RESOLUTION NO. 2019-88

RELOCATION ORDER OF THE VILLAGE OF CALEDONIA AFFECTING PROPERTIES IN THE WIND POINT WEST SUBDIVISION AND PARCELS ADJACENT THERETO AS PART OF A STORMWATER FACILITIES PROJECT IN THE VILLAGE OF CALEDONIA, RACINE COUNTY, WISCONSIN

WHEREAS, the Village of Caledonia has determined that both road resurfacing and stormwater facilities improvements are needed in the Wind Point West Subdivision;

WHEREAS, the Caledonia Utility District Commission has determined that the stormwater facilities construction project to improve stormwater drainage in the Wind Point West Subdivision is necessary in advance of the road resurfacing project on Hialeah Drive, Langdale Drive, Cramford Drive, Evergreen Court and Idlewood Drive

WHEREAS, the Village Utility Director's has determined that the project is necessary after considering the economic and social effects of this project, its impact on the environment, and its consistency with the goals of stormwater and community planning;

WHEREAS, the stormwater facilities project should be completed prior to the road resurfacing project in the Wind Point West Subdivision to avoid reconstruction of newly paved areas; and

WHEREAS, the Village's consulting engineer has identified property interests that are necessary for the activities to properly complete the above described stormwater project and such property interests are depicted on the map of Wind Dale and Wind Point West Storm Water Utility Improvements dated September 27, 2019, consisting of 9 pages attached hereto as Exhibit A which includes legal descriptions, and specifies the following:

<u>Parcel</u> <u>Number</u>	Owner*	Interest Required	Square Feet
1	Kristen L. Fulmer 5234 Worsley Lane Racine, WI 53402 Tax Parcel No.: 104042321090000	Permanent Storm Easement	1272 Sq. Ft.
2	Daniel R. Szymczak 5249 Erie Street Racine, WI 53402 Tax Parcel No.: 104042321072020	Temporary Limited Easemen	nt 358 Sq. Ft.

3. Daniel R. Szymczak Permanent Storm Easement 1250 Sq. Ft. 5249 Erie Street

Racine, WI 53402

Tax Parcel No.: 104042321072020

4. Stephen J. Zurowski Permanent Storm Easement 1266 Sq. Ft.

5317 Idlewood Drive

Tax Parcel No.: 104042321407000

5. Dorothy Sykes Permanent Storm Easement 1234 Sq. Ft.

351 Hialeah Drive Racine, WI 53402

Tax Parcel No.: 104042321406000

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, 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 within-described stormwater facilities project consisting of a stormwater improvement in easements.
- 2. That the Village hereby determines that this project is necessary and for a public purpose to improve stormwater drainage in the Wind Point West Subdivision in advance of the road resurfacing project on Hialeah Drive, Langdale Drive, Cramford Drive, Evergreen Court and Idlewood Drive. These improvements are necessary to enhance public health and safety and makes economic sense to complete prior to a road resurfacing project.
- 3. That the general area of the proposed project, the proposed construction area, and the privately-owned land interests needed to complete the project are shown and depicted on the map of Wind Dale and Wind Point West Storm Water Utility Improvements dated August 21, 2019, consisting of 5 pages attached hereto as **Exhibit A** which includes legal descriptions, and are incorporated herein.
- 4. That in order to construct and complete the project it is also determined necessary, in accordance with Wis. Stat. §32.07(2), to acquire the temporary limited easements and permanent storm easements for the project, which are depicted and described on **Exhibit A** and incorporated herein.

^{*}Owners names are shown for reference purposes only and are subject to change prior to the transfer of land interests.

- 5. That the required property interests shall be acquired in the name of the Village of Caledonia, and upon acquisition, shall be used for the purpose for which they are acquired that being stormwater drainage easements.
- 6. 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 Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the Adopted by the Village Board of the Village of Caledonia, Racine County, Wisconsin, on the Adopted Board of Caledonia, Racine County, Wisconsin, on the Adopted Board of Caledonia, Racine County, Wisconsin, on the Adopted Board of Caledonia, Racine County, Wisconsin, and Caledonia, Cale

VILLAGE OF CALEDONIA

By:

James R. Dobbs Village President

Attest:

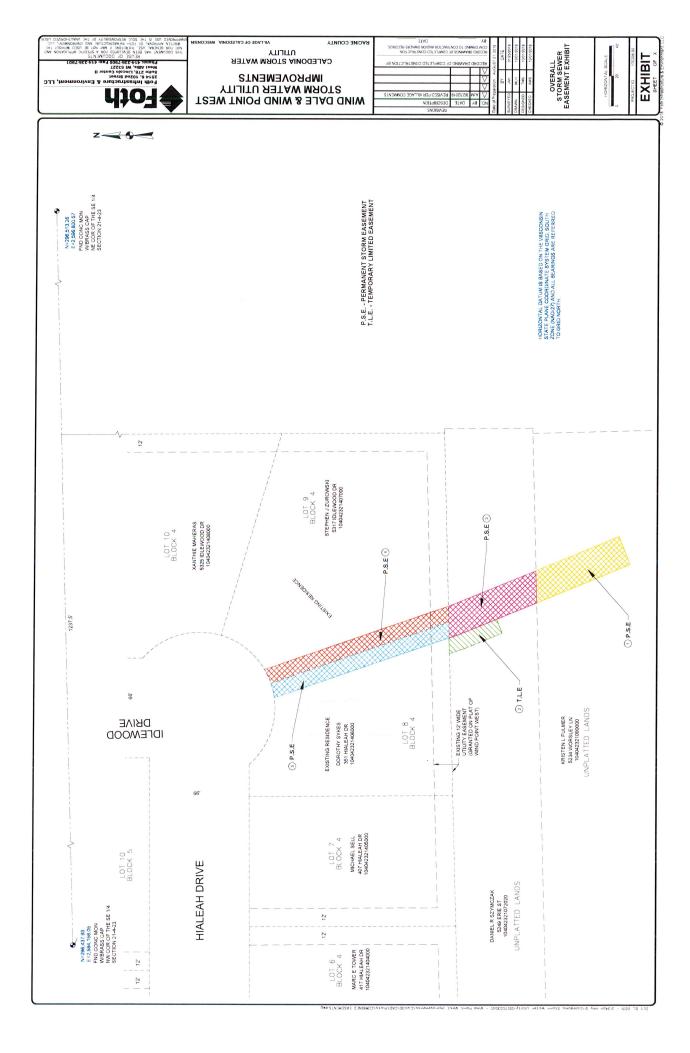
Karie Pope Village Clerk

770272.001 (827) 10-3-19

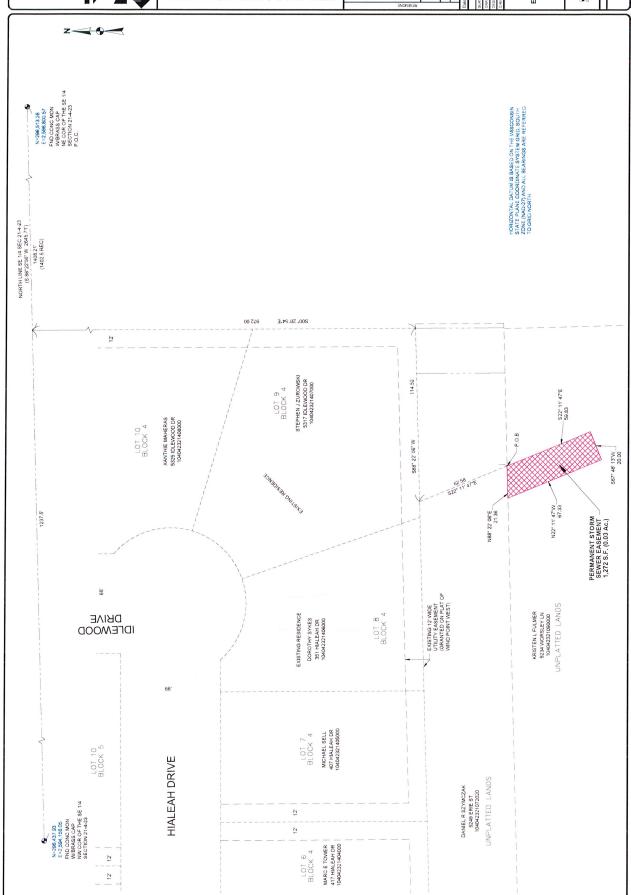
CERTIFICATE

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 Hh day of Otolu , 2019, the above Relocation Order was adopted by the			
Village Board of the Village of Caledonia, Racine County, Wisconsin.			
Dated this 7th day of Ctober, 2019.			

Karie Pope Village Clerk – Village of Caledonia



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Proposed Permanent sewer easement (Fulmer property)

Land being a part of the Northwest 1/4 of the Southeast 1/4 of Section 21, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Commencing at the Northeast corner of said Southeast 1/4; Thence South 88° 22' 06" West along the North line of said Southeast 1/4 a distance of 1408.21 feet to a point, said point being 1237.5 feet East of the Northwest corner of said Southeast 1/4; Thence South 00° 20′ 54" East along the East line of "Wind Point West", a platted subdivision for a distance of 972.00 feet to the Southeast corner of said subdivision; Thence South 88° 22′ 06" West along the South line of said subdivision a distance of 114.52 feet; Thence South 22° 11′ 47" East 62.58 feet to the North property line as described in Trustee's Deed, dated December 22, 2015, recorded with the Racine County register of deeds as document no. 2424867, said point being the point of beginning of lands being described;

Thence continuing South 22° 11′ 47″ East 59.83 feet; Thence South 67° 48′ 13″ West 20.00 feet; Thence North 22° 11′ 47″ West 67.33 feet to the North property line as described in Trustee's Deed, dated December 22, 2015, recorded with the Racine County register of deeds as document no. 2424867; Thence North 88° 22′ 06″ East 21.36 feet along said North property line, to the point of beginning of lands being described.

Containing 1,272 Square feet (0.03 Ac.) of land more or less.

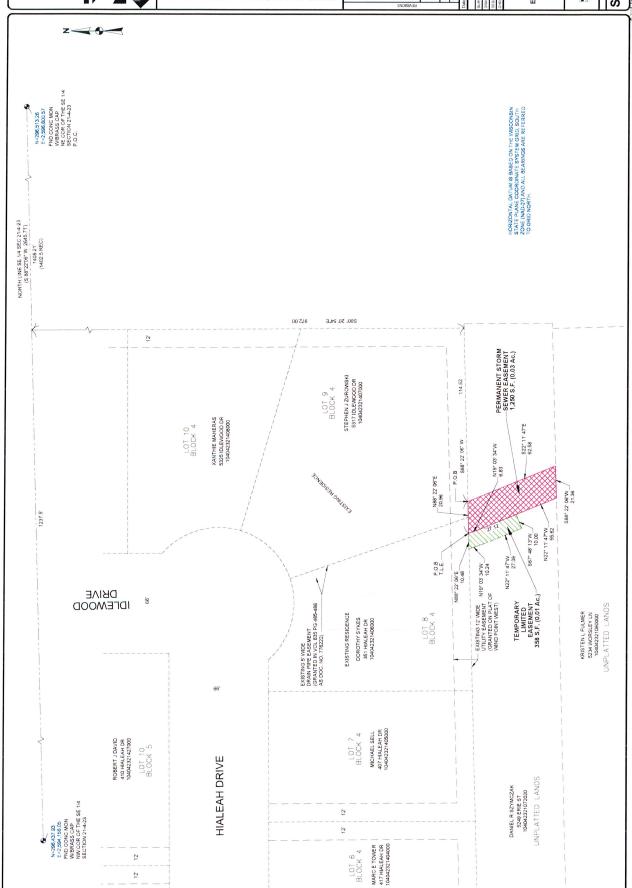
Date: 8/21/2019

Revised: 9/27/2019

Andrew Miazga (S-2826)

Address: 5234 Worsley Lane Tax Key No. 104-04-23-21-090-000 STORM WATER UTILITY

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Proposed Permanent sewer easement (Szymczak property)

Land being a part of the Northwest 1/4 of the Southeast 1/4 of Section 21, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Commencing at the Northeast corner of said Southeast 1/4; Thence South 88° 22' 06" West along the North line of said Southeast 1/4 a distance of 1408.21 feet to a point, said point being 1237.5 feet East of the Northwest corner of said Southeast 1/4; Thence South 00° 20′ 54" East along the East line of "Wind Point West", a platted subdivision for a distance of 972.00 feet to the Southeast corner of said subdivision; Thence South 88° 22′ 06" West along the South line of said subdivision a distance of 114.52 feet to the point of beginning of lands being described;

Thence South 22° 11′ 47″ East 62.58 feet to a point on the North property line as described in Trustee's Deed, dated December 22, 2015, recorded in the Racine County register of deeds as document no. 2424867; Thence South 88° 22′ 06″ West along said North property line 21.36 feet; Thence North 22° 11′ 47″ West 55.62 feet; Thence North 19° 03′ 34″ West 6.83 feet to a point on the South line of said "Wind Point West" subdivision; Thence North 88° 22′ 06″ East 20.96 feet to the point of beginning of lands being described.

Containing 1,250 Square feet (0.03 Ac.) of land more or less.

Proposed Temporary Limited easement (Szymczak property)

Land being a part of the Northwest 1/4 of the Southeast 1/4 of Section 21, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Commencing at the Northeast corner of said Southeast 1/4; Thence South 88° 22' 06" West along the North line of said Southeast 1/4 a distance of 1408.21 feet to a point, said point being 1237.5 feet East of the Northwest corner of said Southeast 1/4; Thence South 00° 20′ 54" East along the East line of "Wind Point West", a platted subdivision for a distance of 972.00 feet to the Southeast corner of said subdivision; Thence South 88° 22′ 06" West along the South line of said subdivision a distance of 135.48 feet to the point of beginning of lands being described;

Thence South 19° 03′ 34″ East 6.83 feet; Thence South 22° 11′ 47″ East 27.12 feet; Thence South 67°48′13″ West 10.00 feet; Thence North 22° 11′ 47″ West 27.39 feet; Thence North 19° 03′ 34″ West 10.24 feet to the South line of said "Wind Point West" subdivision; Thence North 88° 22′ 06″ East along said South line 10.48 feet to the point of beginning of lands being described.

Containing 358 Square feet (0.01 Ac.) of land more or less.

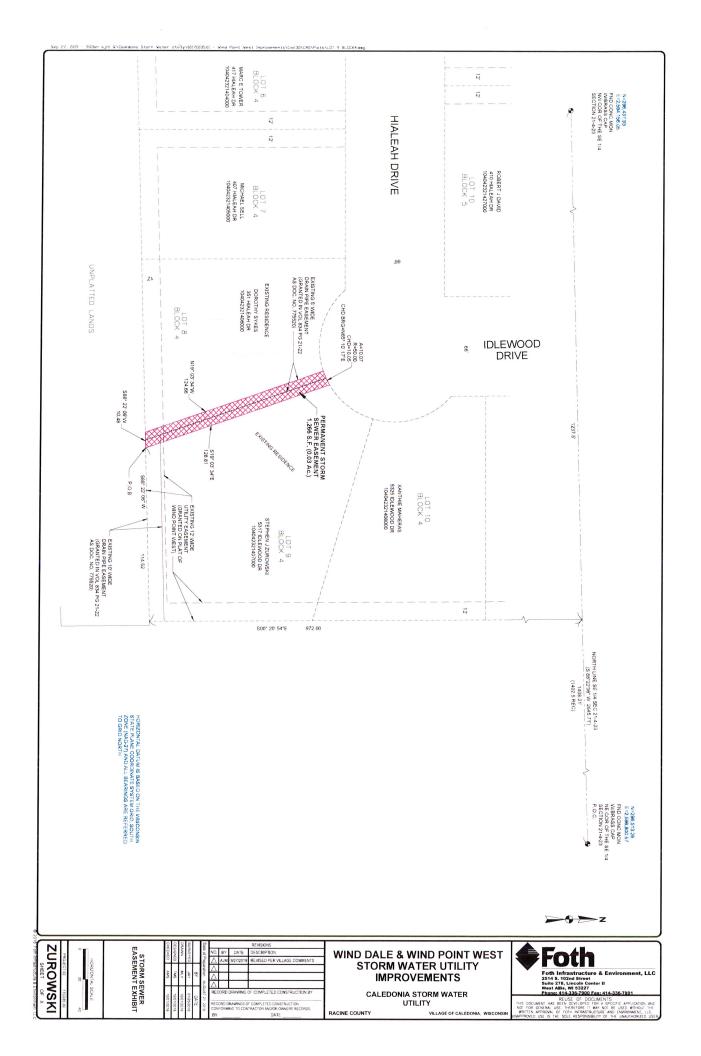
Date: 8/21/2019

Revised: 9/27/2019

Andrew Miazga (S-2826)

Address: 5249 Erie Street

Tax Key No. 104-04-23-21-072-020



Proposed Permanent sewer easement (Zurowski property)

Land being a part of the Northwest 1/4 of the Southeast 1/4 of Section 21, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Commencing at the Northeast corner of said Southeast 1/4; Thence South 88° 22' 06" West along the North line of said Southeast 1/4 a distance of 1408.21 feet to a point, said point being 1237.5 feet East of the Northwest corner of said Southeast 1/4; Thence South 00° 20′ 54" East along the East line of "Wind Point West", a platted subdivision for a distance of 972.00 feet to the Southeast corner of said subdivision; Thence South 88° 22′ 06" West along the South line of said subdivision a distance of 114.52 feet to the point of beginning of lands being described.

Thence continuing South 88° 22′ 06″ West along said South line 10.48 feet to the Southwest corner of Lot 9, Block 4 of said subdivision; Thence North 19° 03′ 34″ West along the West line of said lot a distance of 124.66 feet to the Southerly right of way line of Hialeah Drive; Thence Easterly 10.07 feet along said right of way line and the arc of a curve whose center lies to the North, whose radius is 50.00 feet and whose chord bears North 65° 10′ 17″ East 10.05 feet; Thence South 19° 03′ 34″ East 128.81 feet to the point of beginning of lands being described.

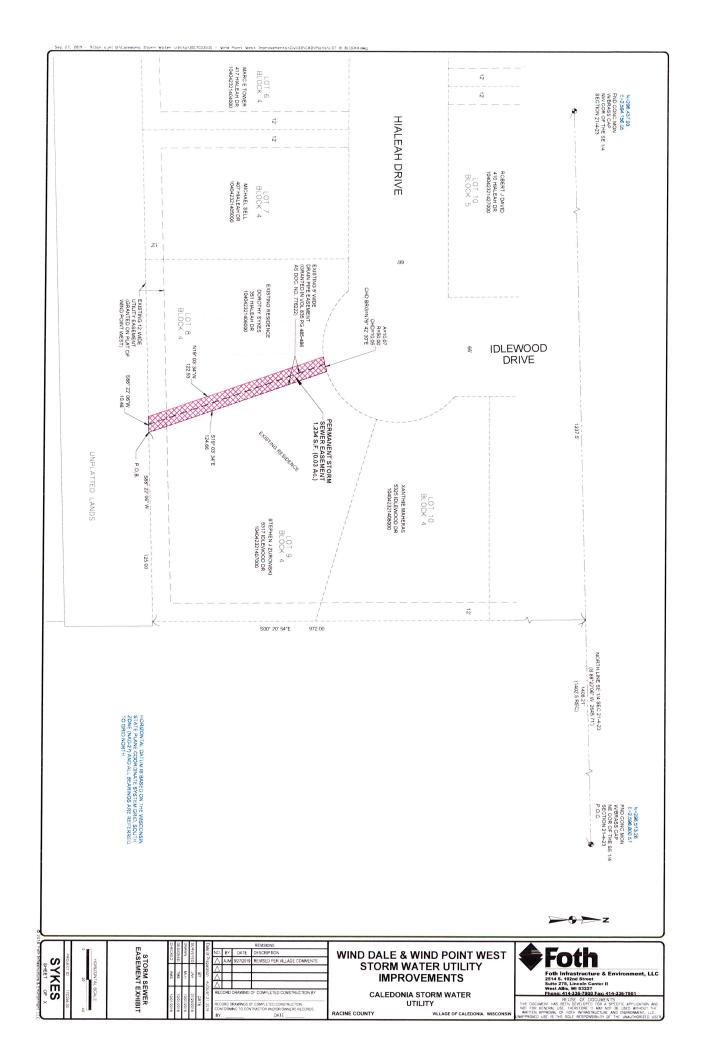
Containing 1,266 Square feet (0.03 Ac.) of land more or less.

Date: 8/21/2019

Revised: 9/27/2019

Andrew Miazga (S-2826)

Address: 5317 Idlewood Drive Tax Key No. 104-04-23-21-407-000



Proposed Permanent sewer easement (Sykes property)

Land being a part of the Northwest 1/4 of the Southeast 1/4 of Section 21, Township 4 North, Range 23 East, in the Village of Caledonia, County of Racine, State of Wisconsin.

Commencing at the Northeast corner of said Southeast 1/4; Thence South 88° 22' 06" West along the North line of said Southeast 1/4 a distance of 1408.21 feet to a point, said point being 1237.5 feet East of the Northwest corner of said Southeast 1/4; Thence South 00° 20′ 54" East along the East line of "Wind Point West", a platted subdivision for a distance of 972.00 feet to the Southeast corner of said subdivision; Thence South 88° 22′ 06" West along the South line of said subdivision a distance of 125.00 feet to the Southeast corner of Lot 8, Block 4 of said subdivision, said point also being the point of beginning of lands being described;

Thence continuing South 88° 22′ 06″ West along said South line 10.48 feet; Thence North 19° 03′ 34″ West 122.53 feet to the Southerly right of way line of Hialeah Drive; Thence Easterly 10.07 feet along said right of way line and the arc of a curve whose center lies to the North, whose radius is 50.00 feet and whose chord bears North 76° 42′ 30″ East 10.05 feet to the Northeast corner of said Lot 8; Thence South 19° 03′ 34″ East along the East line of said lot 8 a distance of 124.66 feet to the point of beginning of lands being described.

Containing 1,234 Square feet (0.03 Ac.) of land more or less.

Date: 8/21/2019

Revised: 9/27/2019

Andrew Miazga (S-2826)

Address: 351 Hialeah Drive

Tax Key No. 104-04-23-21-406-000