State of Wisconsin

County of Dunn

**Resolution No. 2023-13**

**A RESOLUTION TO DISCONTINUE PUBLIC WAY**

**IN THE TOWN OF RED CEDAR**

WHEREAS, the public interest requires that a public way in the Town of Red Cedar, shown on the map attached hereto and incorporated herein by reference as Exhibit “A”, be discontinued and vacated; and

WHEREAS, the public way is more particularly described as follows:

*The public way (PIN 17024-2-281208-004-0002) shown on CSM 998, Volume 4, Page 63 of surveys recorded as document number 392775, being a resurvey of Lots 38 and 39 of the Plat of Riverridge and Lots 18 and 19 of Cedar Estates First Addition located in part of the NW ¼ of the NW ¼ of Section 8, Township 28 North, Range 12 West and in part of the NE ¼ of the NE ¼ of Section 7, Township 28 North, Range 12 West, Dunn County, WI.*

WHEREAS, Wis. Stats. 66.1003 allows proceedings initiated by the Town Board by an introduction of a Resolution declaring that since the public interest requires it, the whole or any part of any road, street, or unpaved alley in the Town may be discontinued and vacated pursuant to the procedures therein; and

WHEREAS, this Resolution was introduced before the Town Board of the Town of Red Cedar on July 10, 2023; the Notice of Hearing was published in the Dunn County News on July 26, 2023 – August 2, 2023 – and August 9, 2023; a copy of said Notice was served or mailed not less than 30 days prior to the hearing in the manner prescribed by law on the owners of all the frontage lots and lands abutting upon the said public way to be discontinued; and a public hearing was held before the Town of Red Cedar Planning Commission on August 22, 2023; and

WHEREAS, the discontinuance of the above-described public way will not result in a landlocked property, no owner of property abutting the discontinued public way will be damaged by the discontinuance, and no written objection to said discontinuance and vacation in accordance with Sec. 66.296, Wis. Stats., was filed with the Town Clerk.

NOW, THEREFORE, in accordance with the authority vested in the Town Board by Section 66.296, Wis. Stats., the Town Board of the Town of Red Cedar, Dunn County, hereby resolves as follows:

1. That the public way in the Town of Red Cedar (Exhibit “A”) is hereby discontinued and vacated, and the land shall thereby be annexed to the adjoining lots (17024-2-281208-220-0016, 17024-2-281208-220-0015, and 17024-2-281207-004-0031) to which it originally belonged in accordance with Wis. Stat. 66.1005 (see Exhibit “B” attached hereto and incorporated by reference).
2. If necessary, any official Town Map shall hereby be amended to be consistent with this Resolution.
3. The Town Clerk shall record a certified copy of this Resolution with the Dunn County Register of Deeds.
4. The Town Clerk shall properly post or publish this Resolution as required under Sec. 60.80, Wis. Stats.

The above Resolution was duly adopted at the regular meeting of the Town Board of the Town of Red Cedar this 11th day of September, 2023.

APPROVED:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Town Board Chair

ATTEST:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Town Clerk

ADOPTED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

POSTED: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_