

RESOLUTION 2008-08

**A RESOLUTION APPROVING THE
DISCONTINUANCE (VACATION) OF A PUBLIC WAY**

WHEREAS, S. Duane Stroebel, Jr. and Kemps LLC have petitioned the City of Cedarburg to have the following public way discontinued in accordance with State Statutes:

Being part of Lot 12 Block 2, Assessor's Plat No. 2 located in the southwest quarter of Section 35, T.10 N., R. 21 E., City of Cedarburg, Ozaukee County, Wisconsin containing 2,736 square feet of land and described as:

Commencing at the southwest corner of said section 35; thence N 87° 14' 20" E., 1811.11 feet along the south line said SW ¼; thence N 01° 13' 53" E., 949.06 feet; thence N 88° 25' 56" W., 281.17 feet to an iron pipe found and the point of beginning; thence continue N 88° 25' 56" W., 10.83 feet to a point one foot behind the back of the sidewalk; thence northwesterly 135.21 feet along the arc of a 246.89 foot radius curve to the left having a chord of N 35° 16' 27" W., 133.53 feet; thence N 86° 55' 22" E., 45.70 feet to an iron pipe found; thence southeasterly 120.00 feet along the arc of a 380.00 foot radius curve the right having a chord of S 20° 43' 53" E., 119.50 feet to the point of beginning.

WHEREAS, S. Duane Stroebel, Jr. and Kemps LLC are the owners of said and/or abutting properties, which is located in the 4th Aldermanic District of the City of Cedarburg; and

WHEREAS, the petition complies, in all respects with Section 66.1003(2) of the Wisconsin Statutes as it relates to the discontinuance of such road right of way; and

WHEREAS, the Common Council of the City of Cedarburg deems it in the public interest to vacate and discontinue said public way.

NOW, THEREFORE BE IT RESOLVED that the Common Council of the City of Cedarburg does hereby vacate and discontinue said public way.

Passed and adopted this 10th day of March, 2008.

Gregory P. Myers, Mayor

Attest:

Constance K. McHugh, City Clerk

Approved as to form:

Kaye K. Vance, City Attorney