

**TOWN OF OSCEOLA
SPECIAL BOARD OF SUPERVISORS MEETING
August 8, 2017**

MINUTES

The Board of Supervisors of the Town of Osceola met for a special town board meeting Tuesday, August 8, 2017 at 6:30 PM at the Town of Osceola Town hall at 516 East Avenue North in Dresser WI.

The purpose of the Special Town Board meeting is to act on Neil Gustafson's request for the town to discontinue old right of way and award the property to him.

TOWN OF OSCEOLA CHAIRMAN DOUG SCHMIDT CALLED THE MEETING TO ORDER AT 6:40 P.M.

Verification of the meeting posting.

The notice of this Special Town Board Meeting was posted August 2, 2017 at the Town Hall, Dresser Post Office, the First National Community Bank and the Town of Osceola website.

ROLL CALL:

PRESENT: Doug Schmidt and Dan Burch.

ABSENT: Mike Wallis

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

AGENDA

MOVED AND SECONDED BY BURCH/SCHMIDT TO APPROVE THE AGENDA FOR THE AUGUST 8, 2017 SPECIAL TOWN BOARD MEETING. MOTION CARRIED UNANIMOUSLY.

PUBLIC COMMENT

None

RESOLUTION 17-09 TO DISCONTINUE OLD RIGHT OF WAY AT 1958 70TH AVENUE IN THE SW ¼ OF THESE ¼, AND THE SE ¼ OF THE SW ¼, SEC 26/T33N/R18W Town of Osceola

Neil Gustafson originally came before the Plan Commission to request a discontinuance of the old right of way located at the northern portion 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 resolution. 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 mailed to Neil Gustafson and neighboring land owners.

The old right of way 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).

Since the town does not maintain the right of way beyond 33 feet from the center line the board agreed to discontinue the old right of way. The clerk will submit an original executed highway order to discontinue the old right of way at 1958 70th Avenue to the Register of Deeds and a copy to the Polk County Highway Commissioner.

MOVED AND SECONDED BY BURCH/SCHMIDT TO APPROVE RESOLUTION 17-09 TO DISCONTINUE OLD RIGHT-OF-WAY AT 1958 70TH AVENUE LOCATED AT THE SW ¼ OF THE SE ¼ AND THE SE ¼ OF THE SW ¼, SECTION 26, TOWNSHIP 33 N RANGE 18 W, IN THE TOWN OF OSCEOLA. ROLL CALL VOTE BURCH: YEA, SCHMIDT: YEA. MOTION CARRIED UNANIMOUSLY.

Adjournment

MOVED AND SECONDED BY BURCH/SCHMIDT TO ADJOURN THE MEETING. MOTION CARRIED UNANIMOUSLY.

Being no further business to come before this Special Town Board meeting, the meeting was adjourned at 6:45 PM.

APPROVED: 9/5/2017

Lorraine Rugroden, Clerk/Treasurer