

TOWN OF OSCEOLA

PUBLIC HEARING

Regarding Discontinuing Old Right of Way

Tuesday, August 8, 2017

MINUTES

The Board of Supervisors of the Town of Osceola met for a Public Hearing Tuesday, August 8, 2017 at 6:30 p.m. at the Osceola Town Hall, Dresser, Wisconsin.

THE PURPOSE OF THE PUBLIC HEARING WAS TO LISTEN TO PUBLIC COMMENTS REGARDING DISCONTINUING OLD RIGHT OF WAY AT 1958 70TH AVENUE, DRESSER.

CHAIRMAN DOUG SCHMIDT CALLED THE PUBLIC HEARING TO ORDER AT 6:30 P.M.

Chairman Schmidt verified that the Public Hearing notice had been published in the July 12th, July 19th and the July 26th publications of the SUN newspaper and posted at the Town Hall, Dresser Post Office, First National Community Bank and the website.

ROLL CALL:

PRESENT: Doug Schmidt and Dan Burch

ABSENT: Mike Wallis

ALSO PRESENT: Lorraine Rugroden – Clerk/Treasurer, Neil Gustafson

A Public hearing was called to hear public comment regarding discontinuing old right of way at 1958 70th Avenue in the SW ¼ of the SE ¼ and the SE ¼ of the SW ¼, S26, T33N, R18W in the Town of Osceola.

At the July 6, 2017 Town Board meeting, the Town board of Supervisors, in a unanimous vote, approved initiating the process to discontinue old right of way at 1958 70th Avenue and called a public hearing.

Neil Gustafson requested this action after discovering that his buildings are located in the road right of way.

Neil Gustafson originally came before the Plan Commission to request a discontinuance of the old right of way located at the northern end of his property. When trying to refinance his house, he was told that his buildings were located in town right of way and would not be able to be refinanced until changes were made. He has hired Susan Lee, Polk County Abstract attorney to determine what needs to be done to correct the issue and to write a reso-

lution. Neil also asked Polk County Land Surveying to write a legal description. The town maintains an area thirty-three feet from the center of the town road. The right of way appears to be much wider at the 1958 70th Avenue location. The Plan Commission agreed with Neil Gustafson's proposal for the town to initiate a discontinuance of old right of way and made recommendation to the Town Board. The Town Board approved Resolution 17-07 initiating the process to discontinue old right of way at 1958 70th Street and called a public hearing. Certified letters were sent to Neil Gustafson and neighboring land owners.

The parcel of land is located in the Southwest Quarter of the Southeast Quarter (SW-SE) and the Southeast Quarter of the Southwest Quarter (SE-SW), Section 26, Township 33 North, Range 18 West, Town of Osceola, Polk County, Wisconsin, described as follows: Commencing at the Southeast Corner of said Section 26; thence S.88°26'18"W., along the south line of said Section 26, 2298.42 feet; thence continue S.88°26'18"W, along said Section line, 412.64 feet; thence N.00°35'51"W., 580.88 feet to the point of beginning; thence continue N.00°35'51"W., 57.00 feet; thence S.77°22'43"E., 423.82 feet; thence S.00°35'51"E., 57.00 feet; thence N.77°22'43"W., 423.82 feet to the point of beginning. Containing 0.54 acres. This parcel of land is being combined with parcel #042-00587-0000 and is exempt from the Polk County Subdivision Ordinance under Section 18.05(A)(3).

Neil Gustafson spoke in favor of the town discontinuing the old right of way and awarding the land to the landowner abutting the property (Neil Gustafson). No other public comment was offered for or against and no written comments were submitted.

ADJOURNMENT:

MOVED, SECONDED BY BURCH/SCHMIDT TO ADJOURN THE PUBLIC HEARING. MOTION CARRIED UNANIMOUSLY.

The Public Hearing was adjourned at 6:36 PM.

APPROVED: 09/5/2017

Lorraine Rugroden, Clerk/Treasurer