

## RESOLUTION #22-05

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### A RESOLUTION TO VACATE AND DISCONTINUE MILL ROAD VILLAGE OF JACKSON, WASHINGTON COUNTY, WISCONSIN

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The Village Board of the Village of Jackson, Washington County, Wisconsin, does resolve as follows:

**WHEREAS**, pursuant to Wis. Stat. § 66.1003, the Village Board has statutory authority to vacate and discontinue Village roads within its jurisdiction; and

**WHEREAS**, the public interest requires vacation of Mill Road as depicted and described in Exhibit 1; and

**WHEREAS**, this Resolution was introduced in this form before the Village Board of the Village of Jackson on February 24, 2022; and

**WHEREAS**, following introduction of this Resolution, the Village Board set a date for a public hearing which was not less than forty (40) days after the date on which this Resolution was introduced, specifically on February 24, 2022; and

**WHEREAS**, notice of public hearing stating when and where this Resolution would be acted upon and stating what public way is proposed to be discontinued was published as a Class 3 Notice under Chapter 985, Wisconsin Statutes, and in addition was served on the owners of all of the frontage of the lots and lands abutting upon the public way sought to be discontinued (said properties described in Exhibit 2) in a manner provided for the service of Summons in Circuit Court at least 30 days before the hearing; and

**WHEREAS**, no written objections to the proposed discontinuance have been filed with the Village Clerk by any of the owners abutting on the public way sought to be discontinued, or by the owners of more than one-third of the frontage of the lots and lands abutting on the remainder of the public way which lies within 2,650 feet from the ends of the public way proposed to be discontinued or which lies within that portion of the 2,650 feet that is within the Village limits; or if such objection has been filed, two-thirds of the members of the Village Board voting on the proposed discontinuance have voted in favor of the discontinuance; and

**WHEREAS**, no landlocked parcel will be created by the proposed discontinuance; and

**WHEREAS**, the owners of all of the lands abutting a portion of Mill Road have submitted, or will submit prior to this Resolution taking effect, a certified survey map for approval under Chapter 236 of the Wisconsin Statutes, which will combine the properties along with the vacated road and dedicate certain road right-of-way to the Village; and

**WHEREAS**, the Village Board has conducted such public hearing on April 12, 2022, pursuant to such notice; and

**WHEREAS**, following due consideration of all information received from Owners, the Village Engineer, the recommendation of the Village Plan Commission, and all information received in the course of the public hearing of this matter and being duly advised, the Village Board, by this Resolution, does hereby declare the public interest requires the vacation and discontinuance of Mill Road as specifically described and identified on Exhibit 1, and the Village Board further finds that the vacation and discontinuance of Mill Road will not land lock any property.

**NOW THEREFORE, BE IT RESOLVED**, by the Village Board of the Village of Jackson, Washington County, Wisconsin, that Mill Road depicted in the attached Exhibit 1 is hereby discontinued pursuant to Wis. Stat. § 66.1003, subject to the approval and delivery to the Village Clerk for recording, and recording with the Washington County Register Deeds, Wisconsin of a certified survey map which combines the vacated road right-of-way with the abutting land in a manner that is approved by the abutting owners and the Village Board.

**BE IT FURTHER RESOLVED**, that upon receipt by the Village of the original certified survey map bearing approval of all necessary governmental bodies and parties-in-interest, the Village Clerk shall record a certified copy of this Resolution together with said certified map with the Washington County Register of Deeds.

Introduced by: Pres. Schwab

Seconded by: Tr. Heckenroth

Vote: 7 Ayes 0 Nays

Passed and Approved: April 12, 2022

Michael E. Schwab  
Michael E. Schwab – Village President

Attest: Jilline S. Dobratz  
Jilline S. Dobratz – Village Clerk

Proof of Posting:

I, the undersigned, certify that I posted this Resolution on posting boards at the Village Hall, Post Office, and one other location in the Village.

Jilline S. Dobratz  
Village Official

April 13, 2022  
Date

