"E	5.00'
L9	N0°30'21"E	87.59'
L10	N89°46'16"E	0.36'
L11	S0°04'20"E	134.84'
L12	S89°48'59"E	138.75'

LEGEND

O = Iron Stake Found

LOT 9
BLOCK 257

LOT 8
BLOCK 257

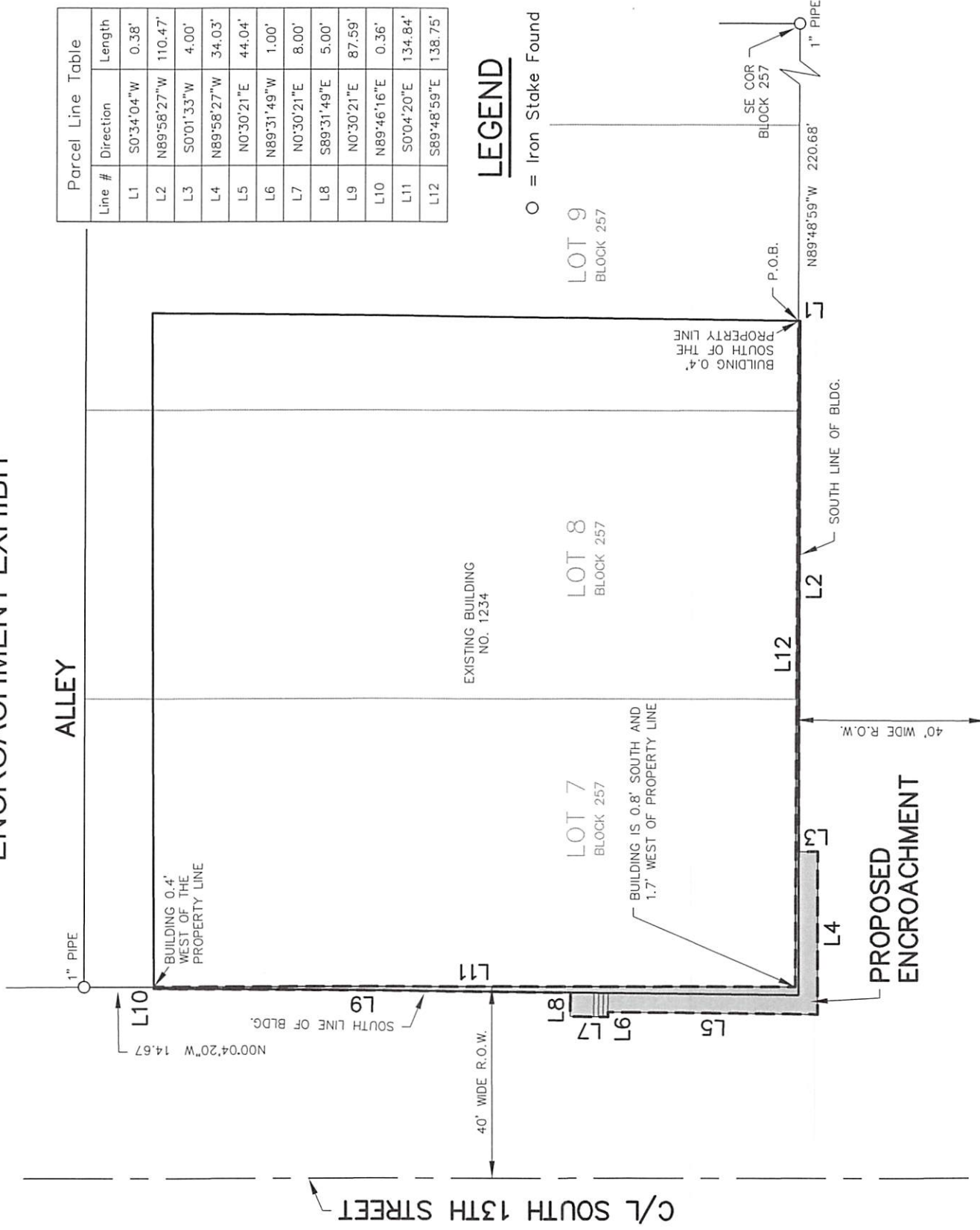
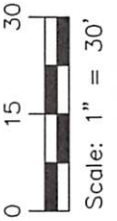
LOT 7
BLOCK 257

EXISTING BUILDING
NO. 1234

BUILDING IS 0.8' SOUTH AND
1.7' WEST OF PROPERTY LINE

BUILDING 0.4'
WEST OF THE
PROPERTY LINE

BUILDING 0.4'
SOUTH OF THE
PROPERTY LINE



C/L KENTUCKY AVENUE

Legal Description of Encroachment Area adjacent to Parcel #59281507730

A Part of the South 13th Street Right-of-way and Kentucky Avenue Right-of-way adjacent to Block 257 of the Original Plat of Sheboygan, being part of the Southeast 1/4 of the Northeast 1/4, Section 27, T15N, R23E, City of Sheboygan, Sheboygan County, Wisconsin described as follows:

Commencing at the Southeast Corner of Block 257 of the Original Plat of Sheboygan; thence N89°48'59"W 220.68 feet along the South line of said Block 257 to the POINT OF BEGINNING of this description; thence S00°34'04"W 0.38 feet along the East wall of said Building No. 1234; thence N89°58'27"W 110.47 feet along the South Wall of said Building; thence S00°01'33"W 4.00 feet; thence N89°58'27"W 34.03 feet; thence N00°30'21"E 44.04 feet; thence N89°31'49"W 1.00 feet; thence N00°30'21"E 8.00 feet; thence S89°31'49"E 5.00 feet; thence N00°30'21"E 87.59 feet along the West Wall of said Building No. 1234; thence N89°46'16"E 0.36 feet; thence S00°04'20"E 134.84 feet along the West line of Lot 7 of said Block 257; thence S89°48'59"E 138.75 feet along the South line of said Block 257 to the point of beginning.

This described portion contains 557 square feet or 0.013 acres.

II

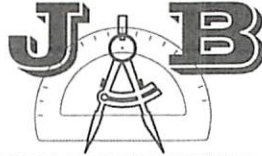
24

R. O. No. 118 - 22 - 23. By CITY CLERK. March 6, 2023.

Submitting an encroachment request from JB Site Design and Engineering, LLC pursuant to the request of the owner (Sheboygan Self Storage, LLC) of South 13th Street and Kentucky Avenue right of way for the purpose of addressing the existing building structure, emergency egress, and adding a sun shade.

CITY CLERK

CityPlan



SITE DESIGN AND ENGINEERING, LLC

January 4, 2023

Mayor Ryan Sorenson
City of Sheboygan, City Hall
828 Center Avenue, Suite 300
Sheboygan, WI 53081

RE: South 13th Street and Kentucky Avenue Right of Way Encroachment Request
Sheboygan Self Storage, LLC
1234 Kentucky Avenue
Sheboygan, WI 53081

Pursuant to the request of the owner, we are formally petitioning the City of Sheboygan to consider the defined **557 square foot encroachment** within South 13th Street and Kentucky Avenue. The petition is being made to address three key components as defined below.

EXISTING BUILDING STRUCTURE

As defined within the boundary survey generated by Cedar Creek Surveying as part of the proposed redevelopment of the property, it was determined that the existing building currently encroaches within the South 13th Street Right of Way and the Kentucky Avenue Right of Way. A portion of the proposed Encroachment petition would address the current building being within the both Right of Way.

PROPOSED EMERGENCY EGRESS

The existing (4) story building will be broken into multiple uses. The topography of the site defines Kentucky Avenue as being one story higher than the City of Sheboygan alleyway on the north side of the building. The grade transition occurs along the east and west sides of the building. The first floor, which is below the existing Kentucky Avenue grade line, will be self-storage which only requires access from the existing loading dock area at the northeast corner of the building. The second and fourth floors are designated for office space use and the third floor is designated for additional self-storage. Two internal stair towers have been constructed, one on the east side of the building and one on the west. The east stair tower allows for access 'at grade' through an existing man-door at the southeast corner of the building (Kentucky Avenue). Due to the grade transition along South 13th Street, the existing grade outside of the west second floor stair toward is approximately 3-feet lower. The encroachment petition includes a 5-foot x 5-foot poured concrete landing and stairs directed south down to existing grade.

PROPOSED SUN SHADE

As part of the proposed exterior architectural finishes to upgrade/enhance the overall appearance of the building, a four foot wide sun shade feature is being added. The proposed sun shade would be located at the southwest corner of the building, extending 34-foot east along Kentucky Avenue and 44-foot north along South 13th Street. It is to be constructed at the approximate third floor. That would translate to being approximately 13-feet above the existing Kentucky Avenue sidewalk

If any additional information is required, please feel free to contact our office to discuss.

Sincerely,

Joseph Bronoski

ENCROACHMENT EXHIBIT

ALLEY

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BLOCK 257

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LOT 7
BLOCK 257

EXISTING BUILDING
NO. 1234

BUILDING 0.4'
SOUTH OF THE
PROPERTY LINE

BUILDING IS 0.8' SOUTH AND
1.7' WEST OF PROPERTY LINE

P.O.B.

SE COR

BLOCK 257

1" PIPE

N89°48'59"W 220.68'

SOUTH LINE OF BLDG.

L2

L12

40' WIDE R.O.W.

PROPOSED
ENCROACHMENT

L4

L3

L5

L6

L7

L8

L9

L10

L11

L12

C/L SOUTH 13TH STREET

40' WIDE R.O.W.

1" PIPE

N00°04'20"W 14.67'

L10

L9

L8

L7

L6

L5

L4

L3

L2

L1

L12

L11

L10

L9

L8

L7

L6

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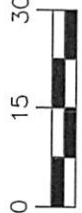
L5

L4

L3

L2

L1



Scale: 1" = 30'

C/L KENTUCKY AVENUE

CEDAR CREEK SURVEYING, LLC
www.cedarcreeksurveying.com

Legal Description of Encroachment Area adjacent to Parcel #59281507730

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