

Document Number

**RESOLUTION TO VACATE  
PEDESTRIAN ACCESS  
RESERVATION ON CSM 7447**

Recording Area

**Name and Return Address:**

Town of Lisbon  
W234N8676 Woodside Rd.  
Lisbon, WI 53089

LSBT 0216.996.002

LSBT 0216.996.003

RESOLUTION 02-20

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**RESOLUTION TO VACATE PEDESTRIAN ACCESS RESERVATION  
ON CERTIFIED SURVEY MAP NO. 7447**

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**WHEREAS**, on July 25, 1994, the Town Board of the Town of Lisbon, Wisconsin, approved Certified Survey Map No. 7447 dated July 6, 1994, and revised and signed July 8, 1994, and attached to this Resolution as Exhibit A (the "Certified Survey Map");

**WHEREAS**, the Certified Survey Map provided for land division creating two parcels located at N75W27099 Oakwood Road, LSBT 0216.996.002 ("Parcel 1"), and N75W27095 Oakwood Road, LSBT 0216.996.003 ("Parcel 2");

**WHEREAS**, the Town Board's approval of the Certified Map was subject to the Town Planner's comments, which included, in part, that a 10' wide reservation strip, as indicated on the Certified Map, be granted to the Town of Lisbon and reserved for future pedestrian access to a major park (the "Pathway Reservation");

**WHEREAS**, on November 4, 2019, the property owners of Parcel 1, John Mayrack and Donnette Mayrack, and Parcel 2, Chris P. Christon and Sara J. Christon, filed an application with the Town of Lisbon Plan Commission requesting the Pathway Reservation be vacated;

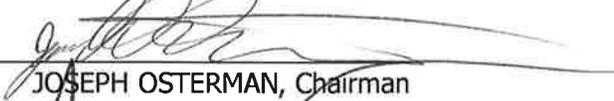
**WHEREAS**, on November 14, 2019 the Plan Commission approved the property owners request and directed staff to prepare necessary documentation in order for the Town Board to properly vacate the Pathway Reservation;

**NOW, THEREFORE BE IT RESOLVED**, the Town Board of the Town of Lisbon, Waukesha County, Wisconsin adopts the following Resolution, subject to:

1. The recitals set forth above are material to and are incorporated in this Resolution.
2. The Pathway Reservation is vacated and discontinued from the Certified Survey Map.
3. There shall be no public or pedestrian access to the Pathway Reservation as of the date of this Resolution.
4. The Pathway Reservation will be awarded to the property owners of Parcel 1 and Parcel 2 and each of their respective properties, as indicated on the Certified Survey Map.

**PASSED AND ADOPTED** by the Town Board of the Town of Lisbon, Waukesha County, Wisconsin this 27<sup>th</sup> day of January, 2020.

TOWN BOARD, TOWN OF LISBON  
WAUKESHA COUNTY, WISCONSIN

BY:   
JOSEPH OSTERMAN, Chairman

BY:   
TEDIA GAMINO, Supervisor

BY:   
MARC MOONEN, Supervisor

BY:   
LINDA BEAL, Supervisor

BY:   
REBECCA PLOTECHER, Supervisor

ATTEST:

BY:   
Rick J. Goeckner, MMC  
Interim Town Clerk



Attachments:

Exhibit A: Certified Survey Map No. 7447

**Exhibit A**

**Certified Survey Map No. 7447**

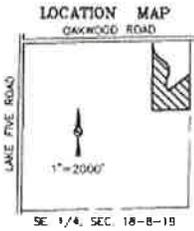
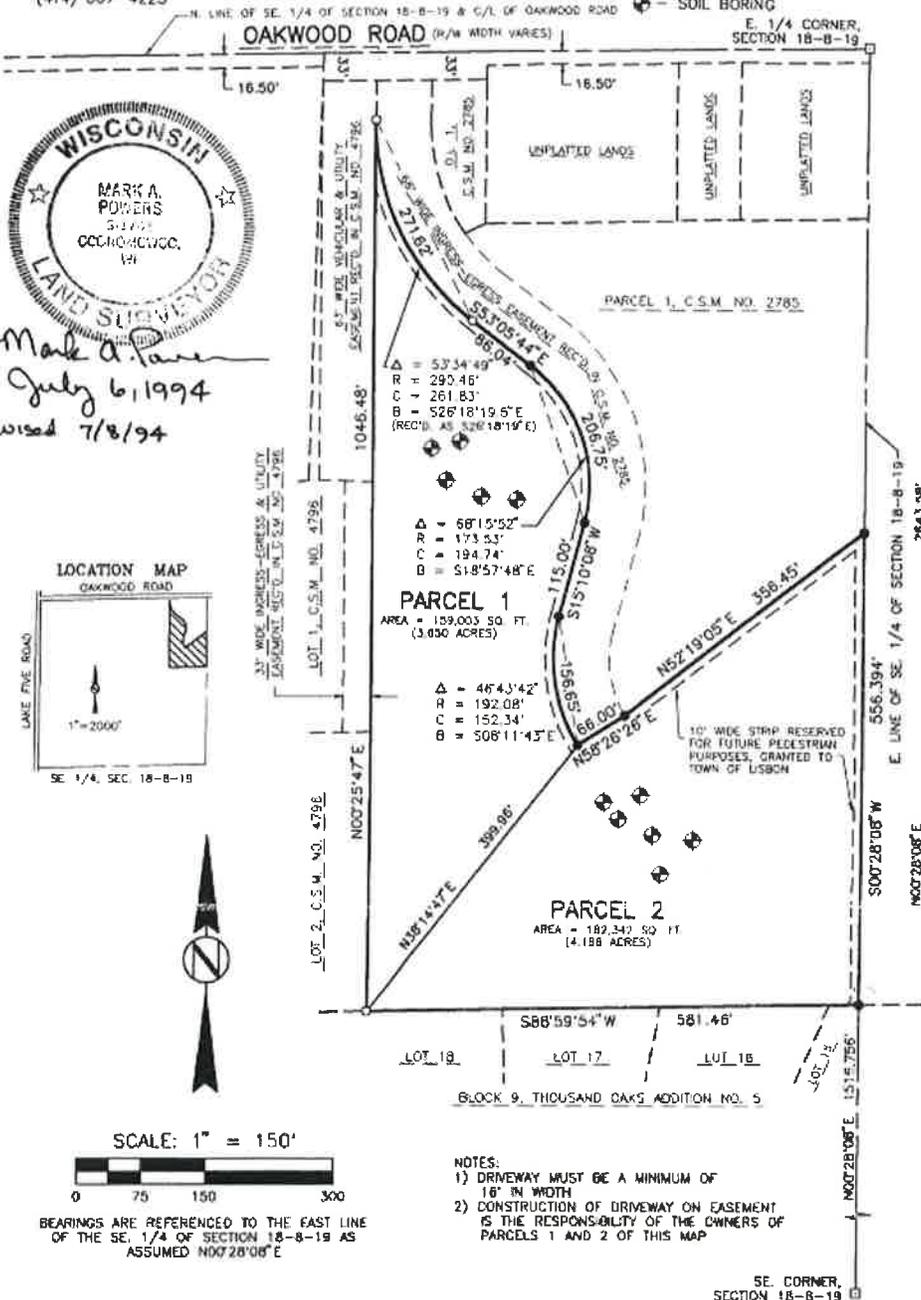
**CERTIFIED SURVEY MAP NO. 7447**

BEING A PART OF THE NE. 1/4 OF THE SE. 1/4 OF SECTION 18,  
 T.8N., R.19E., TOWN OF LISBON, WAUKESHA COUNTY, WI

**SURVEY BY**  
 MARK A. POWERS, R.L.S. 1701  
 WELCH, HANSON AND ASSOC., INC.  
 W219 E. WISCONSIN AVE.  
 NASHOTAH, WI 53058  
 (414) 367-4225

**SURVEY FOR**  
 TED W. HOFF

**LEGEND**  
 □ - CONC. MON. W/ BRASS CAP  
 ○ - 1" DIA. IRON PIPE FOUND  
 ● - 1" DIA. IRON PIPE SET, 24" LONG,  
 WT. = 1.13 LBS./LIN. FT.  
 ⊕ - SOIL BORING



BEARINGS ARE REFERENCED TO THE EAST LINE OF THE SE. 1/4 OF SECTION 18-B-19 AS ASSUMED N00°28'08"E

- NOTES:**
- 1) DRIVEWAY MUST BE A MINIMUM OF 16" IN WIDTH
  - 2) CONSTRUCTION OF DRIVEWAY ON EASEMENT IS THE RESPONSIBILITY OF THE OWNERS OF PARCELS 1 AND 2 OF THIS MAP

SE. CORNER, SECTION 18-B-19

**CERTIFIED SURVEY MAP NO. \_\_\_\_\_**

Being a part of the NE 1/4 of the SE 1/4 of Section 18,  
T8N, R19E, Town of Lisbon, Waukesha County, Wisconsin

**SURVEYOR'S CERTIFICATE**

I, Mark A. Powers, Registered Land Surveyor, hereby certify:

That I have surveyed, divided and mapped a part of the NE 1/4 of the SE 1/4 of Section 18, T8N, R19E, Town of Lisbon, Waukesha County, Wisconsin, more fully described as follows:

Commencing at the SE corner of said Section 18; thence N.00°-28'-08"E., along the East line of said SE 1/4, 1,516.756 feet to the NE corner of Lot 15, Block 9 of Thousand Oaks Addition No. 5 and the point of beginning of the hereinafter described lands; thence S.88°-59'-54"W., along the northerly line of Block 9 of Thousand Oaks Addition No. 5, 581.46 feet to the East line of Certified Survey Map No. 4796; thence N.00°-25'-48"E., along the easterly line of CSM No. 4796, 1046.48 feet to a point being on the westerly line of Parcel 1 of CSM No. 2785; thence along the westerly line of said Parcel 1 on the following described courses, 271.62 feet along the arc of a curve to the left with a radius of 290.46 feet whose chord bears S.26°-18'-19.5"E. (recorded as S.26°-18'-19"E.), 261.83 feet to a point of tangency; thence S.53°-05'-44"E., 86.04 feet to a point of curvature; thence 206.75 feet along the arc of a curve to the right with a radius of 173.53 feet whose chord bears S.18°-57'-48"E., 194.74 feet to a point of tangency; thence S.15°-10'-08"W., 115.00 feet to a point of curvature; thence 156.65 feet along the arc of a curve to the left with a radius of 192.08 feet whose chord bears S.08°-11'-43"E., 152.34 feet to the SW corner of said Parcel 1; thence N.58°-26'-26"E., along the southerly line of said Parcel 1, 66.00 feet to a point; thence N.52°-19'-05"E., along the southerly line of said Parcel 1, 356.45 feet to the SE corner of said Parcel 1, said point being on the East line of the SE 1/4 of said Section 18; thence S.00°-28'-08"W., along the East line of said SE 1/4, 556.394 feet to the place of beginning. Said lands containing a total area of 341,345 square feet (7.836 acres). Together with rights of ingress and egress to Oakwood Road over and across a 66 foot wide ingress/egress easement as recorded in CSM No. 2785.

That I have made said survey by the direction of Ted W. Hoff, owner of said lands.

That said survey is a correct representation of all the exterior boundaries of the land surveyed and the subdivision thereof made.

That I have fully complied with the provisions of Chapter 236.34 of the Wisconsin State Statutes and the subdivision regulations of the Town of Lisbon in surveying, dividing and mapping the same.

Dated this 6<sup>th</sup> day of July, 1994.



Mark A. Powers  
Mark A. Powers, RLS 1701

**CERTIFIED SURVEY MAP NO.** \_\_\_\_\_

Being a part of the NE 1/4 of the SE 1/4 of Section 18,  
T8N, R19E, Town of Lisbon, Waukesha County, Wisconsin

**OWNER'S CERTIFICATE:**

As owner, I hereby certify that I caused said lands to be certified, divided, mapped,  
and dedicated, as shown on this map.

WITNESS the hand and seal of said Ted W. Hoff, owner, this 9<sup>TH</sup> day  
of August, 1994.

In Presence of: Mary J. Knecht \_\_\_\_\_  
Ted W. Hoff \_\_\_\_\_

STATE OF WISCONSIN)  
Marinette COUNTY)

Personally came before me this 9<sup>th</sup> day of August,  
1994, the above named Ted W. Hoff, to me known to be the person who executed  
the foregoing instrument and acknowledged the same.



Denise L. Carl  
Notary Public  
Marinette County, Wisconsin  
My commission expires 3-3-98

**TOWN BOARD APPROVAL:**

Approved by the Town Board of the Town of Lisbon this 25<sup>th</sup> day of  
July, 1994.

Donald R. Holt \_\_\_\_\_  
Donald R. Holt, Chairman  
Betty Fryda \_\_\_\_\_  
Betty Fryda, Clerk

**PLANNING COMMISSION APPROVAL:**

Approved by the Planning Commission of the Town of Lisbon, this 7<sup>th</sup> day of  
July, 1994.

Donald R. Holt \_\_\_\_\_  
Donald R. Holt, Chairman  
Richard J. Martin \_\_\_\_\_  
Richard J. Martin, Secretary



Mark A. Powers  
July 6, 1994

