MINUTES OF THE SPRINGDALE TOWN BOARD MEETING, Aug. 24, 2015

IN ATTENDANCE: Town Board Chair Ed Eloranta and Supervisor II Richard Schwenn (A quorum is present.) Clerk Vicki Anderson.

CALL TO ORDER: by Chair Eloranta, 8:15 p.m.

NOTICE OF THE MEETING: pursuant to Wisconsin Open Meeting Law was confirmed. By 8/20/15 the agenda was posted in the three customary locations in the Town of Springdale as required by law.

RESIDENTIAL ACCESSORY BUILDING, RAB, PERMIT/F. BOLLIG/CORAY LANE/SEC. 1: MOTION by Schwenn/Eloranta to approve the RAB permit for Frank Bollig as recommended by the PC. Motion to approve carried 2-0.

JOHN HENSEY/RESOLUTION NO. 15081 TO CORRECT ROAD RIGHT-OF-WAY/WHITE CROSSING RD./SEC. 13:

MOTION by Schwenn/Eloranta to adopt the following Resolution. The previous procedure used to rectify the excess right-of-way was inaccurate. The Town could not file a quit-claim deed since the Town does not own the land.

 RESOLUTION NO. 15081 TOWN OF SPRINGDALE DANE COUNTY, WISCONSIN

A RESOLUTION TO DISCONTINUE A PORTION OF WHITE CROSSING ROAD LOCATED IN THE TOWN OF SPRINGDALE, DANE COUNTY, WISCONSIN

 RECITALS:

A. It is in the public interest that a portion of the public way, White Crossing Road, shown and described on the diagrams

 and legal descriptions attached hereto and incorporated herein is vacated and discontinued in the Town of Springdale,

 Dane County, Wisconsin, under 66.1003(4).

B. The Town Board of Springdale intends to discontinue the Right-of-Way.

C. The discontinuance of the Right-of-Way will not deprive the landowner of all access to a highway and will not result in a landlocked property.

D. This Resolution was introduced before the Town Board of the Town of Springdale on Aug. 24, 2015. A Notice of Pendency of Application to vacate the Right-of-Way was filed with the Registry of Deeds for Dane County on Aug. 24, 2015. The Notice of Hearing was published as a class 3 notice under Chapter 985 of the Wisconsin Statutes. A copy of the Notice of Hearing was served or mailed more than 30 days prior to the hearing in the manner prescribed by law on the owners of all the frontage of the lots and lands abutting upon the Right-of-Way. A public hearing was held before the Town Board of the Town of Springdale on Oct. 19, 2015.

E. This matter was referred for consideration and report to the Town of Springdale Plan Commission which considered and reported on this matter on Sept. 28, 2015.

F. No proper written objection to the discontinuance of the Right-of-Way was filed with the Town Clerk.

G. The public interest requires that the Right-of-Way be discontinued.

H. To the extent that public utilities have rights on, over, under and through the entire vacated area, such rights are not vacated by the discontinuance.

I. No Town Driveway Permit application shall be required for the vacated portion of the town road. The existing driveway shall continue as the private driveway.

 NOW, THEREFORE, based on the above recitals, pursuant to section 66.1003 of the Wisconsin Statutes, the Town Board of the Town of Springdale hereby resolves as follows:

1. Discontinuance of Right-of-Way. The Right of Way is hereby vacated and discontinued.

2. Official Map Amendment. The Town’s official map shall hereby be amended consistent with this Resolution.

3. Clerk Duties. The Town Clerk is instructed to record a certified Copy of this Resolution with the Dane County Register of Deeds.

Motion to approve carried 2-0.

ADJOURN: MOTION by Schwenn/Eloranta to adjourn. Motion carried 2-0.

Respectfully submitted, Vicki Anderson, Recording Secretary