

ENROLLED ORDINANCE 167-90

SALE OF EXCESS RIGHT OF WAY
PARCEL 3H
CTH L JANESVILLE ROAD

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

WHEREAS, the County's adopted Capital Plan contains Project 200011 to reconstruct and improve CTH L from CTH Y to CTH O in the City of Muskego, and

WHEREAS, certain rights of way have been acquired to carry out this project, and

WHEREAS, the County now possesses certain excess rights of way which could be returned to private ownership, and

WHEREAS, under Section 83.08(4) of the Wisconsin Statutes, the County Board is empowered to sell excess right of way at Public Sale for fair market value.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA DOES ORDAIN that the following described parcel, containing 0.273 acres of land more or less, is declared to be excess highway right of way:

All that part of the Southwest 1/4 of Section 9, Township 5 North, Range 20 East, in the City of Muskego, Waukesha County, Wisconsin, described as follows:

Commencing at the Southeast corner of the Southwest 1/4 of said Section 9; thence South 88°58'34" West along the south line of said 1/4 section, 1,054.95 feet; thence North 02°47'14" East, 699.77 feet; thence South 88°58'14" West, 262.79 feet to a point on the Westerly right of way line of Kelly Drive; thence continuing along said Westerly line along an arc of a curve 224.51 feet, center lies to the left, radius of 563.30 feet, the chord bears North 12°27'36" West, 223.02 feet; thence continuing along said Westerly line North 23°53'26" West, 16.49 feet to a point on the north line of Kelly Estates Subdivision; thence continuing along said North Line South 66°25'34" West, 85.80 feet to the point of beginning. Thence continuing along said North Line South 66°25'34" West, 70.00 feet; thence North 23°53'26" West, 169.78 feet to a point on the southerly right of way line of C.T.H. "L"; thence continuing along said Southerly Line North 66°25'32" East, 70.00 feet; thence South 23°53'26" East, 169.78 feet to the point of beginning.

Said description containing 11,885 square feet, 0.273 acres.

BE IT FURTHER ORDAINED that the Public Works Department is authorized to sell such excess rights of way, subject to the Public Works Committee approval of the sale price.

BE IT FURTHER ORDAINED that the County Executive and County Clerk are authorized to sign the necessary documents to effectuate the approved sale.

BE IT FURTHER ORDAINED that proceeds from the sale of this excess land shall be accounted for in Capital Project 200011 CTH L, CTH Y to Moorland Road that funded the initial land reimbursement.

FISCAL NOTE

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This ordinance authorizes the sale of about 0.26 acres of land originally acquired as right of way for a highway improvement project on County Trunk Highway L (Janesville road), in the City of Muskego. According to Public Works management, this land parcel has been determined to be excess right of way.

Department management estimates a selling price of \$43,000, based on unit values for comparable sales. The sale is subject to the Public Work Committee approval. The net proceeds from the sale of this land parcel will be returned as revenue to Capital Project 200011 CTH L, CTH Y to Moorland Road, (which had paid for the original property acquisition). This project revenue maybe appropriated to pay for additional project expenditures with future County Board approval action.


Keith K. Swartz
Budget Manager

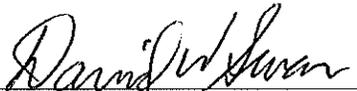
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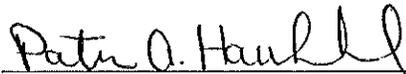
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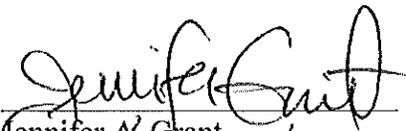
SALE OF EXCESS RIGHT OF WAY
PARCEL 3H
CTH L JANESVILLE ROAD

Presented by:
Public Works Committee

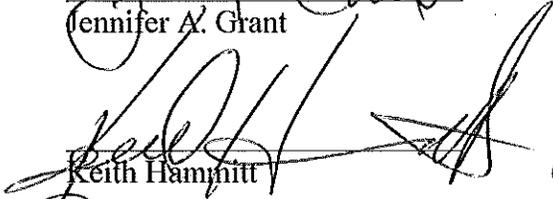
Approved by:
Finance Committee

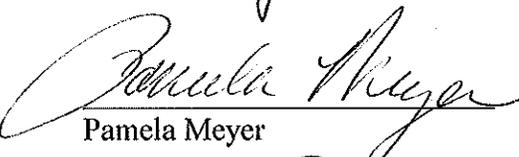

David W. Swan, Chair

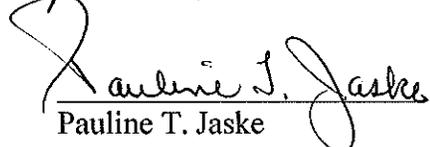

Patricia A. Haukohl, Chair

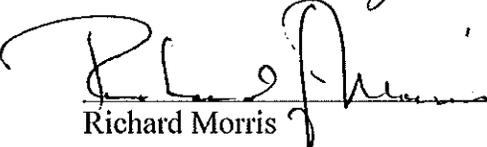

Jennifer A. Grant

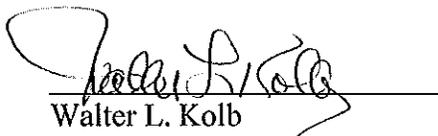

Daniel J. Draeger


Keith Hammitt


Pamela Meyer

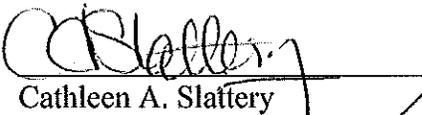

Pauline T. Jaske

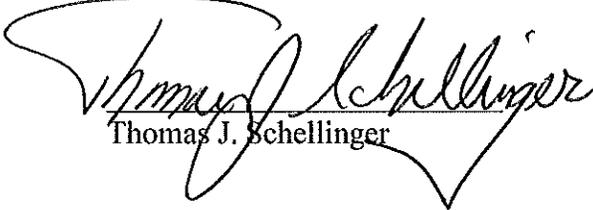

Richard Morris

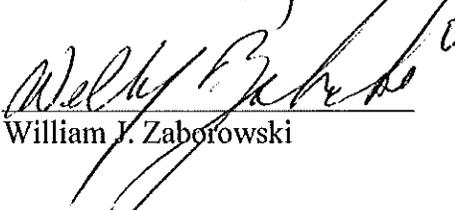

Walter L. Kolb


Larry Nelson

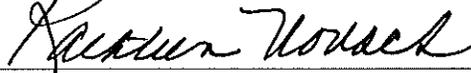

Richard Morris


Cathleen A. Slattery


Thomas J. Schellinger


William J. Zaborowski

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

Date: 3/26/2013, 
Kathleen Novack, County Clerk

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

Approved: X
Vetoed: _____

Date: 4-2-13, 
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-03/26/13

(ORD) NUMBER-1670.90

1 C. SLATTERY.....AYE
 3 R. MORRIS.....AYE
 5 J. BRANDTJEN.....
 7 J. GRANT.....AYE
 9 J. HEINRICH.....AYE
 11 F. RUF.....AYE
 13 P. DECKER.....AYE
 15 W. KOLB.....AYE
 17 D. PAULSON.....AYE
 19 C. CUMMINGS.....AYE
 21 W. ZABOROWSKI.....AYE
 23 K. HAMMITT.....AYE
 25 G. YERKE.....AYE

2 D. FALSTAD.....AYE
 4 J. BATZKO.....AYE
 6 J. JESKEWITZ.....AYE
 8 P. HAUKOHL.....AYE
 10 D. SWAN.....AYE
 12 P. WOLFF.....AYE
 14 P. MEYER.....
 16 M. CROWLEY.....AYE
 18 L. NELSON.....AYE
 20 T. SCHELLINGER....AYE
 22 P. JASKE.....AYE
 24 D. DRAEGER.....AYE

TOTAL AYES-23

TOTAL NAYS-00

CARRIED_____

DEFEATED_____

UNANIMOUS X

TOTAL VOTES-23