

RESOLUTION NO. 2024-15

**VILLAGE OF YORKVILLE
RACINE COUNTY, STATE OF WISCONSIN**

A RESOLUTION SETTING FORTH THE RELOCATION ORDER OF THE VILLAGE OF YORKVILLE AFFECTING PROPERTY LOCATED AT 515 DEER PATH (PARCEL I.D. NO. 194-03-21-12-092-070) IN THE VILLAGE OF YORKVILLE, RACINE COUNTY, STATE OF WISCONSIN

WHEREAS, the Village of Yorkville, acting through Sewer Utility District No. 1 of the Village of Yorkville (“Village”) currently operates the Deer Path Lift Station that pumps wastewater through a force main that connects with the Village’s sewer system and is ultimately treated at the Village’s wastewater treatment facility. Further that a portion of the Deer Path Lift Station is located on property located at 515 Deer Path, with Parcel I.D. No. 194-03-21-12-092-070, that is owned by Maria D. Barnes and Michael J. Wanner (“Barnes/Wanner Parcel”); and

WHEREAS, the Deer Path Lift Station was installed in the early 1990s, and is past its useful life, with staff finding replacement equipment and parts difficult to obtain and not economical given the facility’s age. Further, the location of the pumps is below grade, putting Village personnel at risk when working in confined spaces; and

WHEREAS, the Village, upon recommendation of its engineers, intends to replace the current lift station with a newly constructed submersible lift station; further, that the replacement of the Deer Path Lift Station requires interests in land for these sewer-related improvements, as well as a temporary limited easement for construction purposes;

NOW THEREFORE, BE IT RESOLVED that the Village of Yorkville, Racine County, Wisconsin, as and for its Relocation Order hereby resolves as follows:

1. That this Resolution is a Relocation Order in accordance with Wis. Stat. §32.05(1), for the purpose of the within-described public improvement project.
2. That the Village hereby determines that it is necessary and for a public purpose to construct a new lift station, and that said public improvements are necessary to provide adequate wastewater treatment services and promote the safety of its personnel.
3. That in order to construct and complete such sewer-related improvements it is determined necessary, in accordance with Wis. Stat. §32.07(2), to acquire a temporary limited easement for construction purposes, and a fee simple land interest for public purposes from a portion of the Barnes/Wanner Parcel located along on Deer Path Road at 515 Deer Path, with Parcel I.D. No. 194-03-21-12-092-070, that is owned by Maria D.

Barnes and Michael J. Wanner.

- 4. That the privately-owned land interests needed to complete the project, are shown on the diagram and legal description attached as Exhibit A and incorporated hereby by reference.
- 5. That pursuant to Wis. Stat. §32.05(1), a copy of this Relocation Order shall, within 20 days after its issue, be filed with the Racine County Clerk.

This Resolution was adopted by the Village Board of the Village of Yorkville, Racine County, State of Wisconsin, this 24th day of June, 2024.

VILLAGE OF YORKVILLE

Ayes: 4

By: /s/ Douglas Nelson
Douglas Nelson, President

Nays: 0

Attest: /s/ Janine Carls
Janine Carls, Clerk

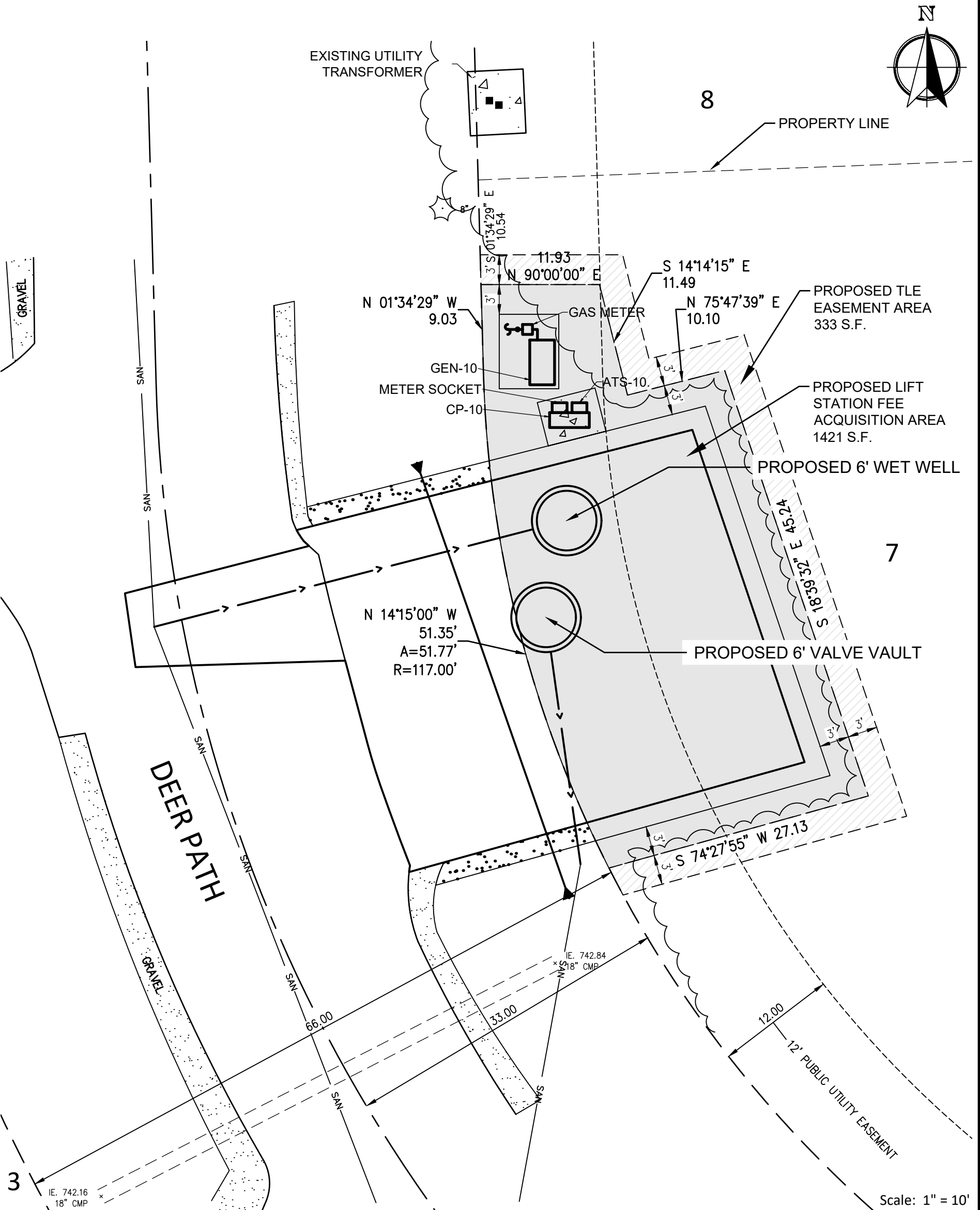
Abstentions: 0

Absences: 1

FEE TITLE in and to the following tract of land:

Part of Lot 7 of Deer Haven Subdivision, recorded in the office of the Register of Deeds for Racine County, Wisconsin on March 16, 1993, as Document No. 1410171, being in the Southwest 1/4 of the Northeast 1/4 of Section 12, Township 3 North, Range 21 East of the Fourth Principal Meridian, bounded and described as follows: Commencing at the Northwest corner of said Lot 7; run thence S01°34'29"E, 10.54 feet along the West line of said Lot 7 and the East right-of-way line of Deer Path to the point of beginning of this description; thence N90°00'00"E, 11.93 feet; thence S14°14'15"E, 11.49 feet; thence N75°47'39"E, 10.10 feet; thence S18°39'32"E, 45.24 feet; thence S74°27'55"W, 27.13 feet; feet to the West line of said Lot 7 and East right-of-way line of said Deer Path and point on a curve to the right having a radius of 117.00 feet and a chord of N14°15'00"W, 51.35 feet; thence northerly along the arc of said curve, said West line of Lot 7 and East line of said Deer Path right-of-way 51.77 feet; thence N01°34'29"W, 9.03 feet along the West line of said Lot 7 and the East right-of-way of said Deer Path to the point of beginning. Said land being in the Village of Yorkville, County of Racine and State of Wisconsin. Containing 1,421 square feet or 0.033 acres.

Also a Temporary Limited Easement for the right to construct cut and/or fill slopes, including for such purpose the right to operate the necessary equipment thereon and the right of ingress and egress as long as required for such public purpose, including the right to preserve, protect, remove or plant thereon any vegetation the Utility may deem necessary or desirable, in and to the following tract of land described as: a three foot wide strip of land lying north, east, south and adjacent to the above described Fee taking. The above easement is to terminate upon completion of the project.



10:53:08 AM

Thursday, May 16, 2024



Nielsen Madsen + Barber
 CIVIL ENGINEERS AND LAND SURVEYORS
 1458 Horizon Blvd. Suite 200, Racine, WI. 53406
 Tele: (262)634-5588 Website: www.nmbcsc.net

Scale: 1" = 10'
 Drawn By: SCB
 DATE: 5-16-2024
 2023.0227.01
 Fee Acquisition Exhibit
 Yorkville Sewer Utility District
 Yorkville, Wisconsin