

RESOLUTION NO. 2019-60

IN THE MATTER OF AN AMENDED RELOCATION ORDER AND AMENDED RESOLUTION OF NECESSITY OF THE VILLAGE OF CALEDONIA AFFECTING PROPERTY NEEDED TO EXTEND 5 MILE ROAD, WIDEN ERIE STREET AND ESTABLISH A NEIGHBORHOOD PARK IN THE VILLAGE OF CALEDONIA, RACINE COUNTY, WISCONSIN

WHEREAS, the function of the Village of Caledonia (“Village”) is to promote the health, safety and general welfare of Village residents; and

WHEREAS, the Village Board of Village has approved the extension of 5 Mile Road and widening of Erie Street, which are in need of improvement for future usage, and the creation of a neighborhood park; and

WHEREAS, Village needs to acquire certain property for the foregoing purposes; and

WHEREAS, the Village Board, by Substitute Resolution No. 2019-55, adopted a Relocation Order and a Resolution of Necessity, which shows all the interests in land necessary for the extension of 5 Mile Road, widening of Erie Street and the creation of a neighborhood park; and

WHEREAS, the plat and legal descriptions on the exhibits incorporated into Resolution No. 2019-55 were subsequently modified and the Village Board needs to approve an amended relocation order and resolution of necessity with the amended exhibits.

WHEREAS, the Village Board, by this Resolution, is adopting an amended Relocation Order and Resolution of Necessity, which shows all the interests in land necessary for the extension of 5 Mile Road, widening of Erie Street and the creation of a neighborhood park; and

WHEREAS, the statutory eminent domain process has a number of protections for landowners, which will be put in place by adoption of this Resolution.

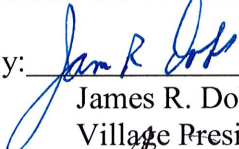
NOW THEREFORE, Village hereby makes the following findings and orders, pursuant to Wis. Stat. §32.05(1) and §32.06(1):

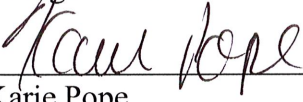
1. That it is a public purpose to accomplish the extension of 5 Mile Road and widening of Erie Street, which will improve traffic circulation, safety and functionality, and to create a neighborhood park.
2. That it is necessary and for a public purpose to acquire the property interests depicted on the Plat attached hereto as **Exhibit A**, in order to accomplish the extension of 5 Mile Road, widening of Erie Street and the creation of a neighborhood park.
3. That the required property interests shall be acquired in the name of the Village of Caledonia, and upon acquisition, shall be used for the extension of 5 Mile Road, widening of Erie Street and creation of a neighborhood park.
4. That this Resolution is a Relocation Order adopted in accordance with Wis. Stat. § 32.05(1) for the purpose of the within-described transportation facility.

5. That this Resolution is a determination of necessity in accordance with Wis. Stat. § 32.06(1) and § 32.07(2) for the purpose of creating a neighborhood park.
6. That pursuant to Wis. Stat. § 32.05(1) and § 32.06, a copy of this Order shall, within 20 days after its issue, be filed with the Racine County Clerk.

PASSED AND APPROVED, this 17th day of June, 2019, by the Village Board of Trustees, Village of Caledonia, Racine County, Wisconsin.

VILLAGE OF CALEDONIA

By: 
James R. Dobbs
Village President

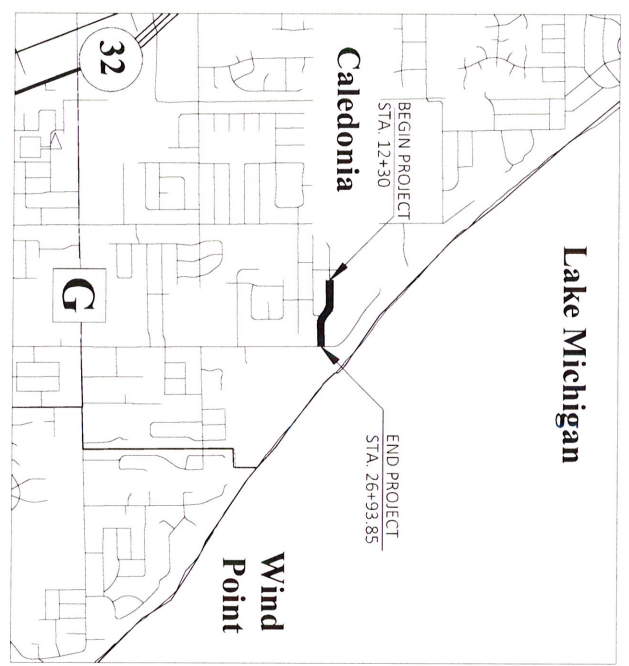
Attest: 
Karie Pope
Village Clerk

33256614_2.DOCX



RW PROJECT NUMBER 15C03101	SHEET NUMBER 400	TOTAL SHEETS 2
PLAT OF RIGHT OF WAY REQUIRED FOR 5 MILE ROAD VILLAGE OF CALEDONIA		
5 MILE ROAD	RACINE COUNTY	

BASIS OF BEARINGS:
BEARINGS ARE BASED ON THE SOUTH LINE OF THE SW 1/4 OF SEC 16,
T4N, R23E



Lake Michigan

Wind Point

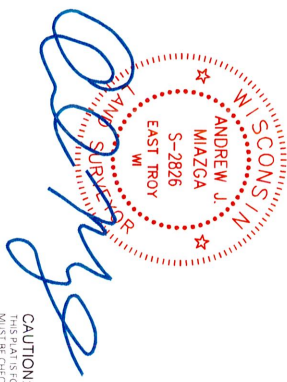
Caledonia

SECTION LINE	CONVENTIONAL SYMBOLS	PARCEL NUMBER	UTILITY NUMBER
QUARTER LINE	-----	25	40
SYSTEM LINE	-----	SECTION CORNER	NON MONUMENTED
NEW REFERENCE LINE	-----	NOTATION FOR COVERSIBLE	FOUND IRON PIN
EXISTING W/L LINE	-----	FLUIDS	VALVE (GAS WATER ETC)
PROPERTY LINE	-----	SLOPE INTERCEPT	NOTATION FOR HIGH VOLTAGE TRANSMISSION LINES
LOT LINE AND OTHER MINOR LINES	-----	CORPORATE LIMITS	OFF-PREMISE SIGN
UNDERSOUND FACILITY (COMMUNICATIONS, ELECTRIC, ETC)	-----	FEET ACQUISITION AREA (FACING MARKS BY OWNER)	ACCESS CONTROLLED BY ACQUISITION
TEMP. UNLIMITED EASEMENT AREA	-----	NO ACCESS (BY STATION ADJUNCTION)	ACCESS RESTRICTED (BY PREVIOUS PROJECT OR CONTROL)
EASEMENT AREA (HIGHWAY PERMANENT LIMITED, OR RESTRICTED OR CONTROL)	-----	NO ACCESS (NEW HIGHWAY)	NATIONAL GEODETIC SURVEY MONUMENT
TRANSVISION STRUCTURES	-----	BUILDING (TO BE REMOVED)	SIXTEENTH CORNER MONUMENT
BUILDING	-----	BRIDGE	PARALLEL OFFSETS
CONVENTIONAL UTILITY SYMBOLS	-----	CONVENTIONAL ABBREVIATIONS	CURVE DATA ABBREVIATIONS



THIS DRAWING WAS PREPARED BY THE SURVEYOR AND IS THE PROPERTY OF THE SURVEYOR. IT IS NOT TO BE REPRODUCED OR COPIED IN ANY MANNER WITHOUT THE WRITTEN CONSENT OF THE SURVEYOR. THE SURVEYOR HAS NOT BEEN ADVISED OF ANY CHANGES TO THE UNDERLYING RECORDS SINCE THE DATE OF THIS SURVEY. THE SURVEYOR HAS NOT BEEN ADVISED OF ANY CHANGES TO THE UNDERLYING RECORDS SINCE THE DATE OF THIS SURVEY.

NOTES:
POSITIONS SHOWN ON THIS PLAT ARE WISCONSIN STATE PLANE COORDINATE SYSTEM GRID, SOUTH ZONE (NAD-27), IN US SURVEY FEET. VALUES SHOWN ARE GRID COORDINATES, GRID BEARINGS, AND GRID DISTANCES. GRID DISTANCES MAY BE USED AS GROUND DISTANCES.
RIGHT OF WAY MONUMENTS ARE 3/4" REBAR, UNLESS OTHERWISE NOTED, AND WILL BE PLACED PRIOR TO COMPLETION OF THE PROJECT.
RIGHT OF WAY BOUNDARIES ARE DEFINED WITH CORNERS OF THE PERIMETER OF THE HIGHWAY LANDS REFERENCED TO THE U.S. PUBLIC LAND SURVEY OR OTHER SURVEYS OF PUBLIC RECORD.
A TEMPORARY LIMITED EASEMENT (T.L.E.) IS A RIGHT FOR CONSTRUCTION PURPOSES AS DEFINED HEREIN, INCLUDING THE RIGHT TO OPERATE NECESSARY EQUIPMENT THEREON, THE RIGHT OF INGRESS AND EGRESS, AS LONG AS THE PROJECT IS COMPLETED WITHIN THE PERIOD OF THE CONTRACT. THE PROJECT SHALL BE COMPLETED WITHIN THE PERIOD OF THE CONTRACT. THE COMPLETION OF THE CONSTRUCTION PROJECT FOR WHICH THIS INSTRUMENT IS GIVEN.
PROPERTY LINES SHOWN ON THIS PLAT ARE DRAWN FROM DATA DERIVED FROM MAPS AND DOCUMENTS OF PUBLIC RECORD AND/OR EXISTING OCCUPATIONAL RECORDS. THIS IS NOT AN EXHAUSTIVE LIST OF THE REPRESENTATION OR EXISTING PROPERTY LINES. THE SURVEYOR HAS CONDUCTED A FIELD SURVEY AND SHOULD NOT BE USED AS A SUBSTITUTE FOR AN ACCURATE FIELD SURVEY.
TEMPORARY TURN-AROUND EASEMENTS PER LAKE CHARLES ESTATES SUBDIVISION WILL BE REBANDONNED UPON COMPLETION OF THE CONSTRUCTION PROJECT FOR WHICH THIS INSTRUMENT IS GIVEN.



CAUTION:
THIS PLAT IS FOR ILLUSTRATIVE PURPOSES ONLY. DEEDS MUST BE CHECKED TO DETERMINE PROPERTY BOUNDARIES

APPROVED FOR THE VILLAGE
DATE: _____ (Signature)

VILLAGE OF CALEDONIA

SCALE 1"=50'

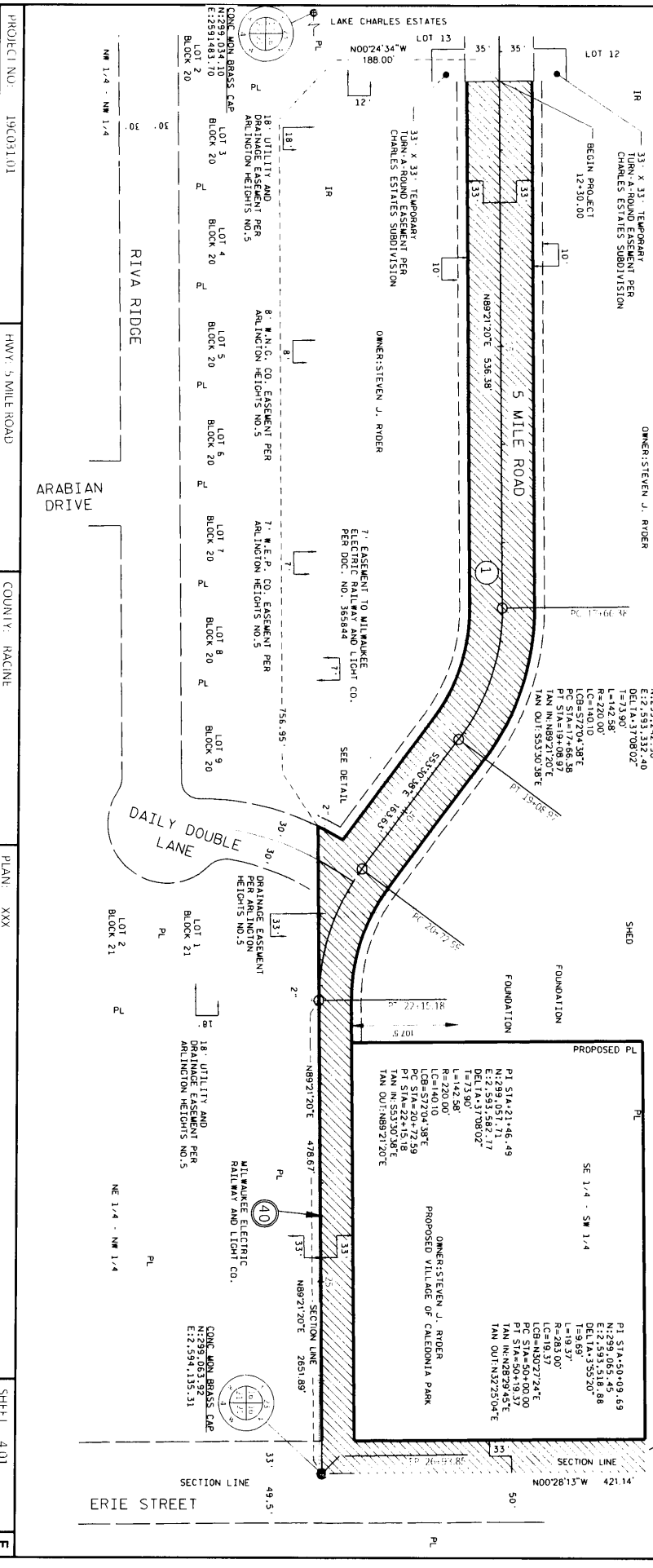
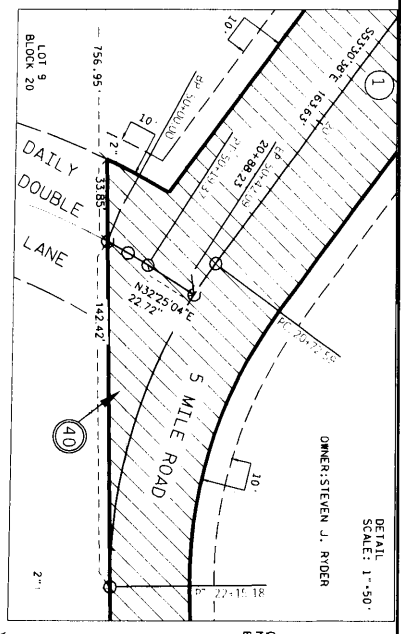
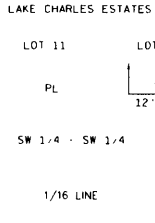
LOT 1
CSW 3089

12" DRAINAGE AND PUBLIC UTILITY EASEMENT PER CSW 3089

12" DRAINAGE AND PUBLIC UTILITY EASEMENT PER LAKE CHARLES ESTATES SUBDIVISION

SCHEDULE OF LANDS AND INTERESTS

PARCEL NUMBER	OWNER(S)	INTEREST REQUIRED	TOTAL AREA	EFF. EASEMENT AREA	TOTAL AREA	TOTAL AREA	TOTAL AREA
1	STEVEN J. RIGER	FEE & TILE	15.11	2.03	2.13	4.16	10.35
40	MILWAUKEE ELECTRIC RAILWAY AND LIGHT COMPANY	RELEASE OF RIGHTS	0.00	0.00	0.00	0.00	0.00



PROJECT NO.: 19C031.01
 HWY: 5 MILE ROAD
 COUNTY: RACINE
 PLAN: XXX
 SHEET 401

CONC. MON. BRASS CAP
 N:299,485.02
 E:2,594,131.85

ARABIAN DRIVE SHEET 402

Proposed right of way (Five Mile Road/Erie Street)

Land being a part of the Southwest 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 16, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Beginning at the Southeast corner of said Southwest 1/4; Thence South 89° 21' 20" West along the South line of said Southwest 1/4 a distance of 654.94 feet to a point on the West right-of-way line of "Daily Double Lane" and a curve to the right; Thence Northeasterly 29.12 feet along said West right-of-way line, its extension and the arc of a curve whose center lies to the Southeast, whose radius is 313.00 feet and whose chord bears North 28° 08' 31" East 29.11 feet; Thence North 53° 30' 38" West 151.68 feet to the beginning of a curve to the left; Thence Northwesterly 121.20 feet along the arc of a curve whose center lies to the Southwest, whose radius is 187.00 feet and whose chord bears North 72° 04' 39" West 119.09 feet; Thence South 89° 21' 20" West 536.51 feet to the East line of platted subdivision "Lake Charles Estates"; Thence North 00° 24' 34" West along said East line 66.00 feet; Thence North 89° 21' 20" East 536.24 feet to the beginning of a curve to the right, Thence Southeasterly 163.97 feet along the arc of curve whose center lies to the Southwest, whose radius is 253.00 feet and whose chord bears South 72° 04' 39" East 161.12 feet; Thence South 53° 30' 38" East 163.63 feet to the beginning of a curve to the left; Thence Southeasterly 121.20 feet along the arc of a curve whose center lies to the Northeast, whose radius is 187.00 feet and whose chord bears South 72° 04' 39" East 119.09 feet; Thence North 89° 21' 20" East 445.77 feet; Thence North 00° 28' 13" West 295.00 feet; Thence North 89° 21' 20" East 33.00 feet to a point on the East line of said Southwest 1/4; Thence South 00° 28' 13" East along said East line 328.00 feet to the Point of Beginning of lands being described.

Containing 88,404 Square feet (2.03 Ac.) of land more or less.

Date: 4/18/2019

Revised 6/7/2019

Andrew Miazga (S-2826)

Address: 6020 Erie Street

Tax Key No. 104-04-23-16-021-000

Proposed Temporary Limited Easement (North side Five Mile Road)

Land being a part of the Southwest 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 16, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Temporary limited easement lying 10.00 feet North of and parallel to the follow described line, said line being the proposed North right-of-way line of "Five Mile Road", lying Westerly of a proposed park.

Commencing at the Southeast corner of said Southwest 1/4; Thence North 00° 28' 13" West along the East line of said Southwest 1/4 a distance of 33.00 feet; Thence South 89° 21' 20" West 435.60 to the Westerly line of said proposed park lands and the Point of Beginning of said described line. Thence continuing South 89° 21' 20" West 43.18 feet to the beginning of a curve to the right, Thence Northwesterly 121.20 feet along the arc of a curve whose center lies to the Northeast, whose radius is 187.00 feet and whose chord bears North 72° 04' 39" West 119.09 feet; Thence North 53° 30' 38" West 163.63 feet to the beginning of a curve to the left; Thence Northwesterly 163.97 feet along the arc of a curve whose center lies to the Southwest, whose radius is 253.00 feet and whose chord bears North 72° 04' 39" West 161.12 feet; Thence South 89° 21' 20" West 536.24 feet to the East line of platted subdivision "Lake Charles Estates" and the Point of Termination of said described line.

Temporary Limited Easement containing 10,282 Square feet (0.24 Ac.) of land more or less.

Date: 4/18/2019

Revised: 6/6/2019

Andrew Miazga (S-2826)

Proposed Park (TID 5)

Land being a part of the Southeast 1/4 of the Southwest 1/4 of Section 16, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Commencing at the Southeast corner of said Southwest 1/4; Thence North 00° 28' 13" West along the East line of said Southwest 1/4 a distance of 33.00 feet; Thence South 89° 21' 20" West 33.00 to the proposed Northwest corner of 5 Mile Road and Erie Street, said point being the Point of Beginning of lands being described; Thence continuing South 89° 21' 20" West 402.60 feet; Thence North 00°28'13" West 295.00 feet; Thence North 89°21'20" East 402.60 feet to the Westerly line of proposed Erie Street; Thence South 00°28'13" East along said proposed Westerly line 295.00 feet to the point of beginning.

Lands containing 118,766 Square feet (2.73 Ac.) of land more or less.

Date: 6/6/2019

Andrew Miazga (S-2826)

Address: 6020 Erie Street
Tax Key No. 104-04-23-16-021-000

Proposed Temporary Limited Easement (South side Five Mile Road)

Land being a part of the Southwest 1/4 and Southeast 1/4 of the Southwest 1/4 of Section 16, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Temporary limited easement lying 10.00 feet South and West and being parallel to the follow described line, said line being the proposed South right-of-way line of "Five Mile Road".

Commencing at the Southeast corner of said Southwest 1/4; Thence South 89° 21' 20" West along the South line of said Southwest 1/4 a distance of 654.94 feet to a point on the West right-of-way line of "Daily Double Lane" and a curve to the right, said point also being the Point of Beginning of said described line; Thence Northeasterly 29.12 feet along said West right-of-way line, its extension and the arc of a curve whose center lies to the Southeast, whose radius is 313.00 feet and whose chord bears North 28° 08' 31" East 29.11 feet; Thence North 53° 30' 38" West 151.68 feet to the beginning of a curve to the left; Thence Northwesterly 121.20 feet along the arc of a curve whose center lies to the Southwest, whose radius is 187.00 feet and whose chord bears North 72° 04' 39" West 119.09 feet; Thence South 89° 21' 20" West 536.51 feet to the East line of platted subdivision "Lake Charles Estates" and the Point of Termination of said described line.

Temporary Limited Easement containing 8,292 Square feet (0.19 Ac.) of land more or less.

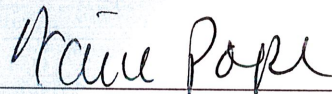
Date: 4/18/2019

Andrew Miazga (S-2826)

CERTIFICATION OF VILLAGE OF CALEDONIA
RESOLUTION 2019-60

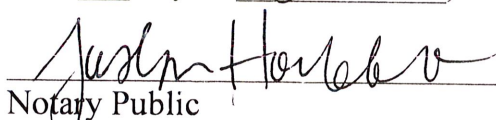
The undersigned, Karie Pope, being the duly elected Clerk for the Village of Caledonia, certify that attached hereto is a certified copy of Resolution 2019-60 - In The Matter Of An Amended Relocation Order And Amended Resolution Of Necessity Of The Village Of Caledonia Affecting Property Needed To Extend 5 Mile Road, Widen Erie Street And Establish A Neighborhood Park In The Village Of Caledonia, Racine County, Wisconsin approved by the Village Board of the Village of Caledonia, Racine County, Wisconsin on June 17, 2019.

Dated this 17th day of June, 2019.



Karie Pope, Clerk
Village of Caledonia

Subscribed and sworn to before me
This 24th day of June, 2019



Notary Public
Racine County, Wisconsin

My Commission expires: 11/21/21