RESOLUTION NO. 2018-46

RELOCATION ORDER OF THE VILLAGE OF CALEDONIA AFFECTING PROPERTIES ALONG 4 MILE ROAD IN THE VILLAGE OF CALEDONIA, RACINE COUNTY, WISCONSIN

WHEREAS, in 2018 the Village of Caledonia authorized its consulting engineering firm to review the existing road conditions on Four Mile Road, which will be an additional truck route to the DeBack Farms Business Park serving the east end of the business park as well as those parcels of land along Four Mile Road;

WHEREAS, the engineering analysis determined that the existing right-of-way in Four Mile Road is substandard in road right-of-way cross section and that improvements are necessary to ensure that this route remains safe and viable for use by the parcels of land along Four Mile Road and for trucking to and from the business park;

WHEREAS, the DeBack Farms Business Park is located in the Tax Incremental District No. 4 and Four Mile Road provides additional access to this business park among other properties along Four Mile Road;

WHEREAS, the project being undertaken by the Village is the reconstruction of Four Mile Road and the adjacent roadway shoulders and/or curb and gutter as determined necessary by such project plans; and

WHEREAS, certain property interests are necessary for the activities to properly complete the projects including temporary limited easements for driveway grading, temporary limited easements for road grading, and fee simple land interests, and those are depicted and described on Exhibit A attached hereto and incorporated herein by reference, which specifies:

Parcel 1	Temporary Limited Easement	Owner: William J. & Judith A. Hurtienne Parcel I.D. No: 104-042219064000x Address: 13510 Four Mile Road
Parcel 2	Temporary Limited Easement	Owner: Miller 2014 Joint Rev Trust, dated February 28, 2014 Parcel I.D. No: 104-042219065000 Address: 13420 Four Mile Road
Parcel 3	Temporary Limited Easement	Owner: DEMF Transition Trust Dated November 13, 2013 Parcel I.D. No: 104-042219066000 Address: 13414 Four Mile Road
Parcel 4	Temporary Limited Easement	Owner: DNKC Property Management, LLC Parcel I.D. No: 104-042230015100 Address: 13448 Deback Lane

Parcel 5 Temporary Limited Easement Owner: JPETER Group Inc.
Parcel I.D. No: 104-042219068000

Address: 13046 Four Mile Road

Parcel 6: Fee Taking for Public Right of Way Owner: Darlene Daines

Parcel I.D. No: 104-042219071000 Address: 13010 Four Mile Road

Parcel 7: Temporary Limited Easement Owner: Thomas E. Michels

Parcel I.D. No: 104-042219075000 Address: 12708 Four Mile Road

Parcel 8: Temporary Limited Easement Owner: Alan Dean Stanford

Parcel I.D. No: 104-042219073000 Address: 12604 Four Mile Road

Parcel 9: Temporary Limited Easement Owner: The Douglas Allan and Linda

Jean St. Martin Irrevocable Trust Parcel I.D. No: 104-042219077001 Address: 12420 Four Mile Road

NOW, THEREFORE, BE IT RESOLVED that the Village as and for a Relocation Order, does hereby resolve as follows:

- 1. That this Resolution is a Relocation Order adopted in accordance with Wis. Stat. § 32.05(1) for the purpose of the road reconstruction project.
- 2. That the Village hereby determines that it is necessary and for a public purpose to reconstruct Four Mile Road and adjacent shoulders/curb and gutter from the Frontage Road to approximately 3,625 feet east along the existing and needed public right-of-way, and that said public improvements are necessary to enhance public health and safety on Four Mile Road, and at the intersection of the Frontage Road and Four Mile Road, as well as to accommodate truck traffic to and from the DeBack Farms Business Park.
- 3. That the general area of the proposed road construction project and the privately owned land interests needed to complete the project are shown on the exhibit prepared by consulting engineers, Foth Infrastructure and Environment, LLC, consisting of 19 pages and dated May 18, 2018, which is attached as **Exhibit A**, and incorporated herein by reference.
- 4. That in order to construct and complete the proposed road reconstruction project it is also determined necessary, in accordance with Wis. Stat. §32.07(2), to acquire the temporary limited easements, and the fee simple land interests for public right-of-way, which are described above, and as further described and shown on **Exhibit A**.
- 5. That pursuant to Wis. Stat. § 32.05(1), a copy of this Order shall, within 20 days after its issue, be filed with the Racine County Clerk.

Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the day of June, 2018.

VILLAGE OF CALEDONIA

By:___

James R. Dobbs Village President

Attest:

Karie Torkilsen Village Clerk

770272.145 (5-31-18)

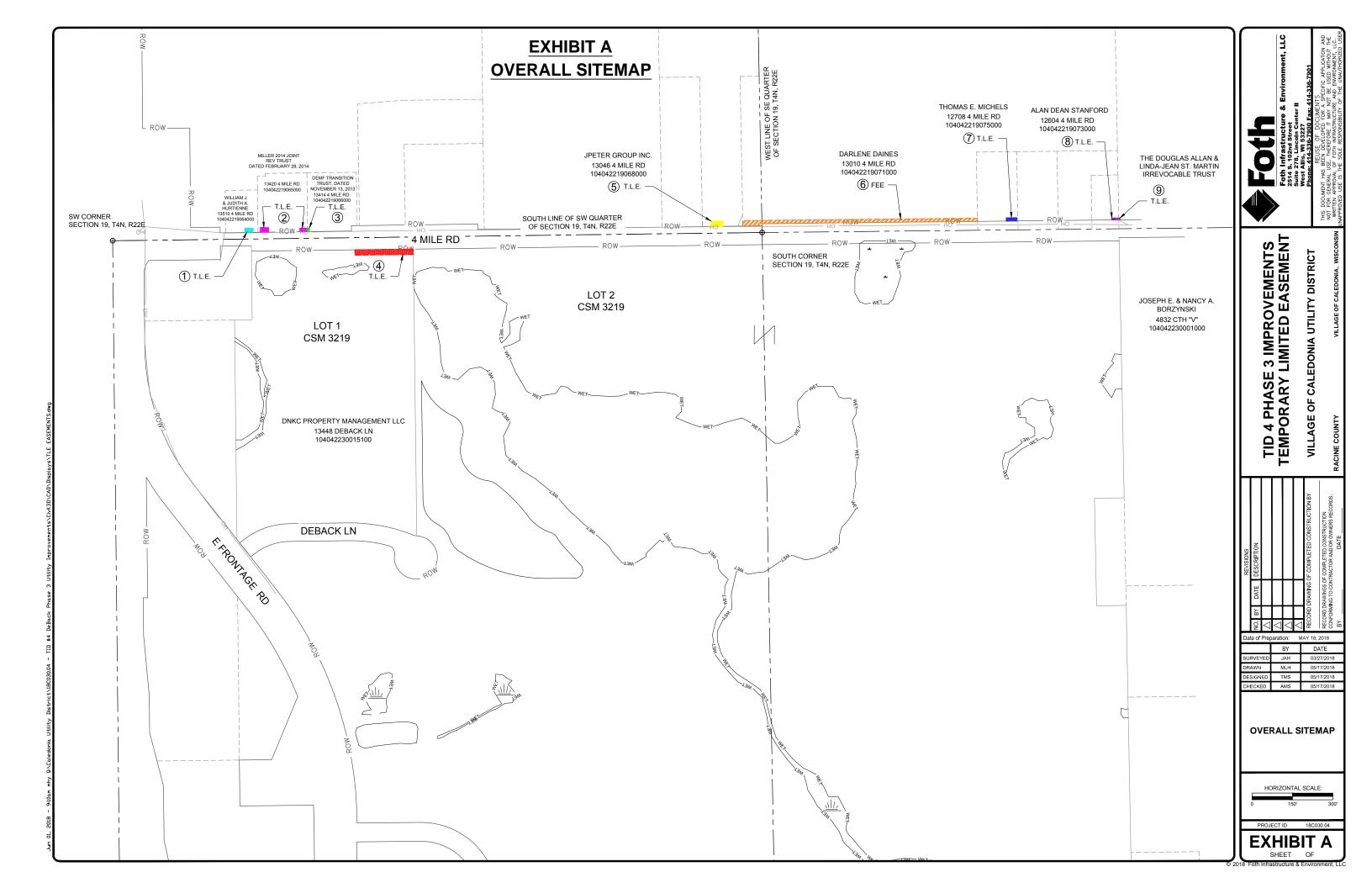
CERTIFICATE

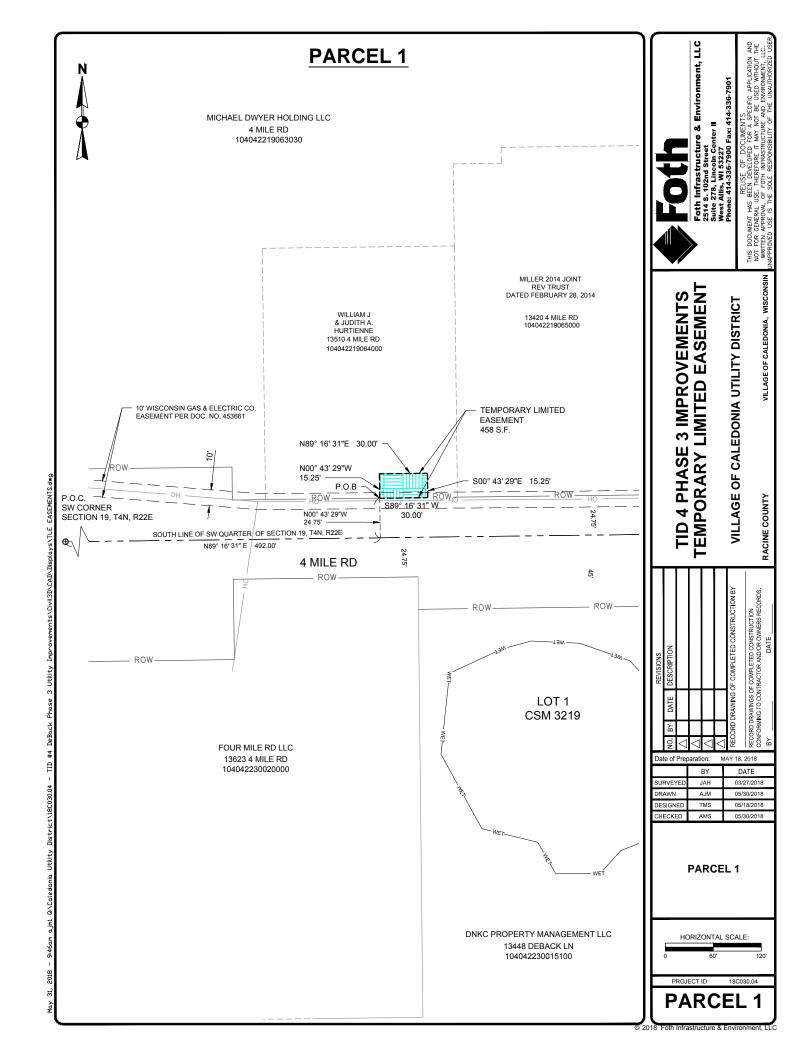
As Clerk of the Village of Caledonia, Racine County, Wisconsin, I hereby certify that at a duly called meeting of the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the 4th day of June, 2018, the above Relocation Order was adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin.

Dated this 4th day of June, 2018.

Karie Torkilsen

Village Clerk - Village of Caledonia



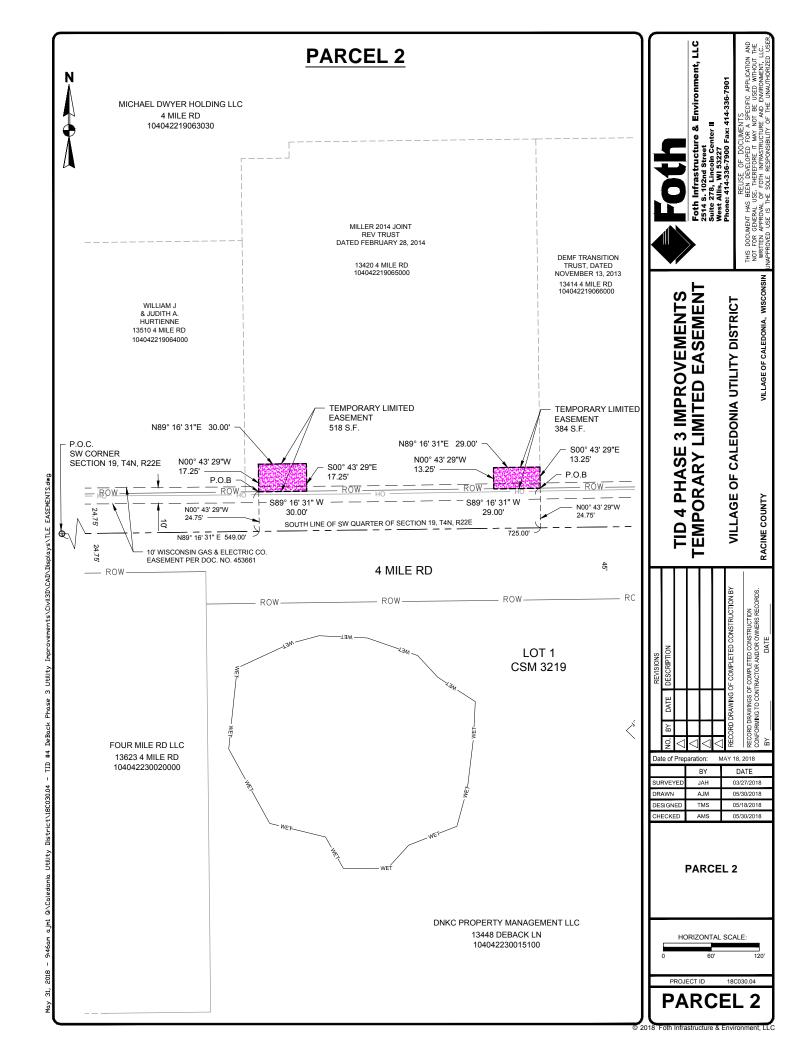


<u>Temporary Limited Easement (TLE):</u>

That part of the Southwest 1/4 of the Southwest 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the southwest corner of said Section 19; thence N89°16'31"E along the south line of said Southwest 1/4, 492.00 feet; thence N00°43'29"W, 24.75 feet to the north right of way of Four Mile Road and the point of beginning; thence continuing N00°43'29"W, 15.25 feet; thence N89°16'31"E, 30.00 feet, thence S00°43'29"E, 15.25 feet to said north right of way; thence S89°16'31"W along said north right of way, 30.00 feet to the point of beginning. Containing 458 square feet, more or less.

Owner: William J. and Judith A. Hurtienne Tax Parcel ID No.: <u>104-042219064000</u> Physical Address: <u>13510 Four Mile Road</u>



<u>Temporary Limited Easement (TLE):</u>

That part of the Southwest 1/4 of the Southwest 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

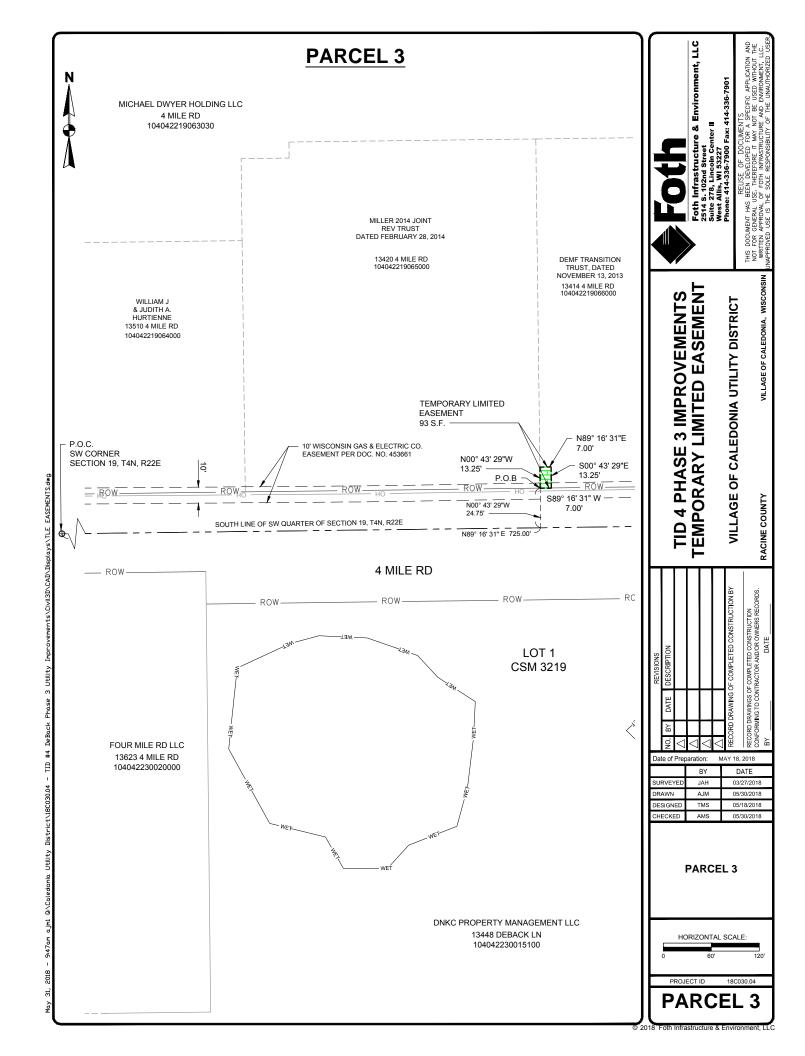
Commencing at the southwest corner of said Section 19; thence N89°16'31"E along the south line of said Southwest 1/4, 549.00 feet; thence N00°43'29"W, 24.75 feet to the north right of way of Four Mile Road and the point of beginning; thence continuing N00°43'29"W, 17.25 feet; thence N89°16'31"E, 30.00 feet, thence S00°43'29"E, 17.25 feet to said north right of way; thence S89°16'31"W along said north right of way, 30.00 feet to the point of beginning. Containing 518 square feet, more or less.

Also, that part of the Southwest 1/4 of the Southwest 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the southwest corner of said Section 19; thence N89°16'31"E along the south line of said Southwest 1/4, 725.00 feet; thence N00°43'29"W, 24.75 feet to the north right of way of Four Mile Road also being the owner's southeast property corner and the point of beginning; thence S89°16'31"W along said north right of way and the owner's south property line, 29.00 feet; thence N00°43'29"W, 13.25 feet, thence N89°16'31"E, 29.00 feet to the owner's east property line; thence S00°43'29"E along said east property line, 13.25 feet to the point of beginning. Containing 384 square feet, more or less.

Owner: Miller 2014 Joint Rev Trust, dated February 28, 2014

Tax Parcel ID No.: <u>104-042219065000</u> Physical Address: <u>13420 Four Mile Road</u>



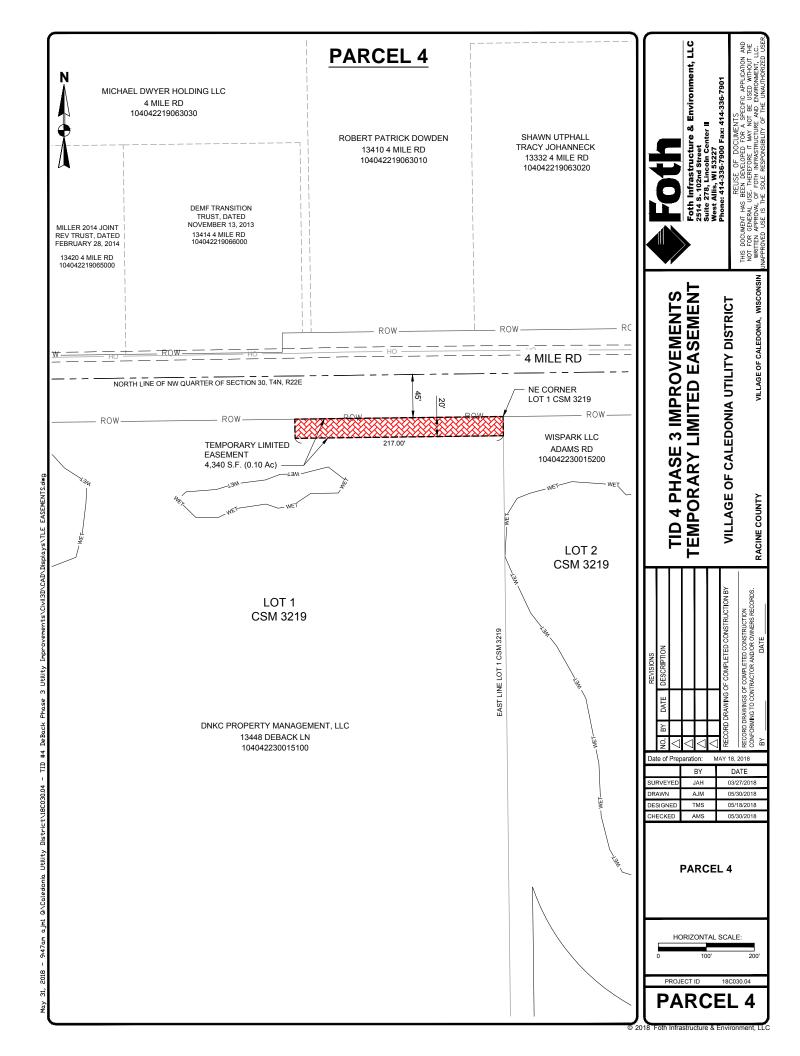
Temporary Limited Easement (TLE):

That part of the Southwest 1/4 of the Southwest 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the southwest corner of said Section 19; thence N89°16'31"E along the south line of said Southwest 1/4, 725.00 feet; thence N00°43'29"W, 24.75 feet to the north right of way of Four Mile Road also being the owner's southwest property corner and the point of beginning; thence continuing N00°43'29"W along said owner's west property line, 13.25 feet; thence N89°16'31"E, 7.00 feet, thence S00°43'29"E, 13.25 feet to said north right of way and the owner's south property line; thence S89°16'31"W along said north right of way and said south property line, 7.00 feet to the point of beginning. Containing 93 square feet, more or less.

Owner: <u>DEMF Transition Trust Dated November 13, 2013</u>

Tax Parcel ID No.: <u>104-042219066000</u> Physical Address: <u>13414 Four Mile Road</u>

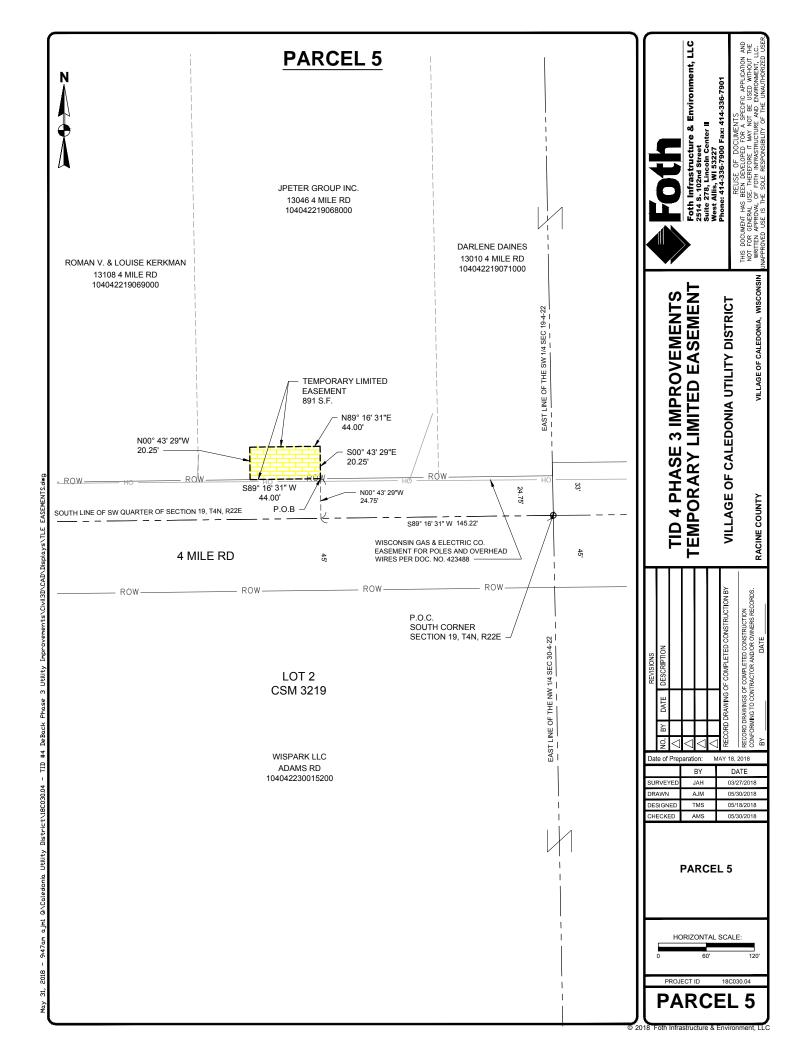


Temporary Limited Easement (TLE):

That part of Lot 1 of Certified Survey Map No. 3219 being a redivision of Outlot 1 of Certified Survey Map No. 3076 and additional lands all in the Southwest 1/4 and Northwest 1/4 of the Northeast 1/4, Southeast 1/4, Southwest 1/4 and Northwest 1/4 of the Northwest 1/4 of Section 30, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

The north 20.00 feet of the east 217.00 feet of said Lot 1. Containing 4,340 square feet (0.10 acres), more or less.

Owner: <u>DNKC Property Management, LLC</u> Tax Parcel ID No.: <u>104-042230015100</u> Physical Address: <u>13448 Deback Lane</u>



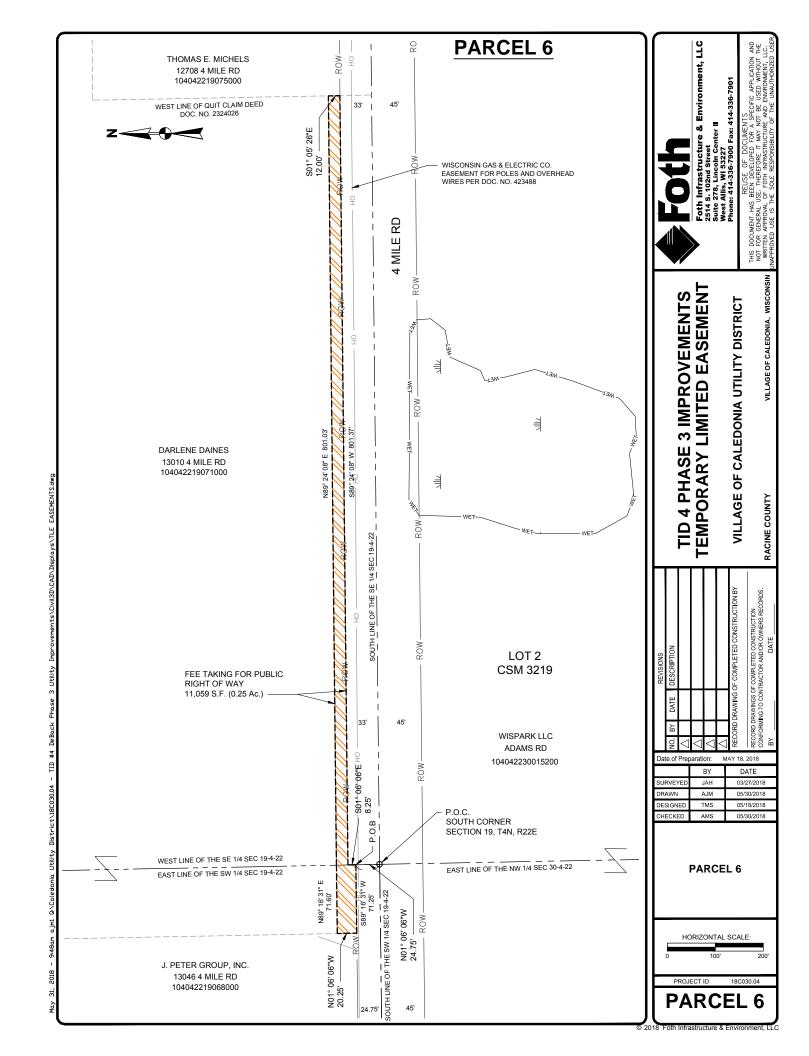
Temporary Limited Easement (TLE):

That part of the Southeast 1/4 of the Southwest 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the south corner of said Section 19; thence S89°16'31"W along the south line of said Southwest 1/4, 145.22 feet; thence N00°43'29"W, 24.75 feet to the north right of way of Four Mile Road and the point of beginning; thence S89°16'31"W along said north right of way, 44.00 feet; thence N00°43'29"W, 20.25 feet, thence N89°16'31"E, 44.00 feet; thence S00°43'29"E, 20.25 feet to the point of beginning. Containing 891 square feet, more or less.

Owner: JPETER GROUP INC.

Tax Parcel ID No.: <u>104-042219068000</u> Physical Address: <u>13046 Four Mile Road</u>



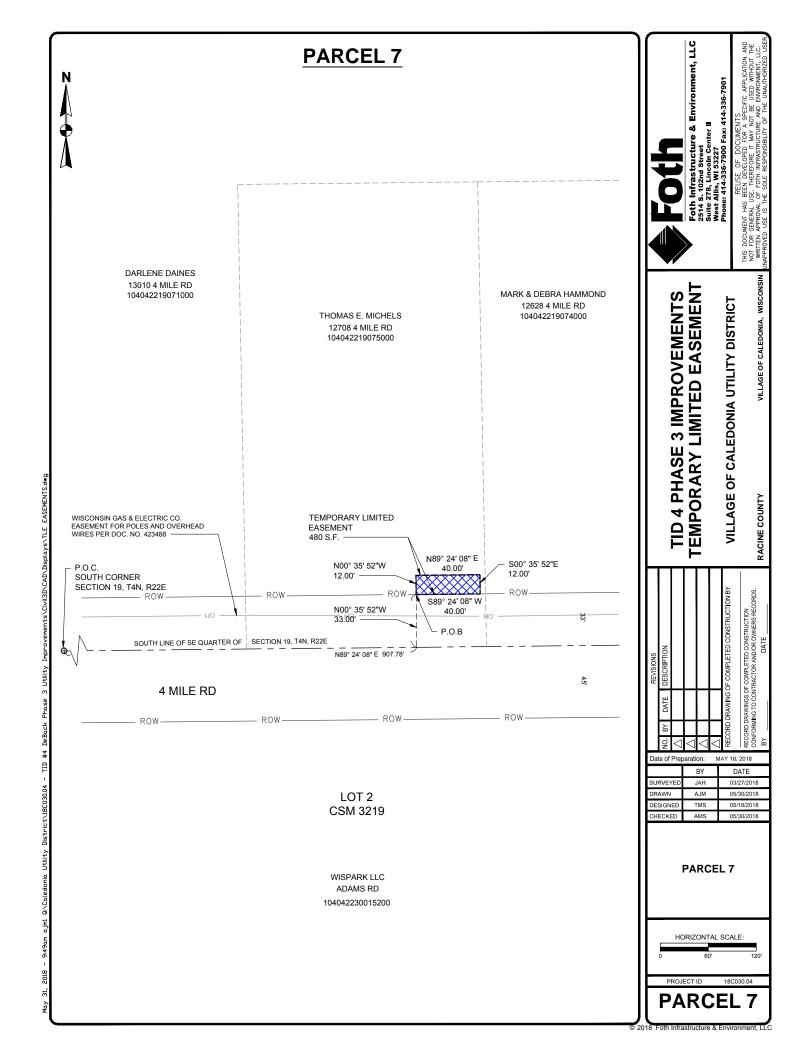
Fee Taking for Public Right of Way:

That part of the Southeast 1/4 of the Southwest 1/4 and the Southwest 1/4 of the Southeast 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the south corner of said Section 19; thence N01°06'06"W, 24.75 feet to the north right of way of Four Mile Road and the point of beginning; thence S89°16'31"W along said north right of way, 71.25 feet to the owner's west property line; thence N01°06'06"W along said west property line, 20.25 feet, thence N89°16'31"E, 71.60 feet; thence N89°24'08"E, 801.03 feet to the west property line of the property described in quit claim deed, document number 2324026; thence S01°05'26"E along said west property line, 12.00 feet to the north right of way of Four Mile Road; thence S89°24'08"W along said north right of way, 801.37 feet to the west line of said Southeast 1/4; thence S01°06'06"E along said north right of way and said west line, 8.25 feet to the point of beginning. Containing 11,059 square feet (0.25 acres), more or less.

Owner: <u>Darlene Daines</u>

Tax Parcel ID No.: <u>104-042219071000</u> Physical Address: <u>13010 Four Mile Road</u>



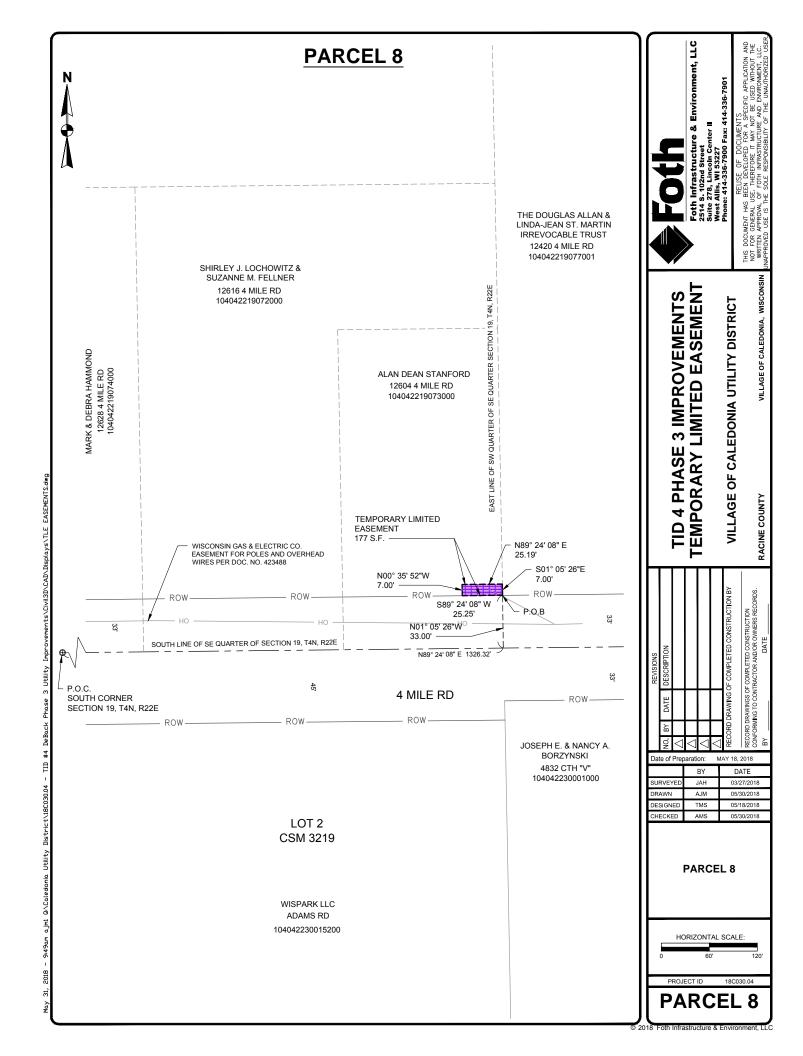
Temporary Limited Easement (TLE):

That part of the Southwest 1/4 of the Southeast 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the south corner of said Section 19; thence N89°24'08"E along the south line of said Southeast 1/4, 907.78 feet; thence N00°35'52"W, 33.00 feet to the north right of way of Four Mile Road and the point of beginning; thence continuing N00°35'52"W, 12.00 feet; thence N89°24'08"E, 40.00 feet; thence S00°35'52"E, 12.00 feet to said north right of way; thence S89°24'08"W along said north right of way, 40.00 feet to the point of beginning. Containing 480 square feet, more or less.

Owner: Thomas E. Michels

Tax Parcel ID No.: <u>104-042219075000</u> Physical Address: <u>12708 Four Mile Road</u>



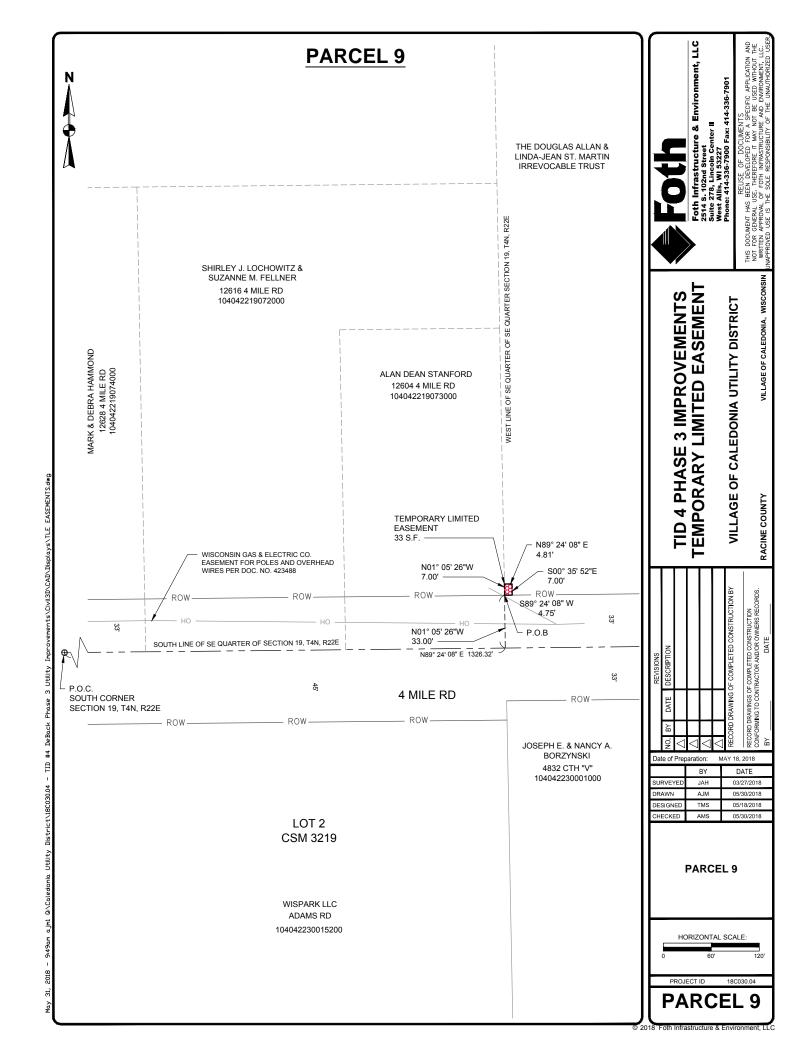
Temporary Limited Easement (TLE):

That part of the Southwest 1/4 of the Southeast 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the south corner of said Section 19; thence N89°24'08"E along the south line of said Southeast 1/4, 1326.32 feet; thence N01°05'26"W along the east line of said Southwest 1/4 of said Southeast 1/4, 33.00 feet to the north right of way of Four Mile Road also being the owner's southeast property corner and the point of beginning; thence S89°24'08"W along said north right of way and the owner's south property line, 25.25 feet; thence N00°35'52"W, 7.00 feet; thence N89°24'08"E, 25.19 feet to the east line of said Southwest 1/4 of said Southeast 1/4; thence S01°05'26"E along said east line, 7.00 feet to the point of beginning. Containing 177 square feet, more or less.

Owner: Alan Dean Stanford

Tax Parcel ID No.: <u>104-042219073000</u> Physical Address: <u>12604 Four Mile Road</u>



<u>Temporary Limited Easement (TLE):</u>

That part of the Southeast 1/4 of the Southeast 1/4 of Section 19, Township 4 North, Range 22 East, Village of Caledonia, Racine County, Wisconsin described as follows:

Commencing at the south corner of said Section 19; thence N89°24'08"E along the south line of said Southeast 1/4, 1326.32 feet; thence N01°05'26"W along the west line of said Southeast 1/4 of said Southeast 1/4, 33.00 feet to the north right of way of Four Mile Road also being the owner's southwest property corner and the point of beginning; thence continuing N01°05'26"W along the owner's west property line, 7.00 feet; thence N89°24'08"E, 4.81 feet; thence S00°35'52"E, 7.00 feet to said north right of way and the owner's south property line; thence S89°24'08"W along said north right of way and said south property line, 4.75 feet to the point of beginning. Containing 33 square feet, more or less.

Owner: The Douglas Allan and Linda Jean St. Martin Irrevocable Trust

Tax Parcel ID No.: <u>104-042219077001</u> Physical Address: <u>12420 Four Mile Road</u>