

VILLAGE OF LITTLE CHUTE
RESOLUTION NO. 2 , SERIES OF 2015

WHEREAS, an authorized representative of the St. John Nepomuscene Congregation as owners of 507 Pine Street have requested to exchange properties with the Village for properties at 500 Pine Street; and

WHEREAS, the St. John Nepomuscene Congregation agree to the removal of the pavement of the area of Pine Street being vacated or discontinued within ten years of the exchange of properties; and

WHEREAS, the St. John Nepomuscene Congregation agree to the extension at their expense of a water main to Vandebroek Street from the main located at Church Street and Pine Street within 10 years of the exchange of properties; and

WHEREAS, the St. John Nepomuscene Congregation agree to granting the Village a temporary limited easement for snow storage for a period of 10 years (unless both parties agree to a different period of time) upon the entirety of the land being transferred to the congregation; and

WHEREAS, the St. John Nepomuscene Congregation agree to the granting of permanent easements for the location of water main on the vacated or discontinued portions of Church Street and Pine Street; and

WHEREAS, the St. John Nepomuscene Congregation currently occupy a portion of Church Street right of way with improvements such as walks, parking lot and driveway; and

WHEREAS, the St. John Nepomuscene Congregation agree to the waving of any objection to vacating or discontinuing Church or Pine Streets; and

WHEREAS, the St. John Nepomuscene Congregation agree to the paying normal Storm Water Fees for all impervious areas including those located in vacated or discontinued portions of streets which become property owned by the congregation; and

WHEREAS, the Village of Little Chute Board of Trustees to pay all costs for infrastructure associated with the use of land being transferred for snow storage; and

WHEREAS, the Village of Little Chute Board of Trustees agree to grant a temporary limited easement for the continued use of the southern portion of property currently occupied by church parking and being acquired from the congregation as depicted on EXHIBIT "A" as containing 2,247 sq. ft., until such time the Village chooses to use the property for location of public parking; and

WHEREAS, the Village of Little Chute Board of Trustees does find that the exchange of this property is found to be in the public interest.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of Trustees as follows:

1. That the Village transfer to St. John Nepomuscene Congregation, Parcels # 260042000 & 260042700, the property being described as; 1985 Amendment to the 1917 Assessors Plat Lots 9 & 14 Block 25, said parcels containing approximately 10,903 square feet; and
2. That the Village in exchange for aforementioned parcels, shall accept from St. John Nepomuscene Congregation, ownership of all of parcel # 260044400 and part of parcel # 260044200 fully described as: 1985 Amendment to the 1917 Assessors Plat Lot 10 and that part of lot 13 Block 26 described as follows: Beginning at the Northwest corner of said Lot 13; Thence N82°43'03"E, 94.89 feet on the North line of said Lot 13; Thence S14°49'57"E, 20.08 feet on the East line of said Lot 13; Thence S78°49'05"W, 81.74 feet; Thence S89°17'11"W, 18.68 feet to the West line of said Lot 13; Thence N00°59'27"W, 23.47 feet on said West line to the point of beginning; all as depicted on EXHIBIT "A" total area of described parcel containing approximately 6,836 square feet; and
3. That St. John Nepomuscene Congregation agree to granting the Village a temporary limited easement for snow storage for a period of 10 years (unless both parties agree to a different period of time) upon the entirety of the land being transferred to the congregation described as; 1985 Amendment to the 1917 Assessors Plat Lots 9 & 14 Block 25; and
4. That the St. John Nepomuscene Congregation grant to the Village a Permanent Utility Easement as depicted on EXHIBIT "B"; and
5. That the Village pay St. John Nepomuscene Congregation the amount of \$5,000.00 upon signature of the authorized representative of the congregation waving any objection to vacating or discontinuing Pine Street; and
6. That the Village Clerk, and/or Village Administrator, and/or Village President are directed to execute such documents as necessary to complete the exchange of afore described properties.

Date introduced, approved and adopted: January 7, 2015

VILLAGE OF LITTLE CHUTE:

By: Michael R. Vanden Berg
Michael R. Vanden Berg, Village President

By: Laurie Decker
Laurie Decker, Village Clerk