

**RESOLUTION TO
VACATE RIGHT-OF-WAY ON HYLAND STREET, BETWEEN THE
ROCK RIVER AND INTERSECTION WITH SOUTH SECOND STREET,
CITY OF WATERTOWN, COUNTY OF JEFFERSON, WISCONSIN**

**SPONSOR: MAYOR EMILY McFARLAND
FROM: PLAN COMMISSION**

WHEREAS, the Common Council of the City of Watertown, Jefferson County, Wisconsin, by this Resolution, adopted by a majority of the Common Council on a roll call vote with a quorum present and voting and proper notice having been given, resolves and declares as follows; and,

WHEREAS, it is in the public interest that the public way described below is vacated and discontinued under s. 66.1003 (4), Wis. Stats.

WHEREAS, The discontinuance of the above-described public way in which no owner of property abutting the discontinued public way will be damaged by the discontinuance; and, public hearing was held before the Common Council on September 20, 2022, at 7:00 p.m., and no sufficient written objection to the said discontinuance and vacation has been filed with the City Clerk and the discontinued public way will be vacated and the land awarded to the owners of the real estate pursuant to Wis. Stat. § 66.1005; and,

WHEREAS, Notice of Hearing Discontinuance of Public Way in the City of Watertown was published as a Class 3 legal notice in the Watertown Daily Times on the following dates: August 30, 2022, September 6, 2022, and September 13, 2022, the last day of publication being 7 days or more from the date of the hearing pursuant to s. 985.01 (1m) (a), Wis. Stat.; and,

WHEREAS, said Notice was served and/or admitted in the manner prescribed by law on the owners of all of the frontage of the lots and lands abutting upon the portion of said right-of-way to be discontinued or a waiver of notice thereof was received; and,

WHEREAS, Lis Pendens – Notice of Discontinuance of a Public Way for the property described below was recorded with the Jefferson County Register of Deeds Office on August 3, 2022, as Document No. 1465626.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF WATERTOWN, WISCONSIN:

Section 1. That the following described public right-of-way be vacated and belong to the owners of the adjoining lands, subject to the reservation of easements acquired and the rights of the public in any of the underground structures, improvements or services as enumerated or otherwise existing in said public way:

Being a part of Hyland Street as platted by Cole Bailey & Co's Second Addition to Watertown. Also being a part of the northeast ¼ of the southwest ¼ of Section 4, all lying in Township 8 North, Range 15 East, in the City of Watertown, County of Jefferson, State of Wisconsin. Said lands are bounded and described as follows:

Beginning at the found aluminum monument at the Southeast corner of the Southeast ¼ of said Section 4; thence North 84°25'00" West, 2654.47 feet along the South line of said Southeast ¼ of said Section 4 to a found aluminum monument at the Southwest corner of the Southeast ¼ of said Section 4; thence North 01°35'22" West, 1360.02 feet to a point; thence South 88°24'38" West, 476.54 feet to the point of beginning of the lands hereinafter described; thence North 81°08'36" West, 227.39 feet along the south right-of-way line of Hyland Street and the north line of Lot 1 of CSM 3610 to a found 1" iron pipe at the northwest corner of Lot 1 of CSM 3610; thence along the meander line North 05°08'17" West, 68.02 feet to a point on the north line of Hyland Street; thence South 81°08'36" East, 244.49 feet along said north right-of-way line to the southeast corner of Lot 6 of Block 3 of Cole, Bailey and Co's Second Addition to Watertown, thence South 09°25'18" West, 66.00 feet to the place of beginning; Said described lands containing 15,572 s.f. (0.3575 Acres), of land to the meander line. Also including lands lying between the previously described meander line and the ordinary high water mark (OHWM) of the Rock River. Gross area of described lands containing 18,600 s.f. (0.4270 Acres), more or less of land to the (OHWM) of the Rock River.

BE IT FURTHER RESOLVED. That the Lis Pendens filed in this case on August 3, 2022, in the office of the Register of Deeds of Jefferson County, Wisconsin as Document No. 1465626 is hereby released.

BE IT FURTHER RESOLVED. That the City Clerk shall properly post or publish this Resolution as required under s. 60.80, Wis. Stats and is further directed to cause this final resolution to be recorded in the Jefferson County Register of Deeds office along with the Exhibit A hereto.

BE IT FURTHER RESOLVED. That this Resolution shall be in full force and effect immediately upon its passage and adoption.

	YES	NO
DAVIS		
LAMPE		
RUETTEN		
BARTZ		
LICHT		
SMITH		
SCHMID		
WETZEL		
ROMLEIN		
MAYOR MCFARLAND		
TOTAL		

ADOPTED September 20, 2022

CITY CLERK

APPROVED September 20, 2022

MAYOR

