

ENROLLED ORDINANCE 172-035

APPROVE TRANSFER OF ANY RETAINED RIGHTS IN NEVINS
STREET (FORMER CTH F) TO THE VILLAGE OF BIG BEND

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

WHEREAS, Waukesha County re-aligned County Trunk Highway (CTH) F in 1964 as part of Highway Project S 0475(2), which created Nevins Street; and

WHEREAS, the Village of Big Bend operates, maintains and has jurisdiction over Nevins Street following the 1964 re-alignment of CTH F; and

WHEREAS, the County had a Jurisdictional Transfer of this section of CTH F (now STH 164) in 1988 to the Wisconsin Department of Transportation; and

WHEREAS, a cul-de-sac and dead end was created on Nevins Street between STH 164 (Old CTH F) in 2011 as a part of the Wisconsin Department of Transportation's Highway Project ID 2810-06-21; and

WHEREAS, the Village of Big Bend has requested that Waukesha County quit claim any interest it may have retained in the following described right of way of Nevins Street:

Nevins Street Right of Way as described on Wisconsin Department of Transportation Project Plat 2810-06-21-4.01:

All that part of the NE ¼ of the SE ¼ of Section 23, and the NW ¼ of the SW ¼ of Section 24, in T5N, R19E in the Village of Big Bend and Waukesha County, Wisconsin bounded and described as follows:

Commencing at the east quarter corner of said Section 23; thence S89°41'27"W along the north line of said SE ¼, 37.08 feet to a point on the westerly right of way line of STH 164 as established by Transportation Project Plat No: 2810-06-21-4.01 as recorded as Document No. 3884036 in the Waukesha County Registry; thence southeasterly 11.84 feet along said right of way line and the arc of a curve of radius 605.19 feet, center lies to the east, chord of said arc bears S06°33'11"E 11.84 feet to a point on westerly right of way line of Nevins Street and the place of beginning of the lands hereinafter described; thence continuing southeasterly 255.03 feet along said right of way line and arc of a curve of radius 605.19 feet, center lies to the east, chord of said arc bears S19°11'09"E 253.15 feet to a point on the easterly right of way line of said Nevins Street; thence S41°58'47"W along said easterly right of way line 110.45 feet; thence S57°59'18"E along said right of way line 6.07 feet; thence S16°46'15"W along said right of way line 58.12 feet; thence S10°20'54"W along said right of way line 143.20 feet; thence N79°00'04"E along said right of way line 45.00 feet to a point on the northerly right of way line of CTH "L"; thence S48°15'52"W along said northerly right of way line 175.61 feet to a point on the westerly right of way line of said Nevins Street; thence N10°20'54"E along said right of way line 639.66 feet to the place of beginning.

Containing an area of 40,148 square feet (0.922 acres), and

WHEREAS, the Waukesha County Board has the authority to transfer land pursuant to Section 59.52(6)(c), Wisconsin Statutes.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that Waukesha County is permitted to quit claim any interest it may have retained in the below described right of way of Nevins Street (former CTH F) containing 40,148 square feet (0.922 acres) acres of land more or less:

Nevins Street Right of Way as described on Wisconsin Department of Transportation Project Plat 2810-06-21-4.01:

All that part of the NE ¼ of the SE ¼ of Section 23, and the NW ¼ of the SW ¼ of Section 24, in T5N, R19E in the Village of Big Bend and Waukesha County, Wisconsin bounded and described as follows:

Commencing at the east quarter corner of said Section 23; thence S89°41'27"W along the north line of said SE ¼, 37.08 feet to a point on the westerly right of way line of STH 164 as established by Transportation Project Plat No: 2810-06-21-4.01 as recorded as Document No. 3884036 in the Waukesha County Registry; thence southeasterly 11.84 feet along said right of way line and the arc of a curve of radius 605.19 feet, center lies to the east, chord of said arc bears S06°33'11"E 11.84 feet to a point on westerly right of way line of Nevins Street and the place of beginning of the lands hereinafter described; thence continuing southeasterly 255.03 feet along said right of way line and arc of a curve of radius 605.19 feet, center lies to the east, chord of said arc bears S19°11'09"E 253.15 feet to a point on the easterly right of way line of said Nevins Street; thence S41°58'47"W along said easterly right of way line 110.45 feet; thence S57°59'18"E along said right of way line 6.07 feet; thence S16°46'15"W along said right of way line 58.12 feet; thence S10°20'54"W along said right of way line 143.20 feet; thence N79°00'04"E along said right of way line 45.00 feet to a point on the northerly right of way line of CTH "L"; thence S48°15'52"W along said northerly right of way line 175.61 feet to a point on the westerly right of way line of said Nevins Street; thence N10°20'54"E along said right of way line 639.66 feet to the place of beginning.

Containing an area of 40,148 square feet (0.922 acres).

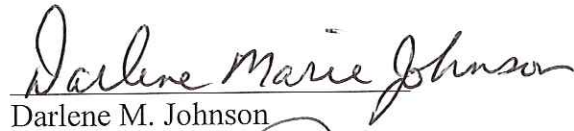
BE IT FURTHER ORDAINED that the County Executive and County Clerk are authorized to sign the necessary documents to transfer any rights Waukesha County may have retained in Nevins Street (former CTH F) to the Village of Big Bend and effectuate the approved transfer.

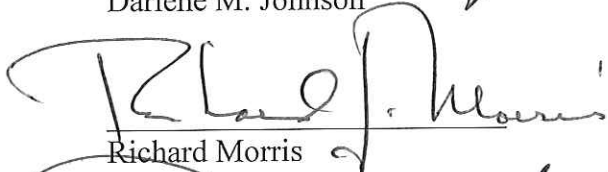
APPROVE TRANSFER OF ANY RETAINED RIGHTS IN NEVINS STREET (FORMER CTH F) TO THE VILLAGE OF BIG BEND

Presented by:
Public Works Committee

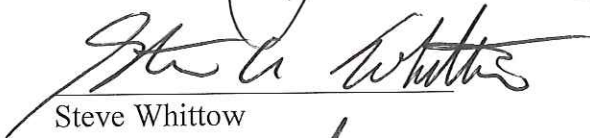

David W. Swan, Chair

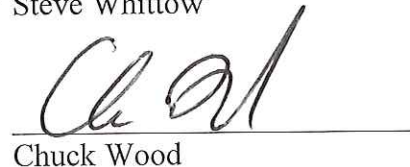

Keith Hammitt


Darlene M. Johnson


Richard Morris


Thomas J. Schellinger


Steve Whittow


Chuck Wood

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 9/26/17, 
Kathleen Novack, County Clerk

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

Approved: X
Vetoed: _____

Date: 10/3/17, 
Paul Farrow, County Executive

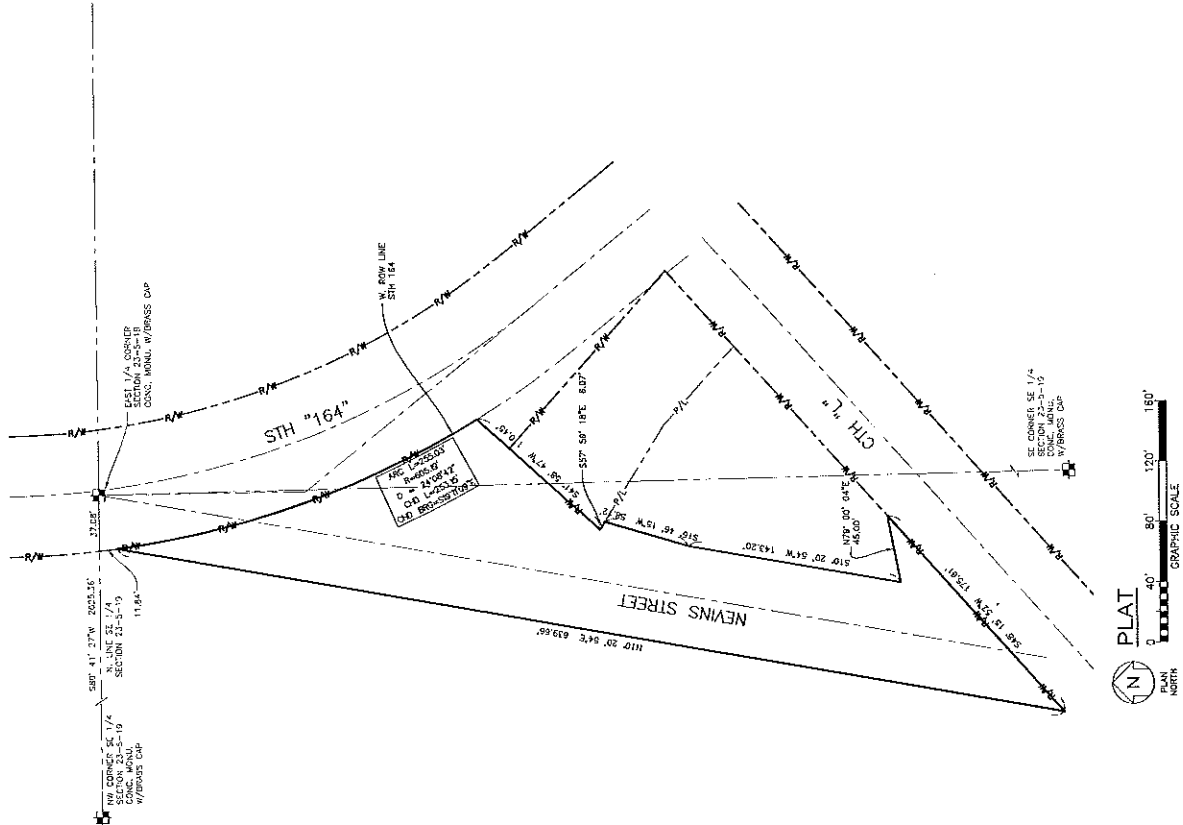
Legal Description:

Nevins Street Right of Way as described on Project Plat 2810-06-21-4.01

All that part of the NE 1/4 of the SE 1/4 of Section 23, and the NW 1/4 of the SW 1/4 of Section 24, in T5N, R19E in the Village of Big Bend and Waukesha County, Wisconsin bounded and described as follows:

Commencing at the east quarter corner of said Section 23; thence S89°41'27" W along the north line of said SE 1/4, 37.08 feet to a point on the westerly right of way line of STH 164 as established by Transportation Project Plat No. 2810-06-21-4.01 as recorded as Document No. 3884036 in the Waukesha County Registry; thence southeasterly 11.84 feet along said right of way line and the arc of a curve of radius 605.19 feet, center lies to the east, chord of said arc bears S06°33'11"E 11.84 feet to a point on westerly right of way line of Nevins Street and the place of beginning of the lands hereinafter described; thence continuing southeasterly 255.03 feet along said right of way line and arc of a curve of radius 605.19 feet, center lies to the east, chord of said arc bears S19°11'09"E 253.15 feet to a point on the easterly right of way line of said Nevins Street; thence S41°58'47" W along said easterly right of way line 110.45 feet; thence S57°59'18" E along said right of way line 6.07 feet; thence S16°48'15" W along said right of way line 58.12 feet; thence S10°20'54" W along said right of way line 143.20 feet; thence N79°00'04" E along said right of way line 45.00 feet to a point on the northerly right of way line of CTH "L"; thence S48°15'52" W along said northerly right of way line 175.61 feet to a point on the westerly right of way line of said Nevins Street; thence N10°20'54" E along said right of way line 639.66 feet to the place of beginning.

Containing an area of 40,148 square feet (0.922 acres).



NEVINS STREET
Villages of Big Bend
Referred to: PW

File Number: 172-O-035

D1 - Kolb	AYE	D14 - Wood	AYE
D2 - Zimmermann	AYE	D15 - Mitchell	AYE
D3 - Morris	AYE	D16 - Crowley	AYE
D4 - Batzko	AYE	D17 - Paulson	AYE
D5 - Dondlinger	AYE	D18 - Nelson	AYE
D6 - Walz	AYE	D19 - Cummings	AYE
D7 - Grant	AYE	D20 - Schellinger	AYE
D8 - Michalski	AYE	D21 - Zaborowski	AYE
D9 - Heinrich	AYE	D22 - Wysocki	AYE
D10 - Swan	(M) AYE	D23 - Hammitt	AYE
D11 - Howard	Notified	D24 - Whittow	AYE
D12 - Wolff	AYE	D25 - Johnson	(2) AYE
D13 - Decker	AYE		

172-0-035

Passed (24 Y - 0 N - 1 Absent)

Majority Vote

