

**CITY OF ELKHORN
RESOLUTION 17-14**

**RESOLUTION FOR THE DISCONTINUANCE OF
AN UNNAMED PUBLIC RIGHT-OF-WAY INVOLVED**

WHEREAS, there exists within the City of Elkhorn an unnamed and partially paved public right-of-way located at a point approximately 170 feet east of the South ¼ corner of Section 31 T3N R17E, extending north approximately 1435 feet then east approximately 426 feet with a terminus at the City of Elkhorn "Fairgrounds" Water Tower.

WHEREAS, said right-of-way provides access to said water tower but is not in use as a thoroughfare serving the general public, and

WHEREAS, the right-of-way impedes the orderly development of property owned by the Elkhorn Area School District (EASD), which development includes the extension of East Market Street connecting Court Street (STH 11) and East Geneva Street (CTH "H") and will provide a new access road to the City water tower, and

WHEREAS, the Common Council has determined it to be in the public interest that said right-of-way be vacated so to facilitate the orderly development of the EASD parcel;

THEREFORE, IT IS RESOLVED by the Common Council of the City of Elkhorn to formally vacate and discontinue the unnamed public right-of-way with the City retaining the necessary utility easements in the discontinued right-of-way upon compliance with Wisconsin Statutes 66.1003(4).

BE IT FURHTER RESOLVED, that the City Clerk is hereby directed to give notice of a hearing thereon by Class 3 notice under Chapter 985 Wis. Stats.

Resolved this 7 day of August, 2017.

CITY OF ELKHORN

BY: Howie Reynolds
Howie S. Reynolds, Mayor

ATTEST:

Cairie Virrueta
Cairie Virrueta, City Clerk

Adopted: 8/7/17

Approved: 8/7/17